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THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

. 80, NO. 65 NEW YORK, WEDNESDAY, OCTOBER 1, 1941 TEN CENTS

9 ALLIED UNITS OKAY JOINT COMMITTEE

Theaters Generally Pass Along New Fed'l Levy

No Move Made to Absorb Tax; Circuits Weighing "Even" Admission Policy

The public will carry the load of the new admission tax regulations which go into effect today. Major circuits, independent circuits and individual theater operators indicated yesterday that no attempt would be made to absorb the tax.

In brief, the tax law, which became effective at midnight, applies to all admissions starting with the first penny, except tickets selling for less than 10 cents to children under 12 years of age.

It is reported that Loew's and RKO

(*Continued on Page 7*)

Expect Film Probe Will Be Set Back

While the film war propaganda probe is scheduled to be resumed by the Senate Interstate Commerce sub-committee Monday in Washington, Wendell L. Willkie, industry counsel, said yesterday that it would be his "guess" that the hearings would be set back. In some quarters, there was continued doubt that they would be resumed at all.

The seven or eight pictures which

(*Continued on Page 7*)

E. M. Loew to Construct Four Open Air Theaters

Boston—Completion of plans for building four new open air theaters is announced by E. M. Loew's Theaters, and Larry Lasky, associated

(*Continued on Page 4*)

"Above Suspicion" Acquired by Metro

"Above Suspicion," Helen MacInnes novel, currently fourth on the "best seller" list, has been acquired for screening by Metro, it was learned yesterday. It's the first anti-Nazi purchase by Hollywood since the storm raised by charges of film war propaganda preferred by Senate isolationists.

EDITORS PRESS FIRE ON INQUIRY

Tide of Sharp Criticism of Senate Sub-committee's Industry "Witch Hunt" Continues to Rise

The tide of editorial criticism of the Senate Interstate Commerce sub-committee's "witch hunt," cloaked as an inquiry into charge of war propaganda in American motion pictures, continues to rise, a survey of the editorial columns of the daily press shows.

Further typical extracts from editorials, many of the "leader" variety, follows:

SYRACUSE HERALD JOURNAL: "It is true that a motion picture personalizes its story. It concentrates attention on the fortunes of a few individuals, revealing their emotions, hopes, fears and agonies. But it is captious to single out this art because it uses material of the living present.

"The quarrel of the complaining Senators should be with the facts themselves and not their depiction on the screen."

ATLANTA CONSTITUTION: "... One thing is sure. The movie producers are backed by a majority of the people of the nation in approval of the type of pictures they have been making.

"Admitting their anti-Hitler viewpoint, it might be pertinent for the producers to ask the investigating committee, in turn, who they are against."

DAYTON (O.) HERALD: ". . . Among the pictures to which Senator Nye objects are those like 'Sergeant York,' which depict the Ameri-

(*Continued on Page 8*)

Court Sets Kaufman Trial for Oct. 27

Federal Judge John W. Holland yesterday ordered trial of the Government extortion case against Louis Kaufman and Nick Circello

(*Continued on Page 7*)

Polio Outbreak Closes All Troy Theaters to Children

Troy—Theaters were closed to children in this city after a request to that effect had been received from

(*Continued on Page 3*)

IA Asking Separate Pact for Janitors

Detroit—The IATSE is continuing negotiations with about 200 local theaters through exhibitor committee for service employes, and is nego-

(*Continued on Page 3*)

Schenck Heads Pioneers' Entertainment Committee

Marvin Schenck has been named chairman of the Entertainment Committee for the Picture Pioneer

(*Continued on Page 3*)

May Call Off Mexican Strike

Distributors, Union, Gov't Officials to Meet

Mexico City—Month old strike of the Motion Picture Workers Union against the distributors may be called off over the week-end, according to well informed sources here.

Representatives of both sides and Government officials are scheduled to meet Friday with indications that

(*Continued on Page 7*)

Stipulation Indicates Stone Suit Settlement

Albany — Settlement of the suit brought by Abe Stone, Eagle Theater, against Vitagraph, et al., for prior delivery of product to the new

(*Continued on Page 2*)

Represents a Majority of Regional Associations; N. E. Unit Meets Tomorrow

Nine Allied units, representing a majority of the regional associations, have ratified the resolution for a national joint committee, it was announced yesterday.

As Allied has 17 active units, eight more regional associations have yet to file their reports. The New England unit meets tomorrow in Boston and there are strong rumors that the group will reject the unity proposal. Another unit whose attitude is uncertain is Connecticut Allied, while some speculation has been ex-

(*Continued on Page 3*)

AF of L Union Moves To Sign Up Artists

Sign-Pictorial and Display Union, Local 230, an A F of L affiliate, is attempting to sign artists employed by the advertising and publicity departments of the major companies, it was learned yesterday.

A spokesman for Local 230 claimed it has had jurisdiction over artists

(*Continued on Page 7*)

Allied's N. Y. State Unit May Convene Next Week

Albany—A state-wide convention of the new New York State Unit of Allied is in prospect for next week,

(*Continued on Page 7*)

9.8c Juvenile Base Price in St. Louis

St. Louis—Theaters in St. Louis and St. Louis County, some 100 in all, have fixed their juvenile base price at 9.8 cents, which plus the 2 per cent State sales tax will make a total charge of 10 cents. Since the base price is less than 10 cents it does not come under the new Federal tax.

On the tickets that sell for more than 10 cents the theaters will pass the new tax along to patrons.

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THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Tuesday, Sept. 30)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	6⅝	6½	6⅝	+ ⅜
Columbia Picts. pfd.	26¼	26	26	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10	10	10	+ ¼
East. Kodak	143½	143	143	+ ¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	13⅝	13⅜	13⅜	.....
Loew's, Inc.	38	37½	37½	+ ⅝
do pfd.	109¾	109¾	109¾	+ ⅜
Paramount	15	14⅝	14⅝	.....
Para. 1st pfd.	109	108	109	+ 2
Para. 2nd pfd.	13½	13⅜	13½	+ ½
Pathe Film	14½	14⅜	14⅜	.....
RKO	3¼	3¼	3¼	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8⅞	8¾	8⅞	+ ⅛
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	149	149	149	+ 1¼
Warner Bros.	5¼	5⅛	5¼	+ ⅛
do pfd.	74	73¼	74	+ 1½

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	104	104	104	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	99¾	99¾	99¾	.....
Warner Bros.' dbs. 6s48	96½	96½	96½	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	....	....	....	.....
Trans-Lux	¾	¾	¾	— ⅛
Universal Corp. vtc.	8¼	8	8¼	+ ⅛
Universal Picts.	24	24	24	+ 2

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	68¼	70¾
Roxy Thea. Bldg. 4s 1st '57	59	63

F & M Will End 20c Minimum at the Fox

St. Louis—Effective Friday, Fanchon & Marco interests will revise the price scale at the 5,000-seat Fox Theater to eliminate the 20-cent minimum charge for adults that has prevailed for several weeks. The range will be 30c, 40c or 50c. Scale has been 20c to 1 p.m.; 30c from 1 to 6 p.m. and 40c after 6 p.m., tax included.

St. Louis Theaters and Transit Co. Tie-in On 75c Weekly Shopper-Theater Ticket Plan

St. Louis—A committee to work with the St. Louis Public Service Co. on a co-operative plan to push sales of the company's 75 cent weekly shopper-theater tickets is announced by Fred Wehrenberg, president of the MPTO of St. Louis, Eastern Missouri and Southern Illinois. St. Louis members will plug the transit company combination tickets on their screens and in lobby displays and, in return, the company will urge purchasers to use the theater tickets for moving picture houses.

Committee consists of Lou Ansell, Ansell Circuit; Rex Williams, Loew first-run manager; John Caporel, Wellston Theater and Wehrenberg.

Stipulation Indicates Stone Suit Settled

(Continued from Page 1)

Delaware Theater, Warner house, ahead of the Stone theater, loomed with the filing of a stipulation by Leonard Rosenthal, attorney for Stone and Sam Aronowitz, Warner local counsel, in county clerk's office here.

Stone had brought an action for a temporary injunction against Vitagraph due to the substitution of the Delaware for the Albany, another Warner theater, in the seven days clearance over the Eagle. The stipulation as filed provides for the Delaware to be seven days ahead of the Eagle but henceforth no more than 21 days will elapse from the Colonial and Albany until availability for the Eagle.

The Madison, another Warner house, is currently the only second-run and is seven days ahead of the Colonial and Albany.

Suits for damage accordingly are not expected to be pressed.

Not Enough Action, So Fight Films Withheld

Films of the Louis-Nova championship fight will not be released as anticipated. Decision to withhold general release of the films was based on the opinion of the producers and RKO Radio, distributors of the three previous championship films, that the Polo Grounds films did not contain sufficient pictorial ring action to measure up to the high standard of fight films heretofore released.

Alliance Circuit Fights Ind. Move to Collect Tax

Chicago—The Alliance circuit, which operates in Indiana, will fight that state's attempt to collect a levy claimed due under an old state law. The circuit was recently billed by the State Auditor, for tax on its houses, due since 1937.

Indiana ATO Will Meet Is Indianapolis Nov. 17

Indianapolis—The Associated Theater Owners of Indiana will hold its annual convention Nov. 17-18 in the Antlers Hotel here. The tradeshow held in connection with the annual meeting will be eliminated this year.

Ia.-Neb. ATO to Consider Admitting Circuit Operators

Des Moines—Allied Theater Owners of Iowa-Nebraska at its annual meeting, to be held within the next six weeks or two months, will consider the admission to membership of circuit operators. Plan was originally proposed some months back by Prexy Leo Wolcott of Eldora.

Indie exhib. organization at a meeting this week reported its boycott against "unfair" film rentals was standing up, with comparatively few deals claimed closed in the territory.

AGMA Moves to Examine Petrillo, AFM's Prexy

Examination before trial of James C. Petrillo, president of AFM was asked yesterday in an application filed in N. Y. Supreme Court by AGMA. AGMA is seeking an injunction to prevent Petrillo from ruling AGMA members off the air and the screen. Revival of the suit follows a decision of the Court of Appeals on July 29 which reversed a lower court dismissal.

Install Chas. P. Skouras As V. C. Barker in L. A.

West Coast Bureau of THE FILM DAILY

Los Angeles—Charles P. Skouras was installed as chief barker of Los Angeles tent of National Variety Clubs at the induction banquet here. John H. Harris, Jr., James G. Balmer, Rev. Donald Tippet, Duke Clark and Skouras were speakers. General William McCraw, Dallas attorney, acted as toastmaster.

Broad Theater Arbitration Hearing Continues Oct. 8

Philadelphia — Hearing on the Broad Theater arbitration case which started Monday has been continued until Oct. 8. The Stamper case opened yesterdav and adjourned until Friday. The Hatboro case will be heard tomorrow.

20th-Fox to Name Mohme Successor in Mexico

Gus Mohme, 20th-Fox manager for Mexico, has resigned because of ill health. A successor will be named shortly by Walter J. Hutchinson, head of the foreign department.

COMING and GOING

SPYROS SKOURAS returns from a visit of t National Theaters' divisional circuits on Frida

HASKELL MASTERS, UA's Western sales ma ager, returns to Toronto tomorrow for furth negotiations on the FPC deal.

ERROL FLYNN arrives from Hollywood Frida

TOM CONNORS, M-G-M's Eastern sale[illegible] ager, is in Dallas working on the Intersta[illegible] cuit deal.

PHILIP REED reports today for an acting a signment on the RKO lot.

PHIL REISMAN, RKO foreign manager, is ex pected to return Sunday from his Latin-America trip.

ROSS McLEAN, of the National Film Boar Ottawa, is at the Warwick Hotel.

BEULAH BONDI, who recently completed feature role in "One Foot in Heaven" fo Warner Bros. arrived yesterday from the Coast.

BEN LYON and **BEBE DANIELS** terminat their U. S. stay in about 10 days, returning t London.

BRUCE CABOT leaves for England on th completion of "Wild Bill Hickok" to appear i Warners' "Eagle Squadron."

New York Circuits Will Provide Series Service

Most of the New York circuit will keep their patrons informed o the progress of the World Serie which starts today. RKO is erecting score boards on its stages where each inning will be quietl posted and radios will be placed i the lounging rooms for those wh want the play-by-play description Similar policy will be adopted b many independent theaters.

Dramatists Guild Council Condemns Pix Investigati'n

Film investigation by the Senate Interstate Commerce sub-committee was condemned in a resolution passed by the Council of the Dramatists Guild.

Will Examine Para. Execs.

Supreme Court Justice Peter Schmuck has handed down an order directing Barney Balaban, Austin C. Keough and Stanton Griffis to appear on Oct. 8 for a pre-trial examination in the pending suit by Ben Blumenthal against Paramount for commissions with reference to the sale of Para.'s British theaters.

Alice Joyce
Joseph Cotten
Jack Mersereau
G. Keva Marcus

Nine Allied Units Ratify Joint Com.

(*Continued from Page* 1)

ressed as to which way Michigan vill go.

The Michigan association meets Monday and Tuesday in Detroit he sessions will be attended by bram F. Myers, general counsel. ack Kirsch, head of Illinois Allied, nd Martin Smith, Ohio president, lso are slated to attend.

Following associations have aproved the unity resolution: Allied f New Jersey (with reservations), IPTO of Maryland, Allied of Illinois with special vote of confidence in he national officers and liaison comnittee), Allied of Western Pennsylania, Independent Theaters Protecive Association of Wisconsin and pper Michigan, Associated Theater wners of Indiana, Allied Theater wners of the District of Columbia, ew York State Unit of National llied and Allied Independent Theter Owners of Eastern Pennsylvania as amended and with special vote of onfidence in national officers and the oard).

Procedure of Allied after all units ave approved or acted on the resoluion has not been determined, but it s understood that Myers will issue formal statement and then call a pecial meeting of the board of diectors. Board then is expected to nvite other branches of the industry for a round-table conference.

etroit Theaters Agree n Raising Admissions

Detroit—As a result of an agreeent reached on price increases aused by the new taxes, theaters toay are to tilt scales generally hroughout the city, with the excepion of first-runs, which are not yet nally set, but will probably remain t 55 cents top and increase matiees from 39 to 40 cents.

All houses in town, including norganized independents and affilated circuits, are agreeing on the ew scale price tilt in a remarkable nity move.

Houses now charging 15, 20, 25 nd 30 cents go to the next higher ultiple of five for a total charge inluding tax and eliminating older plit price classes. Second-runs, owever, stay at 44 cents but inrease week-day matinees from 33 o 35 cents.

While price change on first-runs is till undecided, Manager David M. dzal of Fox advocates a general rice tilt in big houses, and subseuent-runs generally concur, but greement on this angle has not been eached. First-runs will probably emain unchanged and absorb the ax for a few days as second-runs, ith minor exception, are doing.

Plan adopted Tuesday was amendd so that key and subsequent-runs harging 15 cents for children will bsorb the tax and retain the 15ent price, although second-runs will o to 17 cents for children as orignally agreed.

● ● ● YES'DAY along local Film Row the celluloid cohorts switched their interest in sports from the Louis-Nova affair to today's Yankees-Dodgers battle......At the fisticuffs fiesta at the Polo Grounds we saw, 'mong others, Ned E. Depinet, Herman Wobber, James R. Grainger, Grad Sears, Anne Shirley, Toots Shor, S. Barret McCormick, Les Whalen, Malcolm Kingsberg, Charles Moses, Leon Goldberg, Jack Level, Bill Bohnel, Nat Levy, Sam Rinzler, John Farmer, Ben Grimm, Lou Gaudreau, Al Adams, and that jovial and ultra-skilled legalist Hamilton C. Rickaby......To add further cinematic flavor, just before the championship "go," the ring announcer urged the crowd to buy Defense Bonds and said he was making the plea in behalf of Richard C. Patterson, Jr.......

▼ ▼ ▼

● ● ● *STREET NOISES:......RKO Radio's h.o. golfers are shedding tears of disappointment down the fairways of their cheeks 'cause they lost telegraphic match to the Coast studio divot diggers......Craig Wood played for the East, eligible on grounds that he made an RKO Radio short......He shot a* 71 *......Low in studio scores was Roy Webb's* 75*......Other carded results were: West,—Scotty McKnight,* 81; *Pete Bernard,* 82; *Al Newman,* 82; *Tom Clement,* 87; *Graham Baker,* 91; *Des Marquette,* 91; *Virginia Vale,* 97*......and for the East,—Jack Level,* 85; *Walter Seaton,* 86; *Chas. Horstman,* 87; *Robert Sherman,* 90; *Lou Miller,* 91; *Garrett Van Wagner,* 91; *and Leon Goldberg,* 92. . . ● *A memorial plaque in honor of the late Sam Harris, renowned legit producer, is to be unveiled at* 1 *p.m. today at the Actors Temple,* 339 *W. 47th St., and was subscribed to by Sam Forrest and Associated Theater Ticket Brokers of New York City. . .*

▼ ▼ ▼

● ● ● HITHER AND YON:......Because the public is up on its haunches anent unhappy endings to fillums, Darryl Zanuck avers that very few stars will be "killed" this winter, in comparison with last winter. . . ● American premiere of "The Man Who Seeks The Truth," starring Raimu, will be held next Monday night in the World Cinema, gate going to Federation of French Veterans of the Great War. . . ● John (Daily Nooze) Chapman told in his Hollywood colyum yes'day why Gene Autry steer-ed clear of attending the World Series as scheduled (talk about the Neutrality Act!). . . ● A Wilkes-Barre member of Local 37 IA of Billposters, Billers and Distributors for 35 years, William Sharp, was elected for his third consecutive term of six years as second vice-prexy of the international at the Detroit convention. . . ● The Exhibitors Service Co., operator of a motor express service which delivers over 70 per cent of motion picture films for theaters and exchanges in the Pittsburgh territory, was one of the award winners of the seventh national truck safety contest of the American Trucking Ass'n, Inc., in Washington, D. C.......

▼ ▼ ▼

● ● ● *COAST-ING: To inject increased adult appeal in his Columbia serials, Larry Darmour is setting precedent in production of "Holt of the Secret Service," which'll star Jack Holt and feature Evelyn Brent......Precedents include, a material increase in pix's budget; lengthening of shootin' time above that usually allowed for serials; and filming of each installment as an entity so that each will be entertaining and understandable to an audience that might not have seen pervious chapters......With these innovations, plus adding comedy to the story while maintaining suspensive hazards so popular with youngsters, Darmour believe experiment will result in much wider audience appeal for serials than they now enjoy......*

DATE BOOK

Today: Monogram stockholders' meeting, Los Angeles.

Oct. 1-8: National Newspaper Week, the film industry co-operating.

Oct. 3-5: Columbia regional meeting, Chicago.

Oct. 3-5: Columbia regional meeting, Blackstone Hotel, Chicago.

Oct. 6-8: Allied Theaters of Michigan convention, Book Cadillac Hotel, Detroit.

Oct. 7: Joseph P. Reed testimonial luncheon, Ceriani's, New Haven.

Oct. 10-12: Columbia regional meeting, New York.

Oct. 11-13: Variety Club of Texas Fall Golf, Lakewood Country Club, Dallas.

Oct. 18: Cinema Lodge banquet and ball, Hotel Astor.

Oct. 19-20: ITI of Arkansas convention, Little Rock.

Oct. 22-23: AMPTO of Western Pennsylvania convention, Hotel Roosevelt, Pittsburgh.

Oct. 24-25: Columbia regional meeting, San Francisco.

Oct. 27: Philly Variety Club testimonial to James P. Clark.

Oct. 29: N. Y. Picture Pioneers' Fall dinner, Toots Shor's.

Oct. 31: Variety Club of Texas Annual Hallowe'en Party.

Nov. 15: Washington Variety Club banquet, Willard Hotel.

Nov. 17-18: ATO of Indiana convention, Antlers Hotel, Indianapolis.

Nov. 26: "Night of Stars," Madison Square Garden.

IA Asks Separate Detroit Pact for Janitors, Maids

(*Continued from Page* 1)

tiating a contract for janitors, posters and maids separate from the previously agreed contract for doormen, ushers, and cashiers.

The union is asking $30 weekly minimum, an average raise of $5 to $7. Owners are now willing to give a $2 raise and ultimate agreement is believed in sight.

Polio Outbreak Closes All Troy Theaters to Children

(*Continued from Page* 1)

health authorities here. The voluntary ban will apply during the present infantile paralysis scare.

Co-operation was achieved from the request, according to official circles, all theaters applying to voluntary ban to kids under 12.

Schenck Heads Pioneers' Entertainment Committee

(*Continued from Page* 1)

Hallowe'en Harvest Moon dinner conference, Oct. 29, at Toots Shor's Restaurant.

Appointed by Jack Cohn, House Manager, to serve with Schenck are Leon Bamberger, G. B. Odlum, Lawrence Beatus, Sam Dembow and Leon Netter. A committee meeting will be held this week.

Bergman Named Commander

Cleveland—Edwin Bergman, 20th Century-Fox city salesman, has been elected commander of Variety Legion Post.

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Mr. Celebrity"

with Buzzy Henry, James Seay, Doris Day, William Halligan
(HOLLYWOOD PREVIEW)

PRC 66 Mins.

MARTIN MOONEY'S FIRST PRODUCTION EFFORT PROVES LOW-BUDGET CLASSIC; PACKS ACTION AND DRAMA.

Here is a challenge to the producers who spend a fortune making a motion picture and wind up with six reels of film lacking those essentials so necessary to the protection of their own investments.

Made at a cost below the budget usually allotted for extra people in the average "B" picture, this film is a standout in all departments. It is alive with action, drama, and first-rate performances. It never loses pace or gives the appearance of being made in a hurry. It is beautifully cast and expertly directed, and where they got all that production on such a limited budget is a mystery even to those who claim this sort of thing can be done all the time. Martin Mooney, producer and writer of the screenplay, has definitely carved a niche for himself. "Mr. Celebrity" can stand on its own feet as good solid entertainment.

In the cast, little Buzzy Henry is tops. The boy is not only blessed with a fine appearance, but displays ability rare in a youngster and that unusual spark which has stamped most of our successful moppets. James Seay, tall, handsome, talented and a natural for his role, should go far after the right people see him in this. The old-timers, Francis X. Bushman, Clara Kimball Young, Jim Jeffries and that really fine actor John E. Ince, do an excellent job. The performance of Ince, as the retired attorney, drafted back into harness, and Jack Bexley, as the Kentucky Judge, are corking. Director William Beaudine can take a long, low bow for making all these things possible.

The story concerns the attempt of a pair of lonely grandparents to take their grandson (Buzzy Henry) away from his uncle, (William Seay) who, because he is a vet at the race tracks is considered an improper guardian. The boy and his uncle travel to a place called Celebrity Farm in Kentucky to escape. They become the guests of Bushman, Miss Young, and an assorted lot of former celebs who have been given the farm as a home. Seay trains a horse for them called "Mr. Celebrity," and saves their home and his ward by cleaning up a fortune on a big race.

"Mr. Celebrity" is as good a buy as any exhibitor can make—in any class house —and for any class audience.

CAST: Buzzy Henry, James Seay, Doris Day William Halligan, Gavin Gordon, Johnny Berkes, Jack Bexley, Larry Grey, John E. Ince, Frank Hagney, Jack Richardson, Alfred Hall, Smokey Saunders, William Whitman, Ruth Clifford, Henry Hastings, Billy Mitchell, William Pagan, Francis X. Bushman, Clara Kimball Younng, James Jeffries.

CREDITS: George R. Batcheller in charge of production; Producer, Martin Mooney; Director, William Beaudine; Authors, Martin Mooney and Charles Samuels; Screenplay, Martin Mooney; Cameraman, Arthur Martinelli; Settings, Fred Preble; Film Editor, Robert Crandall.

DIRECTION, Excellent. PHOTOGRAPHY, Excellent.

"Burma Convoy"

with Charles Bickford, Evelyn Ankers, Frank Albertson
(HOLLYWOOD PREVIEW)

Universal 59 Mins.

SOLID ACTION-MELLER, WELL CAST AND DIRECTED; GOOD PROGRAMMER.

"Burma Convoy" is one of those solid little program pictures, without claim to epic stature, but with plenty action, a good plausible yarn, and a cast as good as the script calls for.

It's timely because of the locale. The Burma Road has been in print a good deal lately and is a good background for an adventure yarn.

Charles Bickford, Evelyn Ankers and Frank Albertson, playing the leading roles, do an excellent job. The direction by Noel M. Smith is smooth and accurate. Marshall Grant's production is good—a little better than in the average low-budgeter.

In Stanley Rubin and Roy Chanslor's screenplay, Charles Bickford, is the leader of a convoy of trucks taking food and supplies to the interior of China via the Burma Road. He is about to leave his job to go to Kansas City and open a garage when his brother, (Frank Albertson), arrives on the scene and decides to go to work.

Bickford attempts to dissuade him, but both of them are suddenly thrown in the middle of a plot to sabotage the convoy and in an effort to expose the spy in the outfit, Albertson is shot.

Bickford decides to remain until he has avenged his brother's death. He discovers that the leader of the company, (Truman Bradley) is the spy and before he can expose him, he is captured and the spy takes the trucks out to meet a party of parachute pirates.

Bickford, Miss Ankers, and the rest of the town arrive just in the nick of time and save the day.

This good cast and excellent story make strong support material.

CAST: Charles Bickford, Evelyn Ankers, Frank Albertson, Cecil Kellaway, Willy Fung, Keye Luke, Turhan Bey, Truman Bradley, Ken Christy, C. Montague Shaw, Harry Stubbs, Chester Gan, Vyola Vonn.

CREDITS: Associate Producer, Marshall Grant; Director, Noel Smith; Authors and Screenplay, Stanley Rubin and Roy Chanslor; Cameraman, John Boyle; Art Director, Jack Otterson; Film Editor, Ted Kent.

DIRECTION, Good. PHOTOGRAPHY, Good.

E. M. Loew to Construct Four Open Air Theaters

(*Continued from Page* 1)

with the circuit, is currently in Philadelphia to close deals on sites for these theaters, two of which will be constructed in that city.

The other stands will be put up in Hartford, Conn., and Washington, D. C. Several unique features will be incorporated in the projects, among them toll-type box offices, refreshment stands, and special new type lighting fixtures, together with recreation centers containing bowling alleys.

"Dumbo"

RKO Radio-Disney 64 Mins.

TOP-RUNG FULL LENGTH CARTOON FEATURE WITH GREAT HUMOR, HUMAN INTEREST AND PATHOS. IT'S DISNEY AT HIS BEST.

With the story of a little elephant whose ears are incredibly big, Walt Disney rings the entertainment bell thunderously, giving to exhibitors and the public a feature film which in many respects equals his immortal "Snow White and the Seven Dwarfs," and on some counts surpasses it.

In "Dumbo," the amazing Disney and his aides have fashioned a screen property of irresistible charm for young and old alike from a story-adaptation which overflows with humor, heart-throbs, and original music compositions, at least four of which seem destined for the "hit" class,—"Look Out for Mr. Stork," "Song of the Roustabouts," "Baby Mine," and "When I See An Elephant Fly." The other melodies, "Pink Elephants," "Casey, Jr.," "It's Circus Day Again," "Spread Your Wings" and "The Clown Song" are lilting runners-up, filling their functions admirably during the action.

"Drumbo" carries the following among other advantages, in this reviewr's opinion, over "Snow White": (1) quality and variety of animation, gained from greater production experience and the fact that, in technique, there is a happy merging of straight cartoon delineation with the more thrilling aspects of that employed in "Fantasia"; (2) humor of a more modern sort, geared better to present day concepts and less primary than has been the custom at the Disney studios heretofore; (3) improved Technicolor which in this instance strikes the onlooker as representing close to the absolute potential; (4) use of extraordinary sound effects achieved via Sonovox.

Another strong asset is that "Dumbo" is shorter by some 21 minutes that "Snow White" and consequently has greater pace, compactness, and ability to exact audience attention. At the finale, one has had a feast of fun, yet with the desire to feast further. The story itself is delightful, and all along the line is found a wealth of those gloriously tickling touches of grand showmanship, humanness, artistry and ingeniousness for which Disney is renowned.

At the outset, all the animals in the itinerant circus, it appears, are expecting offsprings. Mr. Stork's winged couriers course through the night to blessed events. Only Mrs. Jumbo is neglected. But not for long. The bundle, being naturally heavy, necessitates its being rested occasionally on a cloud by its feathered bearer. The youngster is an infant elephant whose ears are grotesquely huge, making him the scandal of the other elephants and the oddity of the circus.

So great, however, is Mrs. Jumbo's love for the new arrival that when a boy annoys "Dumbo," his infuriated mother literally breaks up the show. They imprison her as a mad animal. It is here that Disney introduces Timothy Q. Mouse (whose role is much the same as that of the amusing and lovable Jiminy Cricket in "Pinocchio") who befriends "Dumbo." The latter finally gets the assignment of standing triumphantly atop a pyramid of elephants in the big top, but fails miserably and becomes th fall-guy of the clowns who plan to mak his participation in their house-on-fir routine a supersensation by making the little fellow jump from a tremendous heigh

But, after a night of accidental inebriation, "Dumbo" and Timothy find themselve among a flock of crows. The black bird inspire "Dumbo" to fly and he become the sensation of the show world.

The film is tagged for sensational success in film theaters everywhere. If anything will bring folks back in quantity,– a little elephant will lead 'em.

CREDITS: Supervising Director, Be Sharpensteen; Screen Story, Joe Grant, Dic Huemer; Story Direction, Otto Englander Sequence Directors, Norman Ferguson, Wilfred Jackson, Bill Roberts, Jack Kinney Sam Armstrong; Animation Directors, Vladimir Tytla, Fred Moore, Ward Kimbal John Lounsbery, Art Babbitt; Woolie Reitherman; Story Development, Bill Peed, Aurelius Battaglia, Joe Rinaldi, George Stallings Webb Smith; Character Designs, John P Miller, Martin Provensen, John Walbridge James Bodrero, Maurice Nobel, Elme Plummer; Music, Oliver Wallace, Franl Churchill; Lyrics, Ned Washington; Orchestration, Edward Plumb; Art Direction Herb Ryman, Kendall O'Connor, Terrel Stapp, Don Da Gradi, Al Zinnen, Ernes Nordli, Dick Kelsey; Charles Payzant; Backgrounds, Claude Coats, Al Dempster, Johi Hench, Gerald Nevius, Ray Lochrem, Jo Stahley; Animation, Hugh Fraser, Howar Swift, Harvey Toombs, Don Towsley, Mil Neil, Les Clark, Hicks Lokey, Claude Smith Bernie Wolf, Ray Patterson, Jack Campbell Grant Simmons, Walt Kelly, Josh Meador Don Patterson, Bill Shull, Cy Young, Ar Palmer.

DIRECTION, Tops. PHOTOGRAPHY Superb.

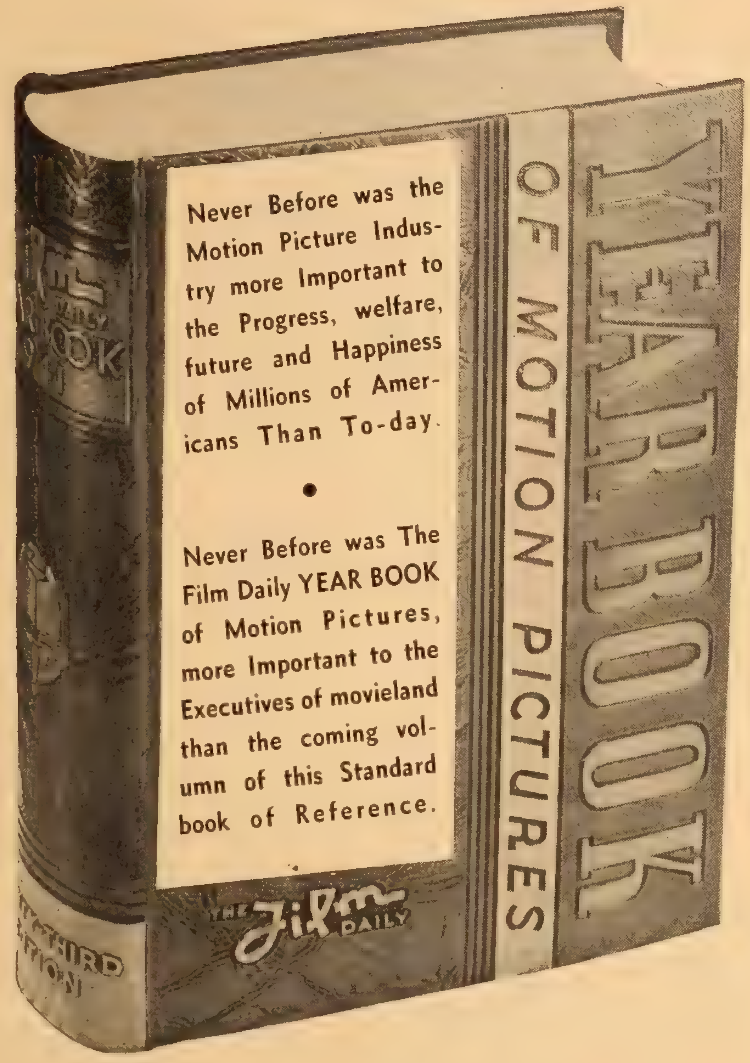
☆ SHORTS ☆

"Half Shot At Sunrise"

Columbia 16 min

Lukewarm Comedy

Filmgoers who take to comedy c stark simplicity will probably lik this one which depends on tw loosely-knit sequences for suc laughs as are forthcoming. First i the practical joking proclivities c Roscoe Karns who uses trick gac gets to annoy people and handsomely succeeds, and Karns' equally masterful ability to annoy patrons whe he attends the movies. Even his wif is fed-up on the gadget stuff, an leaves him. Upon her return she i told by a busybody that her hubb and young son have gone to Arizona which turns out to be the movi by that name, and not the State Appearing in the cast are An Doran, Marion Martin and Bobb Larson. All the players do the bes they can with the rather shallo material. Short lends itself to a contest—to discover what the title ha to do with any portion or all of th happendings.


Never Before was the Motion Picture Industry more Important to the Progress, welfare, future and Happiness of Millions of Americans Than To-day.
Never Before was The Film Daily YEAR BOOK of Motion Pictures, more Important to the Executives of movieland than the coming volumn of this Standard book of Reference.
The Film Daily
YEAR BOOK
OF MOTION PICTURES

The 1942 Year Book of Motion Pictures is now in intensive preparation.

Army Film Men Busy On New Productions

Fort Monmouth, N. J.—Newest activity at the Army's Film Lab. here includes the shooting of another Signal Corps training film with Bernard Rubin, director, and Joe Thompson as assistant, and the shifting of personnel on detached service out in the field.

A crew is going to Fort Lee in Virginia to make a picture on Quartermaster service in the field, headed by Sgt. Lee Sholem as director with Howard Olds as cameraman. George Reinhardt, Jim Hadley and Joe Smalley are also tabbed for the detail, but no Officer in Charge has been selected yet.

Lieut. Julian Blaustein and Pvt. Berk Anthony took another flying trip to Fort Monroe in Virginia for further fact-finding on their Coast Artillery project.

Sgt. Ed North and Private Bob Russell also left Fort Monmouth for a stay at Edgewater Arsenal to work on the training film about gas attack defense. Capt. Gordon Rigby accompanied for a look-see.

Six men will leave shortly for duty with Lt. Gaskill's crew at Fort Belvoir, Va. They include Michael Rayhack, John Fitzgerald, John Jay, Doug. Baker, Charles Collier and Roger Higgins.

Lieut. Irving Hirschfield also joins the outgoing men, proceeding to Aberdeen Proving Ground, headquarters of the Ordnance Department, where training films are in production.

Other changes at the Army's Hollywood include the addition of Lieut. Matthew Mautz and Maj. Charles W. Sheely to duty with the Lab, and the promotion of Major Shaw to temporary Lieut. Colonel. Lt. Mautz was formerly company commander of the Twentieth Signal Service Co. to which all Lab. workers were assigned before it became part of the Fifteenth Signal Service Regiment.

Sid Cohen Out of Uniform

Cleveland—Sid Cohen is the first of the Cleveland selectees in the over-age class to be discharged from the service. He was in the signal corps at Fort Riley, Kansas. He resumed his job as head booker for Co-operative Theaters of Ohio yesterday.

Reward for Heroism

St. Louis—Enter, the two-shows-for-the-price-of-one-if-you-can-take-it.

St. Louis Theater, 4,000-seater operated by the St. Louis Amusement Co., offered a free ticket for the subsequent week's show to all patrons who could sit through its horrific dual bill, "The Face Behind the Mask" and "Invisible Ghost."

REVIEWS OF SHORT SUBJECTS

"Community Sing" (Series 6, No. 2)

Columbia **10 mins.**

Pleasing Reel

B. K. Blake again shows his flare for selecting pop tunes which are attractive to the public and "singable." The producer's "catalog" this time presents "Amapola," "Walking By the River," "Let's Get Away From It All," "Dolores," and that institutional favorite, "My Blue Heaven." Lyrics of all the tunes are arranged on the screen for full audience vocalizing, and, at times, the gents alternating with the gals. Lew White at the organ, and the Song Spinners handle the rendition of the melodies. In its category, this is a pleasing reel and should be well-received.

"Pampas Paddock"

RKO Pathe **9 mins.**

Attractive Subject

Horse racing as handled by our Latin-American neighbors in Argentina and Chile is the subject of an interesting and ably photographed reel, Main difference in the track is that the horses run on a turf track instead of dirt. Also in Chile, the ponies race clock wise around the track instead of counter-clock wise. A glimpse at the modernistically designed race tracks should put our turf men to shame. It is a good reel for the sport fans.

"Buenos Aires Today" (Columbia Tour)

Columbia **10 mins.**

Appealing and Timely

With public interest in hemisphere defense and Pan-American solidarity high, this short is bound to appeal. The thoroughfares, public buildings, monuments, sidewalk cafes, waterfront, shopping section, and other vistas of Argentina's first city and capital are shown. Modernity of Buenos Aires is stressed, especially in the shots of the immaculate, up-to-date subway and a skyscraper of more than 30 stories the tallest such structure in South America. A peep into the activities of the Gauchos is also given. Few travelogues are as timely as "Buenos Aires Today."

"Old MacDonald Duck"

RKO **8 mins.**

Surefire Reel

High and witty standards of the Walt Disney animated cartoons are maintained in the latest adventures of Donald Duck. Donald tangles with a fly while milking a cow in the barnyard. For awhile he disperses the fly with a squirt of milk carefully aimed. But the fly has his revenge and Donald loses out. It is all handled in a cheerful manner.

"From Nuts To Soup" (Cinescope)

Columbia **12 mins.**

Mildly Entertaining

Such comedy as "From Nuts to Soup" packs is based upon odd inventions of Prof. Russell E. Oakes, which that comedian demonstrates to the student body of his old alma mater, via a film. The crazy contraptions consist of such things as efficient doughnut-dunkers, machine for decorating the rims of pies, an attachment which will permit the eating of peas with a knife, etc. Footage ends up with a patented sleep inducer which has a dial recording the number of sheep counted by the insomnia victim. This short is mildly entertaining.

"Westward Ho-Hum"

RKO **16 mins.**

Average Comedy

Edgar Kennedy, his wife, Sally Payne, and his brother-in-law set out for a desert town where Kennedy was swindled into buying a restaurant. Venture is not a complete flop since Kennedy's wife helps catch two bandits for which she collects a reward. Situations are not particular bright and should produce a few chuckles. A word about Miss Payne whose ability as a commedienne surely warrants better assignments.

"Man-I-Cured"

RKO **20 mins.**

Snappy Slapstick

Leon Errol maintains his penchant for getting in jams because of other women. It is an infallible method for getting laughs and Errol manages to get a good many of them. Business has to do with Errol and his wife going to a hotel where the nephew is going to marry one of the manicurists. There Errol is kept busy ducking one of his former acquaintances, also a manicurist, the house dick, who is the manicurist's boy friend, and his wife who is anxious to find out what is happening. It all adds up to a hilarious two-reeler.

Two More War Cycle Pix

West Coast Bureau of THE FILM DAILY

Hollywood—War story cycle will be increased by Republic's "Atlantic Patrol" and "Army Nurse."

"Arsenic" to Start Oct. 20

West Coast Bureau of THE FILM DAILY

Hollywood—Frank Capra starts "Arsenic and Old Lace" at Warners Oct. 20.

Van Dyke on Dr. Kildare Pic

West Coast Bureau of THE FILM DAILY

Hollywood—W. S. Van Dyke will direct the next Dr. Kildare pic for Metro.

Dloughy Heads B & K Club

Chicago—Edward F. Dloughy of the Gateway theater, was elected president of the Balaban & Katz Employes Club. Joe Stout, short subject booker, Will Schwartz, Chicago theater, and Warren Jones of the home office, were named vice-presidents. Joe Rehak was re-elected treasurer and Joseph N. Miller was named secretary. Hugh McGinnis, Donald J. Hofstetter, Jack DeWiggins, O. D. Moats and Milton Officer were named to the Board of directors.

Coast Production Up As 13 More Get Gun

West Coast Bureau of THE FILM DAILY

Hollywood—Thirteen pictures are scheduled to go into production this week. The checkup:

At Columbia: Four shooting.

At M-G-M: Ten shooting, including "We Were Dancing," romantic comedy by Noel Coward, starring Norma Shearer, with Melvyn Douglas in the male lead, and Lee Bowman, Marjorie Main and Reginald Owen in important roles. Robert Z. Leonard directing.

At Monogram: Three shooting, including "Bullets and Bullion," the latest of the "Range Busters" series featuring Ray "Crash" Corrigan, John "Dusty" King and Max "Alibi" Terhune. George W. Weeks producing and S. Roy Luby directing; "Double Trouble," first of a series of comedies teaming Harry Langdon and Charlie Rogers. William West directing under the production supervision of Dixon R. Harwin and Barney Sarecky.

At Paramount: Six shooting, including the William Pine-William Thomas production, "Torpedo Boat," co-starring Richard Arlen and Frances Farmer, with Phillip Terry, Mary Carlisle and Dick Purcell. John Rawlins directing; "Prison Widows," drama, starring Ellen Drew. Sol C. Siegel producer.

AT PRC: Two shooting, including "Billy the Kid's Oklahoma Justice," western starring Buster Crabbe with Al St. John, Joan Barclay and Charles King. Sigmund Neufeld producing and Sherman Scott directing.

At Republic: Three shooting, including "Lady for a Night," romantic comedy, starring Joan Blondell, John Wayne and Ray Middleton, with Blanche Yurka and Philip Merivale. Leigh Jason directing and Albert J. Cohen producing.

At RKO: Six shooting.

At 20th Century-Fox: Seven shooting, including "Highway to Hell," drama, starring Pat O'Brien with Carole Landis and Cesar Romero. John Braham directing, for producer Robert T. Kane; "Blue, White and Perfect," a Michael Shayne detective story, starring Lloyd Nolan with Helen Fortesque Reynolds in the feminine lead. Herbert I. Leeds directing for producer Sol M. Wurtzel.

At Universal: Seven shooting, including "The Vigilantes" (tentative title, formerly "The Sonora Kid") with Dick Foran, Leo Carrillo and Andy Devine. Director, William Nigh, Associate Producer, Ben Pivar.

At Warner's: Eleven shooting, including "Always in My Heart," filmusical, featuring Gloria Warren and Patty Hale and Una O'Connor. Jo Graham directing; "Juke Girl," which has a Florida locale, starring Ida Lupino, with Curtis Bernhardt directing.

At UA: Korda's "Jungle Book"; Pressburger's "Shanghai Gesture"; and Small's "Twin Beds," still shooting.

Samuel Goldwyn shooting "Ball of Fire" for RKO release.

Howard Bernstein Will Re-open Detroit Temple

Detroit—Howard Bernstein, Saginaw exhibitor, has bought the 2,300-seat Temple Theater, closed about six years, and will reopen it.

Milan, Mich.—George Aley, formerly with theaters at Escanaba, has remodeled and reopened the old Garrick as the Esquire.

Perfect Tie-up

San Francisco—Marquee on the Bridge Theater here read "Man Made Monster — Horror Island — Beauty Aids Free."

New Federal Tax Mostly Passed On

(*Continued from Page* 1)

are contemplating a policy of "even" admissions in order to eliminate the odd pennies. Where the price now is [illegible] cents with tax, the price would [illegible] put up to a 30-cent level if the plan is adopted. This policy has been in effect in 85 per cent of the Skouras theaters for some time and the plan will be extended to the entire circuit shortly.

Paramount theater partners will set their own policies, but it is understood generally that the tax will be passed on to the public without trying to absorb it in any way.

The Internal Revenue Bureau is revising Form No. 729, employed by theaters to report admission taxes, and the new forms probably will be ready for use in making October returns, it is understood.

Exhibitors are advised by the Bureau that new tickets must be provided or tickets on hand over-printed or over-stamped to show the established price and the tax applicable thereto. The Bureau adds:

"Where the established price is not changed, for a limited time until properly printed tickets can be obtained, the use of tickets now on hand which do not show the tax due under the Revenue Act of 1941, will be permitted. However, the manager or proprietor must keep conspicuously posted at the outer entrance and near the box-office one or more signs accurately stating each of the established prices of admission, and in the case of each such price the tax and the sum total."

Rochester Exhibs. to Add New Tax to Ticket Price

Rochester—The new Federal tax will be added to theater admission here beginning today, but there will be no price increases otherwise, local managers reported yesterday.

Sir Herbert Holt Dead

Toronto — Sir Herbert Holt, 89, Canadian banker and financier, who died Sunday, was formerly a director of Famous Players Canadian Corp. for many years and was later succeeded by Major A. P. Holt, his son, on the board when the company was headed by N. L. Nathanson. Holt, with Lord Beaverbrook of London, England, was also interested in the film industry in the United Kingdom.

Ferried By Ferri

On Monday morning in London, film folks there were reading THE FILM DAILY's "Along the Rialto" column which described last Friday night's world premiere performance of "A Yank in the RAF" at New York's Roxy Theater. The column was reprinted in 20th-Fox's house organ, "Dynamo," and its editor, Roger Ferri, sent copies to Canada immediately from whence they were ferried to Britain aboard a U. S.-made bomber.

WHO'S WHO IN HOLLYWOOD

ELMER CLIFTON. Director. Born, Chicago. Educ. Chicago and Los Angeles grammar and high schools. Usher at Belasco Theater, Los Angeles. Became a member of Belasco stock company, with Lewis Stone, Charlie Ruggles; Hobart Bosworth, stage director. Because of resemblance to Jack London, Belasco gave him the lead in one of the first features, "John Barleycorn," playing London. Joined Reliance-Majestic, playing leads with Lillian and Dorothy Gish, and Norma Talmadge. Played young Stoneman in "The Birth of a Nation." Assistant director to D. W. Griffith on "Intolerance." Made a director by Griffith. First picture, "Her Official Father," starring Dorothy Gish. Directed at Universal, D. W. Griffith. Produced and directed "Down to the Sea in Ships," starring Clara Bow. Travelled around the world. Made first travel-talking picture. Directed again, making 40 pictures. Directed "Isle of Destiny" for RKO; "City of Missing Girls" and "I'll Sell My Life," for Merrick-Alexander. Directed "Hard Guy" for Merrick-Alexander, PRC release, and is now preparing "Swamp Woman."

AF of L Union Moves To Sign Up Pix Artists

(*Continued from Page* 1)

in the theatrical field for the past 30 years.

Situation appears loaded with jurisdictional fireworks since the Screen Publicists Guild of New York has been certified by the NLRB as the sole bargaining agent for both the full-time and freelance artists employed by the major companies. There is much doubt, however, whether the NLRB will regard such a "jurisdictional invasion" with much favor.

Springboard for the organizing drive on part of Local 230 was the contract recently negotiated with National Screen Service covering all artists working on original material for RKO and Paramount, the union spokesman stated. He further added contact had been made with the other companies.

New York, Coast Press At "Heaven's" Premiere

New York newspaper, magazine and trade writers will leave by special train tomorrow morning to attend the Washington world premiere of "One Foot in Heaven." Hollywood press contingent will fly East for the event. The cast of the film will be represented by Martha Scott, who flew East from Hollywood yesterday, and Elisabeth Fraser.

The Washington premiere, which is attracting a gathering of civic and church leaders and prominent film figures from both coasts, is being sponsored by the Advisory Committee of Protestant Clergymen that was associated with the film production. Bishop James Edward Freeman of Washington is chairman.

Navy Calls Eugene Zukor

Hollywood—Eugene Zukor, Lieutenant Commander in the Naval Reserve has been ordered to report for duty with the United States Navy, effective Oct. 31.

May Call Off Mexican Strike Against U. S. Exhibs.

(*Continued from Page* 1)

the union will concede a number of "nuisance" demands which precipitated the deadlock in turn for wage increases amounting to approximately 10 to 15 per cent.

Union has closed down already the offices of M-G-M, Columbia, Warner Bros., RKO and Paramount with the strike deadline against the other three companies extended until Oct. 14. Stagger system used by the Union against the distribs. has encouraged many to believe the union is willing to call a halt if a suitable formula can be reached.

Allied's N. Y. State Unit May Convene Next Week

(*Continued from Page* 1)

Leonard Rosenthal, Troy counsel active in the group, said.

The New York members were to have held a separate convention during the National Allied meeting in Philadelphia last month, but a full agenda prevented any formal discussions of the Empire State group.

Local members of the temporary committee of six in charge of allied affairs are Leonard Rosenthal and Abe Stone, indie exhib. who operates the Eagle Theater, Albany.

Kaufman Denies Guilt; Trial Set for Oct. 27

(*Continued from Page* 1)

(Dean) for Oct. 27, after Kaufman interposed a not guilty plea.

Kaufman's bail was set by the Court at $15,000, in face of a request by U. S. Attorney Mathias F. Correa that $25,000 bail be fixed. The Court pointed out that Kaufman had voluntarily surrendered. Circello or Dean, as he is also known, is still being sought by the Government.

Expect Film Probe Will Be Set Back

(*Continued from Page* 1)

the sub-committee agreed to see so that it might get "a proper perspective of what the industry is doing" have not yet been selected, Willkie said.

Clark, Lucas in Agreement To Enl Probe Quickly?

Washington Bureau of THE FILM DAILY

Washington—There were rumors here yesterday that Chairman D. Worth Clark, D., Ida., of the propaganda sub-committee had made an agreement with Chairman Scott W. Lucas, D., Ill., of the Audit and Control Committee whereby Lucas agreed not to publicly choke off the Clark sub-committee's activities and Clark in turn agreed to draw the hearings to a very early close.

That was offered in explanation of the mysterious failure Monday of Lucas' committee to meet, after an announcement was posted it would study expenditures by the propaganda sub-committee.

The report, which lacked confirmation, has it that the sub-committee next week will hear Will H. Hays, MPPDA prexy, and a representative of the March of Time and then fold up so far as the movie industry is concerned. If this happens, it means the committee will not go through with its subpoena proceedings against Charlie Chaplin and Anatole Litvak, both of whom have been subpoenaed to appear next week.

Possibility that the sub-committee would have to pay Hays' bill only from New York and that the expenditure therefore would be very little as it would be in the case of a March of Time representative while the cost of bringing Chaplin and Litvak from the Coast argued in its favor.

Senator Clark was still out of the city yesterday and so could not be reached for comment. However, it was said at his office that he likely will have something to say about the plans tomorrow. In the meantime the sub-committee as such is doing nothing this week.

John Mason Brown Heads N. Y. Drama Critics' Circle

Members of the New York Drama Critics' Circle met yesterday afternoon at the Hotel Algonquin and elected the following officers:

John Mason Brown of the World Telegram, president; Richard Lockridge of the Evening Sun, vice-president; Louis Kronenberger, of PM, treasurer, and Stark Young, New Republic, foreign corresponding secretary.

Wilella Waldorf of the Post was elected to membership as was George Freedly of the World Telegram. Rosamond Gilder of Theater Arts was advanced from associate membership to full membership. Resignations of Oliver Claxton and Sidney Whipple were accepted.

MR GABRIEL HESS
M P PROD DIST
28 W 44TH ST 21ST FL
N Y C

Nation's Editors Press Fire on Propaganda Probe

(Continued from Page 1)

can people as brave and unselfish and patriotic. Among the pictures he condemns are those like 'The Great Dictator,' which expose the cruelty and brutality and blood-thirstiness of dictators.

"... Long before the movies started making pictures of the adventures of Sergeant York, our schools were stimulating the patriotism of children by teaching the lives of Washington and Jefferson and Lincoln. Long before the movies were exposing the crimes of Nazism, our churches were condemning cruelty and brutality and bloodthirstiness."

ST. LOUIS STAR TIMES: "... The committee is, in fact, merely a device through which the isolationists, in the guise of 'holding hearings' on resolutions authorizing an investigation, are attempting to conduct the investigation itself. It is not functioning as an unbiased group seeking to ascertain facts, but as an inquisition imbued with one purpose—to smear the movies, and a little later to smear the radio industry, and to discredit the nation's anti-Hitler policy by terming it 'war-mongering' ..."

BALTIMORE EVENING SUN": "... For the motion picture industry it must at least be said that it does give a rough idea of how Hitler's victories have worked out everywhere else. If American emotions are aroused by the brutalities of naked conquest more than by Senator Nye's efforts to show that the British are using the emergency to out-trade us in Latin America, the joke is on the Senator—and about time, too. ...

"This investigation appears little more than an effort to intimidate this branch of expression into suppression of some of its most important work."

LOUISVILLE COURIER-JOURNAL: "... one question has formed itself in millions of American minds and looms above all others in this entire matter. The question is: Supposing some films have been anti-Hitler, why this solicitude for Hitler in the United States Senate?"

JAMESTOWN (N. Y.) POST: "... The committee's make-up is sufficient evidence that its decision has already been made. ..."

SALISBURY (N. C.) POST: "... Developments will reveal, we suspect, that charges brought against the movie folk are more representative of personal grudges than anything else. Denunciations to date appear to be more dictated by spite-work than by patriotism. ..."

NEW BRUNSWICK (N. J.) HOME NEWS: "... This committee is turning hate on the industry because it has shown itself devoted to the American cause, because it has been foremost in aiding the defense program and improving the morale of the army."

WORCESTER (MASS.) GAZETTE: "... There is no good reason, of course, why the Senate's Interstate Commerce Committee should have become excited about Hollywood's war films. Naturally, the movie industry has been making such pictures; and naturally, the pictures have not been pro-Nazi. No producer who expects to sell his wares would be idiotic enough to put out a pro-Nazi picture. But the Interstate Commerce Committee's chairman, the isolationist Senator Wheeler, can espy war propaganda in anything that is not of a piece with his views."

COLUMBIA (S.C.) RECORD: "The film industry should be protected in its freedom to dramatize what the press prints, what the magazines serve to their readers, what book pubishers present in current literature, what the radio carries or what the living stage portrays of the world scenes of today."

OSWEGO (N. Y.) PALLADIUM-TIMES: "Our principal objection to the proposed hearing is that it assumes the right of Congress to pass judgment on editorial expressions. .."

CHATTANOOGA (TENN.) TIMES: "... It is fair to cite in the industry's behalf the fact that virtually all the motion picture critics have said of the film depicting the life of Tennessee's Sergeant York that despite the opportunity presented, the producer turned out a story which in no sense of the word could be termed propaganda for war. The same can be said of other so-called war pictures."

INDIANAPOLIS NEWS: "The Senate investigation ... is likely to produce a debate on whether producers have the right to select their own subjects, including those presented in newsreels. It goes to the heart of the right of freedom of expression. ..."

BRIDGEPORT (CONN.) TELEGRAM: "... If any censoring is to be done, the public will do it in its own way and at the right place, namely the theater box-office. ..."

TRENTON (N. J.) TIMES: "Regardless of what happens at the inquiry itself, the Nyes and the Clarks are treading on dangerous ground when they thus presume to open up the issue of controlled opinion. The most likely objects of any propaganda ban are the very people who are doing all the shouting at the moment. And they would be the first to squawk to high heaven if strict limits were placed on their own particular type of partisan agitation."

CHRISTIAN SCIENCE MONITOR: "... This show ... was born in subterfuge, it expresses suspicion, and assumes that voicing opposition to Hitlerism is war-mongering. Its main value is to disclose what a world of fantasy isolationism lives in."

DETROIT NEWS: "To say that Hitler and his crimes are not legitimate themes for dramatic treatment is a remarkable position for anyone to assume. ...

"Indeed, it might well be asked, by one unaware of the public taste in movie fare, why Hollywood devotes only one production in 22 to a man who, in the opinion of our responsible leaders and of hundreds of millions of persons throughout the world, will remain a threat to the peace of mankind until he is crushed."

HOLLYWOOD CITIZEN: "... If successful, Nye's attempts to prevent the motion picture industry from presenting to the country its version of what is going on in this world would lead to the destruction of freedom of speech and the freedom of press. If those fundamentals are ever destroyed then the way is paved for a dictatorship of the Hitler type."

CHICAGO DAILY TIMES: "... Somebody else said it first, but we'll echo this advice to those summoned to testify before the inquisition: Speak right up, and say, 'Sure, I'm against Hitler, Senator. Who are you against?'"

AUGUSTA (ME.) JOURNAL: "... There is no more reason for gagging the movie producers than there is for subjecting Senator Wheeler to the same treatment."

NEW YORK HERALD TRIBUNE: "The whole thing, (the inquiry) besides being an inexcusable usurpation of power directed against freedom of speech, is a disgrace. Let the Senate, whose prestige it is compromising, put an end to it at once."

BALTIMORE SUN: "Our point is that when the magnates of the movies came face to face with the magnates of the isolationists block in the Senate, it was the isolationists and not the movies which were shown up. We hope, therefore, that the isolationist Senators continue their investigation. It is pleasant to see them for what they are."

KANSAS CITY (MO.) JOURNAL: "Missouri is ashamed that its senior Senator is not above such despicable business. It concludes reluctantly that Bennett Clark, who had a chance to be a distinguis[illegible] Senator, prefers to be a hawke[illegible] peanuts in the vestibules of democracy."

IDAHO FALLS (IDA.) POST-REGISTER: "The isolationist-sponsored Senate investigation of the moving picture industry, chairmaned by Idaho's D. Worth Clark bids fair to menace as many democratic processes as it defends. . ."

DAYTON (O.) NEWS: "Why pick on the comparatively innocent movie men when the American Legion, the American labor unions, the American press, the American people and practically everything American is on the same side with them, equally guilty with them?! What courage is this that picks a weak victim, letting the strong ones go?. . ."

MADISON (WIS.) STATE JOURNAL: "The special inquiry into the alleged British propaganda films has proved a bommerang to the appeasers. It has simply emphasized to the nation that the pictures of Adolf Hitler's cruelty and of the sufferings that he has brought to the world are truths that cannot be challenged."

RICHMOND (CALIF.) INDEPENDENT: "... There is little excuse other than the grinding of a political axe by the few members of a single group for the present investigations of the motion pictures. The movies shall be judged by the audiences and these audiences will be far more representative of the nation than the few Senators of Mr. Clark's committee."

OMAHA WORLD-HERALD: "Senator Nye is doubtless correct when he scents propaganda in the movies. The pot was as right as rain when it called the kettle black.'"

SACRAMENTO (CALIF.) BEE: ". . . Has Nye reached the point where he would lay down the rule that to be against Hitler is to be a war-monger; or in America must the screen be forbidden to present anything which would be distasteful to the fuehrer and his domestic and foreign stooges?

"And if the screen, what about the radio and the press? Must they too, refrain from expressing their contempt and detestation of Herr Hitler and all his works?"

CLEVELAND PLAIN DEALER "The Senators who form the bench and jury in this probe have already admitted enough to show that it is the facts, the truth, that they oppose. . .

"The movies have a job in defense. It is to depict life as it is. If they failed to do that they would not attract 80,000,000 spectators a week. . ."

W. H. Fawcett, Jr., Assails Film Inquiry As a Cheap Senatorial Bid for Publicity

In an unprecedented fan magazine editorial in Movie Story, out today, W. H. Fawcett, Jr., president of Fawcett Publications, assails the Senate sub-committee's film inquiry.

"One of the cheapest ways of obtaining publicity is to attack the movie industry, and this fact is bread and butter to a certain type of headline-hungry politician. Senator Gerald P. Nye, the self-appointed North Dakota expert on international affairs is one of the most recent and most flagrant examples of a politician denouncing Hollywood in order to get his name in the papers. ...

"When Senator Nye's grandchildren ask him, 'What did you do in the great national emergency of '41?' he will be able to answer: 'Why, I denounced the movies in a speech in St. Louis and got a basket full of press clippings'."

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THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 66 NEW YORK, THURSDAY, OCTOBER 2, 1941 TEN CENTS

ALLIED SEEN AS BEING "ON THE SPOT"

U. S. Production Activity in UK Worrying British

English Producers Point To Shortage of Studio Facilities and Manpower

London (By Air Mail)—Plans of American companies to either resume or step up production on this side are being met with mixed emotions on the part of the British trade.

While there is a general appreciation of the American attitude, from the standpoint of the active British producers there's a sizeable fly in the ointment, so to speak.

With the war making decided

(*Continued on Page* 11)

Odeon Policy Split Nathansons-Hanson

Toronto — Friction said to have developed between N. L. and Paul Nathanson and Oscar R. Hanson over Odeon circuit matters led to the

(*Continued on Page* 12)

Columbia Execs. Leaving For Chicago Sales Meet

Columbia will open the first of three regional meetings tomorrow with a three-day session at the Hotel Blackstone, Chicago. These

(*Continued on Page* 4)

Alta. Exhibs. Would Sub 10-20% Film Tax

Calgary—Pressing its fight on the 20 per cent admission tax, the Alberta Independent Theater Exhibitors' Organization has presented another strongly-worded resolution with Minister of Finance J. L. Ilsley. Resolution contends that the purpose of the tax is being defeated, declares "a radical and early change" must be effected, and suggests, as a substitute for the admission levy, a 10-20 per cent levy on the cost of film, the 10 per cent to apply to theaters doing an annual business up to $20,000 and the 20 per cent to those with a yearly business more than $20,000.

If I Were a Film Critic

By PHIL M. MAKER

(EDITOR'S NOTE: For some years the nation's cinema critics, through THE FILM DAILY Critics' Poll, have been giving their views on Hollywood, telling what they'd do if they were a producer, etc. Now a producer speaks up, from Hollywood, not only to comment and reply to the findings in the 1941 Critics' Forum, but to write as candidly "if I were a film critic." His remarks are contributed under an obvious nom de plume for equally obvious reasons.)

HOLLYWOOD

I WOULD like to preface my remarks with the assurance that I know the film critics of the country are sincere and conscientious in their comments about the movies as summarized in THE FILM DAILY'S annual polls. But I am equally convinced that many of these comments are made without a full understanding of the problems confronting the producer. It is the purpose of this article to discuss some of these problems and try to bring about a better understanding between critic and producer, and thus make future polls of more practical value.

Let us take the complaints and suggestions of the critics in the order itemized by THE FILM DAILY under "If I Were a Producer."

(*a*) *Seek better story material.* Does any critic doubt that producers try their hardest to find the best possible stories? I don't know of a more convincing way to prove this than by comparing Hollywood to Broadway and the book publishing business, all of which depend on the same basic ingredients—stories. Records of the past 20 years show that less than 15 per cent of Broadway plays are hits. Less than 5 per cent of published books are best-sellers. And in that other popular creative field, song-writing, less than 4 per cent of the published songs make the hit parades.

The percentage of hit films, however, is several times better than Broadway

(*Continued on Page* 11)

Unity Will Keynote Mich. Allied Parley

Detroit—"Unity" is to be the keynote and theme of the Michigan Allied two-day convention which starts here Monday. It will be the first state conclave since the na-

(*Continued on Page* 13)

N. W. Allied Not to Fight 'Kane' Showing

Minneapolis—Executive and legislative committees of Allied Theater Owners of the Northwest were called in to special joint session here yesterday following announce-

(*Continued on Page* 12)

Conn. Allied Cold to Unity

National Officers Given Confidence Vote

New Haven—Allied Theater Owners of Connecticut voted solidly against the national organization's unity resolution at a full membership meeting Tuesday.

Although the Connecticut unit voted the proposal down, the members unanimously passed a vote of confidence in the officers of Allied,

(*Continued on Page* 4)

UA Plans to Sell Roach's Second Series in Pairs

United Artists is planning to sell the second series of Hal Roach "streamlined" features in pairs to be double billed. Company has been

(*Continued on Page* 11)

Plebiscite on Unity Plan May Divide Organization; Threat Seen Either Way

That national Allied definitely is "on the spot" was indicated yesterday by industry sources as regional units voted on the unity resolution and the proposal for the all-industry committee.

The "on the spot" opinions grew out of the refusal of the directors to recognize the vote of the convention which killed the plan. It was pointed out that if 95 per cent of the Allied units vote in favor of the resolution's adoption and that the proposal is put into operation, future conventions will be in danger, inasmuch as representatives

(*Continued on Page* 4)

Newark's West End Wins Clearance Cut

A demand for arbitration and an award in favor of the complainant were received yesterday in the New York tribunal.

The Pauston Amusement Co., operator of the West End Theater, Newark, won its plea for better

(*Continued on Page* 13)

H. M. Warner Heads Party, Leaving for "Heaven" Bow

Before what is expected to be the largest representation of Government officials, church dignitaries, newspapermen and military officials

(*Continued on Page* 11)

MPPDA Board to Mull Inquiry, Remittances

Senate Interstate Commerce subcommittee's industry "witch hunt" and the British remittance negotiations are expected to be discussed at the quarterly meeting of the MPPDA board at the Hays Office today. Agenda in addition will include various phases of the foreign situation.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : :. . : Editor

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FINANCIAL

(*Wednesday, Oct. 1*)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	10⅜	10⅛	10⅜	+ ¾
Col. Picts. vtc. (2½%)	6½	6½	6½	— ⅛
Columbia Picts. pfd.	26⅛	26	26	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10	10	10	.....
East. Kodak	142½	142¼	142¼	— ¾
do pfd.	....	....	....	.....
Gen. Th. Eq.	....	....	....	.....
Loew's, Inc.	38	37¼	37½	.....
do pfd.	....	....	....	.....
Paramount	14⅞	14⅝	14⅝	.....
Para. 1st pfd.	109	108	108	— 1
Para. 2nd pfd.	....	....	....	.....
Pathe Film	14½	14⅜	14½	+ ⅛
RKO	3¼	3¼	3¼	.....
RKO $6 pfd.	55½	55½	55½	+ ¼
20th Century-Fox	....	....	....	.....
20th Century-Fox pfd.	22	22	22	+ 1
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5¼	5⅛	5¼	.....
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Loew's deb. 3½s46	103⅞	103⅞	103⅞	+ ⅛
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	99¾	99¾	99¾	+ ¼
Warner Bros.' dbs. 6s48	96½	96½	96½	.....
NEW YORK CURB MARKET				
Monogram Picts.	15-16	15-16	15-16	—1-16
Radio-Keith cvs.	3-16	3-16	3-16	.....
Sonotone Corp.	2	2	2	— ⅛
Technicolor	....	....	....	.....
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	....	....	....	.....
Universal Picts.	....	....	....	.....

H'wood Guilds Meeting On Senate Probe Deferred

West Coast Bureau of THE FILM DAILY

Hollywood—Proposed meeting of Hollywood Guilds led by Screen Writers Guild, which would have asked for a cessation of the Senate sub-committee probe has been temporarily postponed awaiting developments in the inquiry.

Change Convention Dates

Pittsburgh—AMPTO of Western Pennsylvania convention will be held at the Roosevelt Hotel, Oct. 21-22, instead of Oct. 20-21, as originally announced.

Universal Shorts Deals Reported Ahead by 22%

Deals for Universal's short subjects are running 22 per cent ahead of the corresponding period last year, according to Bernie Kreisler, short subjects sales manager.

Interest in Universal's forthcoming serial, "Don Winslow of the Navy," is indicated by the fact that the company has 2,164 contracts on the chapter play even though production has not started, Kreisler said yesterday.

"Don Winslow" was substituted for "Head Hunters of the Amazon" following a survey which revealed that exhibitors' interest in animal pictures had waned.

RKO Putting Stage Shows In Palace at Columbus

Columbus, O.—Change of policy at RKO's two Columbus theaters is announced by C. Harry Schreiber, manager for the circuit here. RKO's No. 1 downtown house, the Palace theater, will offer a stage show every week in addition to a film, while the Grand, which seats 1,150, will feature extended engagement of big pictures such as "Sergeant York," which is now playing.

Playing with "Parachute Battalion" beginning Friday at the Palace, when the new policy becomes effective, will be the stage show "Beachcombers of 1941."

Sir Ralph Wedgewood New Assoc. Brit. Chairman

London (By Air Mail)—Sir Ralph Wedgewood is the new board chairman of Associated British Pictures Corp. With Dr. Eric G. M. Fletcher and Philip Warter, Sir Ralph is a new director. Trio were named to succeed R. G. Simpson, Sir Clement Kinloch-Cooke and W. D. Scrimgeour. Simpson was Sir Ralph's predecessor as chairman.

Board changes are incident to the recent Warner Bros. buy-in.

Giannini Sees Film Biz Unaffected by Sen. Probe

Chicago—Dr. A. H. Giannini, chairman of the executive committee of the Bank of America, here to attend the bankers' convention, stated that the Senate Interstate Commerce subcommittee's investigation of alleged war propaganda on the part of the industry would not affect theater business.

Dr. Giannini added that the film outlook was promising.

Sound and Camera Men's Pact Talks Resume Today

Sound men and cameramen locals will meet with Pat Casey, studio labor contact, and producers' representatives today in Casey's office over contract negotiations. Carl Cooper and Steve Newman, of the IATSE, will be present again in an advisory capacity.

Astor's Business Running 33 1/3% Ahead of 1940

R. M. Savini, head of Astor Pictures Corp., announced yesterday that his company's business at the end of the third quarter was 33 1-3 per cent above that of the same period last year and that the third quarter alone showed an increase of 45 per cent above the third quarter in 1940.

Savini credits much of this increase to the holding off of making deals with the five consenting companies because of dissatisfaction with the blocks-of-five selling system.

Astor's current attractions include "Her Enlisted Man," "Palooka," "I Cover the Waterfront" and "Let 'Em Have It." Combination of "Scarface" and "Sky Devils" is playing to big business, Savini said, adding that the combo is playing return engagements in many spots, as are "Hell's Angels" and "The Last Mile."

Detroit First-Runs Keep Admish Prices Unchanged

Detroit — First-run prices under the new admission tax set-up remain unchanged until details are worked out further. Other local houses changed yesterday as agreed.

Butterfield Theaters, controlling 100 leading upstate houses, is adding the extra tax in all cases and making any further price alteration indicated.

Columbus V. C. to Honor Hendel at Stag Buffet

Columbus, O.—Barkers of the Columbus Variety Club will entertain Monday with a stag buffet in honor of Jim Hendel, former UA salesman in this territory who has been promoted to Cleveland branch manager. Committee in charge includes Al Redman, "Pete" Wood, John Murphy, Russ Bovim.

Metro to Tradeshow Two

"Unholy Partners" and "The Chocolate Soldier" will be tradeshown by M-G-M on a double feature basis in all exchanges on Oct. 14, except in New York and Philadelphia. The New York screening will be held on Oct. 16, while in Philadelphia "Unholy Partners" will be presented in the morning and afternoon of Oct. 14 and the same procedure will be followed the next day for "The Chocolate Soldier."

UA In Butterfield Deal

Detroit—United Artists has signed with Butterfield for the circuit's 100 upstate houses for 1941-42 product. Deal was negotiated by District Manager Jack Goldhar and Branch Manager Moe Dudelson. UA is now negotiating with Co-Operative Theaters and United Detroit Circuit for most houses in the Detroit area.

Lee Circuit Leased to Loy

Spokane, Wash.—Bob Lee of the Lee Circuit of Theaters, in Sprague, Wilson Creek and Cusick, has leased the houses to Harold Loy.

COMING and GOING

CECIL MILLER, owner and operator of Ritz' Spokane is taking in the World Se while on a two months' vacation.

LIEUT. COM. EUGENE ZUKOR is here fc visit prior to reporting for active Navy dut

ROBERT SCHLESS arrives in New York f his Australian jaunt early next week.

NAT KAPLAN, manager of PRC's C change, has returned from a fishing Canada.

MIKE CHAKERES of Springfield, O., is New York.

EDWIN CLINE, manager of Erpi's branch of serving Guatemala and other Central Amer countries, will arrive in New York today for assignment in Erpi's foreign department her

A. MONTAGUE, LOU ASTOR, LOU WEINB and **M. J. WEISFELDT** head a Columbia h office party training out today for Chicago.

CHARLES EINFELD returns to New York f Washington tomorrow.

KENNETH MacGOWAN is in Washington.

HARRY M. BESSEY, secretary-treasurer of tec Service, and **STANLEY HAND**, staff repre tative, have returned to New York from a through the South.

Burlesque Added to Films

Spokane, Wash.—The Rex Theat operated by George Featherstone a Jack Birland, has added a burlesq stage show to films. This upped admission prices but doubled "take."

NEW YORK THEATERS

RADIO CITY MUSIC HALL
Rockefeller Center
Deanna DURBIN Charles LAUGHTON
"IT STARTED WITH EVE"
ON STAGE: "Dreams"—Russell Markert' clever, imaginative review. Symphony orchestr under the direction of Erno Rapee.
1st Mezzanine Seats Reserved Circle 6-460

CHARLES BOYER
Olivia deHavilland - Paulette Goddard
"HOLD BACK THE DAWN"
A Paramount Picture
IN PERSON
XAVIER CUGAT AND BAND
JAY & LOU SEILE
PARAMOUNT TIMES SQUARE

TYRONE POWER in
"A YANK in the R.A.F.'
with BETTY GRABLE
A 20th Century-Fox Picture
PLUS A BIG STAGE SHOW
ROXY 7th AVENU 50th STREE

Doors Open 9 a.m.
PALACE B'way & 47th St. 25c To 1 P.
ERROL FLYNN FRED MacMURRAY "DIVE BOMBER"
SONJA HENIE GLENN MILLER and BAND "SUN VALLEY SERENADE"

"How do you like my new SLIDING STEP, honey?"
"We've been partners for 17 years, Leo, why should you step on my toes now!"
Miss BOX-OFFICE

SIGNATURE TO AN M-G-M CONTRACT!

Great news! Clark Gable and Lana Turner in "Honky Tonk" in its first 8 engagements is doing a sensational 225% of normal business, topping the biggest of M-G-M hits. It follows "When Ladies Meet," "Dr. Jekyll & Mr. Hyde," "Lady Be Good" as Leo salutes the new season. The future is rosy. Other completed pictures and Big Ones under way forecast M-G-M's brightest year. Come on partners, let's dance!

Allied is Seen As Being "On the Spot"

(Continued from Page 1)

may feel that a majority vote on any subject may be discarded at the will of the directors.

On the other hand, a close vote by the minority on the issue may drive a wedge into what has always been a closely-knitted organization and may even threaten the unity of the national organization as a whole, authorities declared.

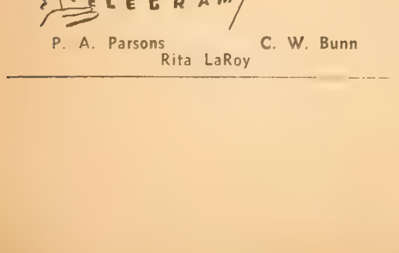
It is the consensus of most industry authorities that Allied will put into practice the proposed resolution and that it will be adopted. But a "hot potato," as one executive put it, is the paragraph of the resolution calling for the consideration of an all-industry organization, "more elaborate and enduring." The Eastern Pennsylvania unit already has rejected that paragraph, and yet reliable sources assert that this paragraph is the nucleus around which the entire unity plan must be built. Without it, they say, chances for all-around harmony and co-operation can not be achieved.

In other words, the industry appears to take this attitude: If Allied adopts the resolution through a plebiscite, the authority of all convention actions will be weakened; if it should reject the proposal, Allied will be accused of sabotaging a program for industry harmony. In summary, executives said yesterday, Allied is "on the spot."

Bob Locke Leaves KC For Post on Down Beat

Kansas City, Mo.—Bob Locke, amusement editor and motion picture critic of the Kansas City Journal, has resigned to become news editor of the music magazine, Down Beat, published in Chicago. Locke, formerly a correspondent for THE FILM DAILY, is succeeded as motion picture critic by Bill Kelliher, former radio editor.

While associated with the Journal, Locke inaugurated such original features as the "Know Your Stars" column, the "Making the Rounds" column, and the "Town Parade" column.



P. A. Parsons C. W. Bunn
Rita LaRoy

ALONG THE RIALTO WITH Phil M. Daly

● ● ● JUST to give you an idea of what movie attendance was like in the daylight hours yesterday in Pa Knickerbocker's realm...... we quote from a phone conversation with Joe (Fabian) Lee:......"If you know of anybody who wants to learn how to drive a car without a chance of hitting someone, send 'em over here"......the "here" being downtown Brooklyn, which was deserted......Same was true of most sections of the city at large, what with Yom Kippur being observed; the Yanks stopping the Dodgers; and millions of potential screen fans parked by radios to listen to the World Series inaugural ......But after sunset, theaters found out that what they lost on the bananas, they made up on the grapefruit......Houses in all five boroughs did a rousing biz......after ushers had played gin rummy in theater aisles up to 5:00 p.m. to keep from being lonesome......

▼ ▼ ▼

● ● ● *THE toughest break of the World Series to date was not Joe Medwick robbing Jolting Joe DiMaggio of that circuit wallop, but what happened to ardent fan Sidney Gates, Norfolk, Va., exhibitor......Sid barged into town thinking he had his pasteboard for the opener......Alas!, no ticket......So with sorrow in his heart and a radio at his ear-side in Bernie Kreisler's bailiwick in Universal's h.o., he settled down to listen to the fray afar...... Around the third inning, Sid learned that Tom Meade of Universal Newsreel had a ticket he couldn't use......So it was that the only empty seat in Yankee Stadium remained empty......So is the dream of Sid's life......*

▼ ▼ ▼

● ● ● SCREEN BITS:......Phil M. understands that up to noontide yes'day some of the newsreel orgs. had the idea to "special" the first game of the World series, but abandoned the move because their salesmen couldn't get any of their customers on the phone to vend the footage. . . ● Most of the newsreel labs had 50 per cent of the Yank-Dodger fray in the "soup" by 3:30 p.m., and the remainder within an hour of that time. . . ● Hal Roach clarioned yes'day his plans for the second of his Streamlined Features series, the initial offering to be a comedy of Army life, "Hay Foot," with "Brooklyn Orchid" to follow. ● Special dispatch out of Hollywood asserts that Hedy Lamarr has an invention so vital to national defense that Government sources won't allow details disclosed beyond the fact that the discovery is "red hot" (can it be that Hedy has found a method of duplicating herself?). ● W. G. Van Schmus, up-and-coming exhibitor, will tender a cocktail reception on Friday afternoon in his Radio City Music Hall's Studio Apartment to Henry Koster, director of Universal's "It Started With Eve," new Deanna Durbin opus which opens at that house today (incidentally this is the first Durbin pic to play that theater)......

▼ ▼ ▼

● ● ● *ACCIDENTAL EXPLOITATION:......T'other evening out in Cincy, that thrilling bandit pic of 20th-Fox, "Belle Starr," was playing at the RKO Palace......Suddenly, shots began to pop in the crowd outside the house......A robber, Fred H. Borchers, was firing away to escape from a detective after holding-up a neighboring shoe store......Two women and a man were struck besides the detective......P.S.—The bandit was caught, just as he always is in the movies......*

▼ ▼ ▼

● ● ● JOTTINGS:......Spyros Skouras heads up the "All-American Committee for LaGuardia" which started working together yesterday at the Hotel Astor. . . ● Just as a favor to his son on latter's march to stardom in Hollywood, Walter Huston does a bit role,—almost a flash sequence—, in Warners' "Maltese Falcon" (he's the fellow who gives the detective the bird)......

Connecticut Allied Cold to Unity

(Continued from Page 1)

their integrity and their good faith

In commenting on the organization's action, Dr. J. B. Fishman, president, said: "The disagreement is one of judgment, since we believe the interests of the independent exhibitor would be completely submerged in an arrangement of kind."

Allied's New England unit, Independent Exhibitors, Inc., meets today in Boston to act on the unity proposals. Reports indicate that the Boston meeting will take the same or similar steps as those adopted by the Connecticut association.

Meanwhile, nine other Allied units have voted in favor of the proposal some with certain reservations.

Columbia Execs. Leaving For Chicago Sales Meet

(Continued from Page 1)

meetings will constitute the company's second national convention for the current season.

A. Montague will head the home office delegation leaving today on the Advance Commodore Vanderbilt at 4:20 p.m. for Chicago, arriving in the Windy City, tomorrow morning.

Among the home office sales executives and delegates who will leave today for the convention headquarters are Lou Astor, Lou Weinberg and M. J. Weisfeldt. Others from the home office to attend include Hank Kaufman, Bernard Zeeman Maurice Grad, George Josephs, Joseph Freiberg, Seth Raisler, Vincent Borrelli, William Brennan, Irving Sherman and Lou Melamed.

The delegates at the Chicago meeting include Midwestern Division Manager Phil Dunas, Central Division Manager Carl Shalit, Southern Division Manager Sam Moscow; branch managers and the entire personnel from the following exchanges: Chicago, Milwaukee, Minneapolis Omaha, Des Moines, Detroit, Indianapolis, Kansas City, St. Louis, Atlanta, Charlotte, Dallas, Memphis New Orleans, Oklahoma City.

Could It Be Gentry Had "Kane" in Mind?

Detroit—The Detroit Times' film critic, Charles Gentry, penned a column-long story on the theme that "current films require fans to be on time" to catch the idea of the picture—then cited examples from the current screens.

Humorous sidelight on the story is that critics generally have concluded "Citizen Kane" is the one film that must be seen from the start—and the Times, like other Hearst papers, carries no mention of the current week's show at the Michigan Theater—"Citizen Kane," even omitting the theater from the schedule of show starting times referred to in the article.

RKO RADIO IS ON THE BEAM!
LOOK AT THE SECOND FIVE FOR 1941-42

Suspicion

The master director of mystery-romance . . . the beautiful star of "Rebecca" . . . a hitherto unrevealed Cary Grant . . . THESE THREE MAKE MOVIE HISTORY with this amazing drama of a bride's love and terror, done with a power of suspense thrillingly new to the screen!

CARY GRANT
JOAN FONTAINE
IN
"SUSPICION"

with
Sir Cedric Hardwicke • Nigel Bruce
Dame May Whitty

DIRECTED BY
ALFRED HITCHCOCK

Screen Play by Samson Raphaelson, Joan Harrison, Alma Reville

Liberty Magazine's sensational romantic serial zestfully brought to the screen . . . The story of a love affair that raised a thousand eyebrows in the nation's most shockproof playground — Palm Beach . . . A shop girl-millionaire romance with enough laughs and dreams-come-true for everybody.

Unexpected Uncle

"UNEXPECTED UNCLE"

WITH

ANNE SHIRLEY • JAMES CRAIG

CHARLES COBURN

Produced by **Tay Garnett** • *Directed by* **Peter Godfrey**

Screen Play by Delmer Daves and Noel Langley

Look Who's Laughing

Radio's "four-most" fun stars in a furious fiesta of frenzied folly—forty-four times funnier than they've ever been on the air . . . with Lucille Ball in there for the glamour as she bombards Bashful Bergen and kindles Charlie Cordwood . . . IT'S THE LAUGH LIFT OF THE YEAR!

EDGAR BERGEN AND CHARLIE McCARTHY
FIBBER McGEE AND MOLLY
LUCILLE BALL
IN

"LOOK WHO'S LAUGHING"

Produced and Directed by ALLAN DWAN

Story and Screen Play by James V. Kern

The Mexican Spitfire's Baby

Lupe's got Leon on the lam again—all because of his interest in a poor, helpless war orphan (that's her in the photo up there, cuddling Leon) . . . Oh, baby, what fun! . . . It's slightly scandalous—but completely screwy—and a riot for the customers.

LUPE VELEZ • LEON ERROL

IN

"THE MEXICAN SPITFIRE'S BABY"

WITH

Charles "Buddy" Rogers • ZaSu Pitts

Elisabeth Risdon • Fritz Feld

PRODUCED BY CLIFF REID

DIRECTED BY LESLIE GOODWINS

Original Screen Play by Jerry Cady and Charles E. Roberts

The Gay Falcon

MICHAEL ARLEN's master crime-buster of fiction, brought to life on the screen by the star who played "The Saint." . . . THE FIRST OF A GREAT NEW SERIES presenting the high spots in the career of the most charming adventurer who ever talked his way into a woman's heart.

"THE GAY FALCON"

WITH

GEORGE SANDERS

WENDY BARRIE

Allen Jenkins • Anne Hunter

Gladys Cooper • Edward Brophy

Produced by Howard Benedict • Directed by Irving Reis

Screen Play by Lynn Root and Frank Fenton

RKO
RADIO
PICTURES

THE *SECOND FIVE* FOR 1941-4

LITHO

S. Production in
K. Worries Brit.

(Continued from Page 1)

nts in the studios' manpower, and
e assurance that as time goes on,
e Government will make greater
d still greater demands, particu-
rly for technicians, British pro-
cers see a spurt in American ac-
y as a threat.

eaders in British production in-
st that there are neither the re-
urces of studio space nor the re-
rve of personnel to meet the
tuation taking shape as a result
the announced plans of American
mpanies. The Association of Cine
echnicians reports that the latest
ll up by the Government will have
e studios with only 450 technic-
ns.

(U. S. distribs. who have dis-
osed pretentious British programs
clude 20th-Fox, Metro, Warners,
KO and Paramount; additionally,
A producers recently authorized
eddy Carr to explore the film
nancing field with a view to in-
esting "frozen" British coin).

Proposed American activity, if not
rtailed, will not only spread very
in the supply of available studio
chnicians, but, quite obviously, it
ill have a definite effect upon the
alent market. Already there is
vidence of "inflation" in artists'
laries, and British producers glum-
observe that American compa-
es can afford to pay for more. Brit-
h players, incidentally, are al-
eady asking higher and still higher
laries.

Indeed, there is every reason to
elieve that this tendency will be
anifested all along the line, com-
etition sending up the weekly
ecks of directors and technicians
s well.

To what extent the problem can
e solved by the importation of
merican talent, technicians, etc.,
emains to be seen. There has been
feeling here—and it is becoming
ore pronounced—that British ar-
sts and others now abroad should
eturn to do their bit for the indus-
y. As to the problem of greater
udio facilities for production, that
eems to be on the Government's
orstep.

Meanwhile, on the part of both
istributors and exhibitors there is
creasing anxiety over the quota
bligations. Obstacles to the fulfill-
g of obligations are virtually un-
rmountable, it is stressed.

A Plans to Sell Roach's
econd Series in Pairs

(Continued from Page 1)

orking on a sales plan for the
ort features for some time and
said the duals method has been
ecided upon.

Second series of five streamlin-
s has gone into production at the
oach lot with budgets increased
5 per cent over the initial five.

If I Were a Film Critic

(Continued from Page 1)

plays, about 15 times better than books and far, far ahead of songs or anything else in the creative fields.

That doesn't mean the producers are satisfied, just because they lead. They try constantly to do better. But there just isn't enough story-writing genius in the world to turn out nothing but hits. The quality of literary output in general proves it.

So when film producers are told to "seek better story material" they are being handed a useless generality, much like a sports writer, admonishing Joe DiMaggio to hit more home runs.

o

(*b*) *Make fewer and better pictures—More "A" and fewer "B" subjects.* There are three main factors presenting difficulties here. First, as already noted, the scarcity of "A" stories. Second, "A" pictures cost a great deal more, so if every production were budgeted in the upper brackets it would be necessary to charge higher admissions—and this has been found extremely difficult even with films of highest merit. Third, "A" pictures require more time as well as money, and it would be impossible to turn out enough to keep movie houses open week after week without interruption. Unlike legit. theaters, which go dark when they have no attractions, motion picture houses want to operate 365 days in the year, and it is plainly impossible to supply creative work of a high quality with assembly-line regularity.

On top of this, there are many different ideas of what is a "better" picture. "Outward Bound," an outstanding "better" film in the opinion of the critics, was practically a box-office failure. But Mae West's pictures, though adversely criticized, made a fortune. And there are millions of moviegoers who enjoy a western more than they enjoy a "GWTW." So you can't generalize on better films.

o

(*c*) *Include less propaganda and war material and less flag waving; concentrate on lighter screen fare—comedies, musicals.* Producers do not make pictures in terms of propaganda. They detest the very word. It is poison at the box-office. But in a world of so many conflicting trends of thought and action, *almost anything that is written, spoken, or expressed in any form, can be construed as "propaganda."* And the movies—which actually have by far the least amount of such material—are pounced upon first because an attack on the movies is always sure to fetch more headline space than an attack on any real agency of propaganda.

In times when big national or international issues are in the air, as in the present emergency, there is bound to be divided opinion among the public, politicians, historians and writers. So anything expressed by one side is sure to be called "propaganda" by the other side. Film producers certainly aren't going to evade live current themes just because some people may call them "propaganda." Advance publicity, advertising and the critics' own reviews all serve to inform the public of the nature of the pictures. The public can express its disapproval, if it disapproves, by staying away from such pictures.

o

(*d*) *Put more reliance on experienced directors and writers.* I am quite sure that studios are only too glad to do so.

o

(*e*) *Make surveys to determine the desires of patrons.* This would be a mountainous labor to bring forth a molehill. I doubt that 10 per cent of movie fans could give an answer that would help. A fan might say he likes comedies. But there are over a dozen kinds of comedies. He might like only one or two specific kinds. Same goes for drama and musicals. Again, you can't be guided by a generality.

o

(*f*) *When casting, diversify roles and stop changing characters to fit actors.* Actions of this kind are always weighed carefully before anything is done. Final decisions are the result of what is considered most practical and most likely to meet with public approval.

o

(*g*) *Adhere more closely to published works when filming.* With a Production Code, a Legion of Decency, State Censors, City Censors, and countless other forms of officials and unofficial censorship standing as watchdogs over the films, how can a producer adhere closely to the kind of stuff that is published these days? I am surprised that the critics should make such a suggestion.

o

(*h*) *Remake fewer old pictures.* Not 2 per cent of annual productions are remade. I think this is a pretty small percentage, considering the great number of fine stories of the past that are as worthy of being remade with new stars as the revival of a classic play or opera.

o

(*i*) *Shorten features when material does not call for length.* Sounds good in theory, but presents difficulties to exhibitors in making up programs.

o

(*j*) *Produce fewer musicals.* This contradicts the critics' earlier suggestion (c) asking for more musicals.

o

(*k*) *Stop exaggerating stage possibilities in musical sets.* Check.

o

(*l*) *Make more better-type shorts.* Again, what is "better?"

(Continued on Page 13)

Warner Party Off For "Heaven" Bow

(Continued from Page 1)

ever gathered in the nation's capital to witness a world premiere, Warners' "One Foot in Heaven" will make its bow tonight at the Earle Theater.

Harry M. Warner, Joseph Bernhard and Mort Blumenstock will head the Warner party attending from New York. With newspapermen and church leaders, they leave this morning on a specially chartered train.

Deemed significant will be the attendance at the premiere of the four active members of the Senate Interstate Commerce sub-committee investigating film war propaganda charges. They are Senators C. Wayland Brooks, D. Worth Clark, Ernest W. McFarland and Charles W. Tobey.

Some 75 Senators and approximately 300 members of the House have accepted Warner invitations to attend, attesting the movie-consciousness of the Congress as a result of the present inquiry.

Starting over the week-end a full round of pre-premiere activities have been carried out, winding up with tonight's opening. The National Press Club's entire membership attended a special screening last night in the Press Club Auditorium with Martha Scott and Mrs. Spence guests of honor. Miss Scott was also honored yesterday at a special press luncheon at the Carlton.

Aboard the special leaving for Washington today will be:

Mr. and Mrs. H. M. Warner, Joseph Bernhard, Mort Blumenstock, Mitchell Rawson, Ralph Budd, John Harkins, G. H. Kennahan, all of Warners; Jack Lait, Daily Mirror; Lee Mortimer, Daily Mirror; John T. McManus, PM; Louis Sobol, Journal-American; Frank Cunniffe, Journal-American; L. L. Stevenson, Bell Syndicate; Dale Harrison, G. M. Adams Syndicate; Mr. and Mrs. Paul Maynard, Christian Herald; Mrs. Howard Rushmore, Christian Herald, and Johnston Kirkoff, New York Post.

Also, Elisabeth Fraser of the cast; Chester B. Bahn, THE FILM DAILY; Maurice Kann, Boxoffice; Pete Harrison, Harrison's Reports; Martin Quigley, Jr., Quigley Publications; Abel Green, Variety; Sam Shain, Motion Picture Daily; Jay Emanuel, Jay Emanuel Publications; Perc Westmore, Mr. and Mrs. John Fortson, James Sileo, Ray Bailey, New York Sun; Irving Hoffman, Gertrude Bayne, G. Paul Butler, Daily Mirror; Mr. and Mrs. Ralph Stoody, Methodist Board of Information.

Charles Einfeld, Irving Rapper and Howard Rushmore will return to New York from Washington tomorrow with the party on a special train.

HOLLYWOOD SPEAKING--

By RALPH WILK

HOLLYWOOD

EXPECTANT fathers will be instructed in preparing for the "blessed event" by Pete Smith in his newest Specialty for M-G-M. Tentatively titled "But What About Father," the short will humorously picture the duties of an expectant father. Joe Ansen is completing the script for early production.

• •

NEXT to sitting down to a whopping meal, quarter-ton Eugene Pallette enjoys rolling up his sleeves to take command of the kitchen. He is nationally recognized as a cooking expert.

• •

FOLLOWING press raves on the preview of "Ladies In Retirement," Eastern Columbia executives are conferring with Producer Lester Cowan regarding the release and distribution of Cowan's projected next three productions. M-G-M scenarist Bradbury Foote's story, "The Star-Spangled Banner," which appeared originally in Collier's in 1936, will be brought to the screen if Cowan's plans go through. He is negotiating with the Chas. Feldman office for screen rights.

• •

THE astounding history of the El Teatro Nacional of Mexico, will be the background of a motion picture story if Director Edward H. Griffith's plans go through. El Teatro Nacional has survived two fires, five earthquakes, and has the only glass theater curtain in the world.

•

NORMA SHEARER, idle since her last starring role in "Escape," returned to the Metro studios yesterday to start work on "We Were Dancing" with Robert Z. Leonard directing, and sharing producing chores with O. O. Dull.

•

GLENN FORD draws the title part in the film version of Jack London's "Martin Eden," which will be produced for Columbia by B. P. Schulberg and Samuel Bronston.

•

M-G-M has purchased the Collier's Magazine story, "Stage Station" by Ernest Haycox, and "The Recruit," a story by Michael Wilson.

•

LESLIE CHARTERIS will test Henry Wilcoxon for the title role in the series of films Charteris will produce independently from his own novels, the first of which will be "The Saint Overboard." John Carroll also is being considered for the part, providing his M-G-M commitments will allow him time off.

•

ALLAN JONES leaves here by plane today for Chicago where he will open the annual series of light opera programs over WGN on Oct. 4. Jones will sing in "The Merry Widow" on the Mutual Coast-to-Coaster.

•

METRO will star Lana Turner in "They Live By Night," Jane Hall's screen story of a girl night club photographer.

N. W. Allied Not to Fight 'Kane' Showing

(*Continued from Page* 1)

ment that "Citizen Kane" would be shown here at the Orpheum next week.

First reports were that the committees planned to discuss with County Attorney Ed. J. Goff the question of whether the Minnesota anti-block-of-five law was being violated by the booking, but it was pointed out that under terms of the New York consent decree Paramount may sell product to theaters which it controls on any terms and conditions it desires. Because RKO has an interest with Mort H. Singer in Orpheum Theaters both here and in St. Paul it was decided by the committee the company might show "Citizen Kane" and other RKO pictures in these two houses without violating the anti-five law.

Minn. Amuse. Books Block

Minnesota Amusement Co. which controls the major houses throughout the Northwest also is reported to have booked the first block-of-five for 1941-42 from Paramount in some of its key houses, but the committee decided it could take no action at present inasmuch as Paramount controls this firm. No comment was available from district managers of either distributor or from heads of Minnesota Amusement Co. as to what sort of deal has been made and members of the Allied committee decided the sales referred to should be a matter for county attorneys in the two cities.

It was doubtful, however, if these officials would take any action inasmuch as the court action by which the distributors seek to restrain enforcement of the anti-five law, is still pending.

While in session, the committee members discussed the product situation with reference to independent theaters. Some of the "A" houses in larger cities throughout the territory may have to close about Nov. 1 for lack of pictures, but most small ones are still in good shape and are said to have sufficient pictures to run at least until Jan. 1.

Expect No Closings

The committee reported it did not expect any theaters to close however, inasmuch, as Judge Hugo Hanft of Ramsey County District Court, is expected to give his decision in the injunction case this month. Should the injunction be granted by Judge Hanft the committee members decided exhibitors then should proceed under the block-of-five buying plan if the injunction pleas are denied. However, Allied plans to apply for relief from the terms of the consent decree in order to comply with the Minnesota law.

Trial of the injunction action on its merits can hardly be reached before December, Clarence Holton, attorney for Allied, reported to the committee.

« REVIEWS »

"Desperate Cargo"

with Ralph Byrd, Carol Hughes
Producers Releasing Corp. 68 Mins.

PEPPY AND EXCITING MELLER WHICH IS ABOVE THE AVERAGE. IS GOOD FARE FOR ACTION ADDICTS.

Intrigue and romance are the chief ingredients of this better-than-average meller whose story locales are a port in the Caribbean and aboard a giant clipper plane.

Adventure yarn addicts will get their fair share of action out of the proceedings which find Ralph Byrd cast in the role of the purser of the big commercial airliner whose passengers Johnstone White, plans to rob it during flight. Before the plane takes off for the U. S., Byrd's eye and heart are attracted to blonde Julie Duncan, a show girl who is stranded with her footlights girl friend, Carol Hughes. In order to get back to the States, the girls start working on Byrd in something of gold-digging style to promote their passage.

The befriending purser discovers through his pal, Jack Mulhall, a newspaper man, that he has been taken advantage of. So a rift develops 'twixt Julie and Ralph. Later, however, aboard the plane, Julie redeems herself by helping to thwart the gang in their robbery plot, and, at the finale, the lovers are reconciled, while Mulhall succeeds in winning the hand of Carol Hughes. Film's thrills are in the latter half, chiefly the attempted robbery sequences while the plane is in the air. William Beaudine's direction is good, and so is Jack Greenhalgh's camera work.

CAST: Ralph Byrd, Carol Hughes, Julie Duncan, Jack Mulhall, I. Stanford Jolley, Kenneth Harlan, Richard Clarke, Johnstone White, Paul Bryar, Thornton Edwards, Don Forrest, Loretta Russell.

CREDITS: In Charge of Production, George R. Batcheller; Producer, John T. Coyle; Director, William Beaudine; Screenplay, Morgan Cox, John T. Coyle; Production Manager, Bert Sternbach; Assistant Director, Melville De Lay; Photography, Jack Greenhalgh; Sound, Whitey Jowett.

DIRECTION, Good. PHOTOGRAPHY, Good.

Odeon Circuit Policy Splits Nathansons-Hanson

(*Continued from Page* 1)

resignation of the latter as president of four companies in which he was associated with the elder Nathanson and also as general manager of Odeon Theaters, of which Paul Nathanson is president, it was reported yesterday.

The parting of the ways created a marked stir in Canadian film circles. Hanson was out of the city yesterday, but it was learned that he will make a statement shortly as to his future plans.

Companies which Hanson headed were Empire-Universal Films, Sterling Films, Sovereign Films and Associated Theaters, Ltd.

Mrs. John Niebes Dead

Detroit—Mrs. John Niebes, 71, wife of the veteran former owner of the Dawn and Priscilla Theaters, who retired five years ago, is dead, from a heart ailment. Her husband and one daughter survive. Interment in Mount Olivet Cemetery.

LETTERS

Editor, THE FILM DAILY:

I should like to say a few words concerning what I think is the most serious slip in the entire film publicity business.

That is the matter of the studio sending out thousands of stills for newspaper use with no identification whatever of the players in the still. We get hundreds of stills here every year without even the name of the picture on either the front or the back. I don't see how any studio can figure that any newspaper can do anything with these except discard them.

But suppose an attractive picture comes with the name of the releasing company and the photoplay on it, but with two or three characters not in any way identified. You can pick out the star, if he is there, but the other two players may be in minor roles and you don't know them. Yet no city newspaper would run any picture without telling its readers who was in it.

So the picture editor looks in the press book; those players are not shown there. He calls up the theater advertising man, and he doesn't know either. But he gets the number of the still and telephones the film exchange and no one there can identify the players either. Sometimes hours are spent trying to identify a single still and then it can't be done.

Sometimes the press agent will guess at a player's name, but that is dangerous. Any paper lays itself open to a damage or libel suit by mislabeling a photograph. No careful paper will take a chance. There is no alibi if a mistake is made.

When the stills are being made on any new release, the studio photographer knows whose picture he is taking. Why on earth can't the studios, with all the money they spend, go to the small expense of typing the identification of characters on the back of every newspaper still they send out? One or two of the best companies do it. The rest just don't seem to know what it is all about.

Local film exchanges have written their studios time and again about this without any result.

If you can get the studios to identify their pictures—of course I don't mean mob scenes or even large groups—you will perform a service for every city newspaper in America. Thanks.

J. WILLIS SAYRE,
Film Editor,
Seattle Post-Intelligencer.

Para. Renews Van Upp Pact

West Coast Bureau of THE FILM DAILY

Hollywood—Virginia Van Upp, has been signed by Paramount to another year's writing contract.

Jack Benny in UA Pic?

West Coast Bureau of THE FILM DAILY

Hollywood — Jack Benny may be in the Lubitsch-Korda "To Be or Not to Be" for UA.

Unity Will Keynote Mich. Allied Parley

(Continued from Page 1)

ional get-together in Philadelphia ast month.

Ray Branch, Michigan president, ld THE FILM DAILY yesterday that expected his unit to "write a ew chapters for the book" during he sessions.

"We of this industry," he said, 'have a lot of common problems to solve. Too many opinions are not so good when it comes to quick decisions which must be made for the ndustry as a whole. It isn't healthy or one branch of the industry to ull too far away from the other."

Branch said he was in favor of the unity program instituted in Philadelphia, adding that Allied should have a committee in readiness to meet with any other committee from any other branch of the business and negotiate along sensible lines.

Significant of the intent of major companies to make every possible effort to support the unity program is the number of definite acceptances for talks by executives at the Michigan convention, Branch said, who declared that "it is believed likely that some significant statements of major policy may be made here."

Detroit—Detroit Variety Club will be host to Allied Theaters of Michigan at a party to be given in the clubrooms next Wednesday, marking the close of Allied's convention n the Book Cadillac Hotel here.

Rites for Frank Gallagher

Funeral services were held Monday for Frank Gallagher, Paramount receptionist, who died Friday. Gallagher was the brother of Joseph Gallagher, advertising manager of Showman's Trade Review."

WEDDING BELLS

Portland, Ore. — Dorothea Kent, blonde film actress, and Ken Baker, well-known orchestra leader, were quietly married at Oswego Lake.

Cincinnati—Miss Velma Watkins of the Warner office was married to Richard Jockey.

Cincinnati—Lillian Settzer, of the RKO office, came back from her vacation this week with a wedding ing. Husband is Leo Reis.

Detroit — Shakespeare O. Goldsmith, owner of the Savoy Theater, s to be married Oct. 19 to Edythe Valerie Leader.

Old Forge, Pa.—Angelo Scavo, owner and manager of the Home Theater here, was married to Miss Helen O'Boyle in St. Ann's Monastery Church, Scranton, Pa.

If I Were a Film Critic

(Continued from Page 11)

(*m*) *Seek new personalities for supporting as well as star roles.* More than 500 new faces are given a real chance on the screen every year. Few of them, however, have the requisite combination of personality, talent, etc., to get across to the public and win popular acceptance. It's like good stories: the supply is definitely limited. But the producers keep trying, and trying harder.

o

(*n*) *Produce more biographical films.* Good suggestion. But not done more freely because of difficulty in getting clearance from heirs, descendants, etc., dangers of libel suits and other restraining factors. A goodly number of biographical pictures are being made. Warner Bros. alone have 8 or ten currently scheduled—enough to make critics yell "Cycle!"

o

(*o*) *Arrange for sufficient footage at beginning and end of features to enable patrons to read cast credits; use less time for other production credits."* Nearly all major releases already comply with first part of this suggestion. The other is a very minor detail.

o

(*p*) *Be more original and not follow "cycles."* There are only 36 basic plots, so originality is not as easy as it sounds. As for "cycles," they do not differ from styles in hats, shoes, suits, etc. If a new style catches on, other manufacturers join the parade. When folks tire of it, they stop making it. Same with pictures. Producers make them according to manifested public interest and availability of worthwhile stories.

o

(*q*) *Use more color.* Cost, time element and technical problems are impediments.

o

(*r*) *Aim features for definite population groups instead of trying to please all with each feature.* Could be accomplished only at drastic increase in admission prices to each group. Otherwise, a good idea.

o

(*s*) *Exercise more care with Latin-American films.* Check.

o

(*t*) *Be fairer with characterizations of newspapermen and men in other professions.* Check—but these men shouldn't take fictional characters to heart. They're all in fun—for entertainment—no harm meant.

o

And If I Were a Critic. So much for categorical comment. Now, inasmuch as the critics have expressed themselves frankly on what they would do if they were a producer, here are some of the things I would do if I were a film critic:

1. Bear in mind, in reviewing films, that a motion picture is the collaborative work of perhaps a thousand minds, whereas a review is just one person's opinion.
2. Avoid wisecracking and make more effort to be informative.
3. Write a column every week against censorship and other undue restrictions imposed on film producers.
4. Urge wider public support of "class" pictures so that Hollywood will be encouraged to produce more of them.
5. Occasionally point out the big value that a movie patron receives for his money: a best-seller, for instance, costing $3.00 in book form, can be seen recreated in living terms for 25 cents or less.
6. Urge authors to write material that is more adaptable to the screen.
7. Be less eager to magnify the trivial faults of Hollywood, or generalize and sensationalize the occasional divorces. I'm sure there's much more that is "right" than "wrong" about Hollywood.
8. Report audience reaction (especially when they differ with the critic), as this is the best possible guide to what the public wants.
9. Bear in mind that every picture contains something that will be enjoyed by a lot of people.
10. Have a little more faith in the fact that the producers are trying to do the best they can under the conditions imposed upon them.

Al Zimbalist Named Prexy Of Philly's Warner Club

Philadelphia — The local Warner Club has elected as its new officers Al Zimbalist, president; Stanley Benford, vice-president in charge of entertainment; Joseph Feldman, vice-president in charge of welfare; Floyd Bretz, vice-president in charge of membership; treasurer, J. Ellis Shipman and Helen Mahoney, secretary.

Delegates elected from all sections of the zone representing 121 theaters included: Sam Phillippe, Martin Aninsman, Irving Blumberg, Edward Bergin, Ben Blumberg, George Balkin, Sidney Ulan, Paul Harvey, Dorothy Burd, Berk Binnard, Walter Makowski, Max Bronow.

The finance committee includes: Ted Schlanger, J. Ellis Shipman, Ed Hinchey, Joseph Feldman and Al Zimbalist.

Alternates, representing the entire Philadelphia membership are: Robert Loving, Joseph Forte, Roland Haynes, Lee Kline, Melvin Wooden, David Fishman, Bill Lafferty, Karl Schaeffer, Elmo Sarno, Al Kerns, James McConomy, Robert DeFino, Roy Robbins, John Wagman, Ruth Berger, Mary Imperatrice and Francis Flammer.

NBC Makes Morton Active Head of Tele Programs

Alfred H. Morton, vice-prexy of NBC's Television Division, has assumed active supervision of all television programs.

Morton has named Warren Wade executive producer and Arthur Hungerford business manager.

Newark's West End Wins Clearance Cut

(Continued from Page 1)

clearance in a case filed against the five consenting companies, with the Stanley Co. of America as intervenors. The 14-day clearance granted to Stanley's Ritz Theater over the West End was ordered reduced to seven days by the arbitrator, who further ruled that the clearance now enjoyed by Stanley's Savoy Theater be eliminated in the event that the Ritz does not play a particular picture.

Costs were assessed against the defendants and the intervenors.

A case involving clearance and specific run was filed by the Rosyl Amusement Corp., operator of the Cameo Theater, Jersey City, against the five consenting companies. Interested parties are the Fulton, Rialto, Tivoli, Strand, Apollo and Orient theaters.

Plaintiff asks that the 21-day clearance granted to the Fulton by Loew's be reduced to seven days maximum. As to the other four defendants, plaintiff asks that they grant a clearance of seven days maximum after the Fulton or the Apollo, whichever theater plays a picture first.

Under the specific run provisions, plaintiff charges that the defendants have refused to grant the Cameo a second run, giving it to the Apollo, allegedly because it is a circuit (Skouras) theater. Complainant asks that the defendants be prohibited from licensing second-run except by a separate contract.

Columbus Stamper Files Second Arbitration Case

Philadelphia—Columbus Stamper, who currently has a case in hearing, has filed a second demand for arbitration for his Rivoli Theater, Philadelphia, naming the five consenting companies, the Stanley-Warner Commodore and three independent houses as interested parties.

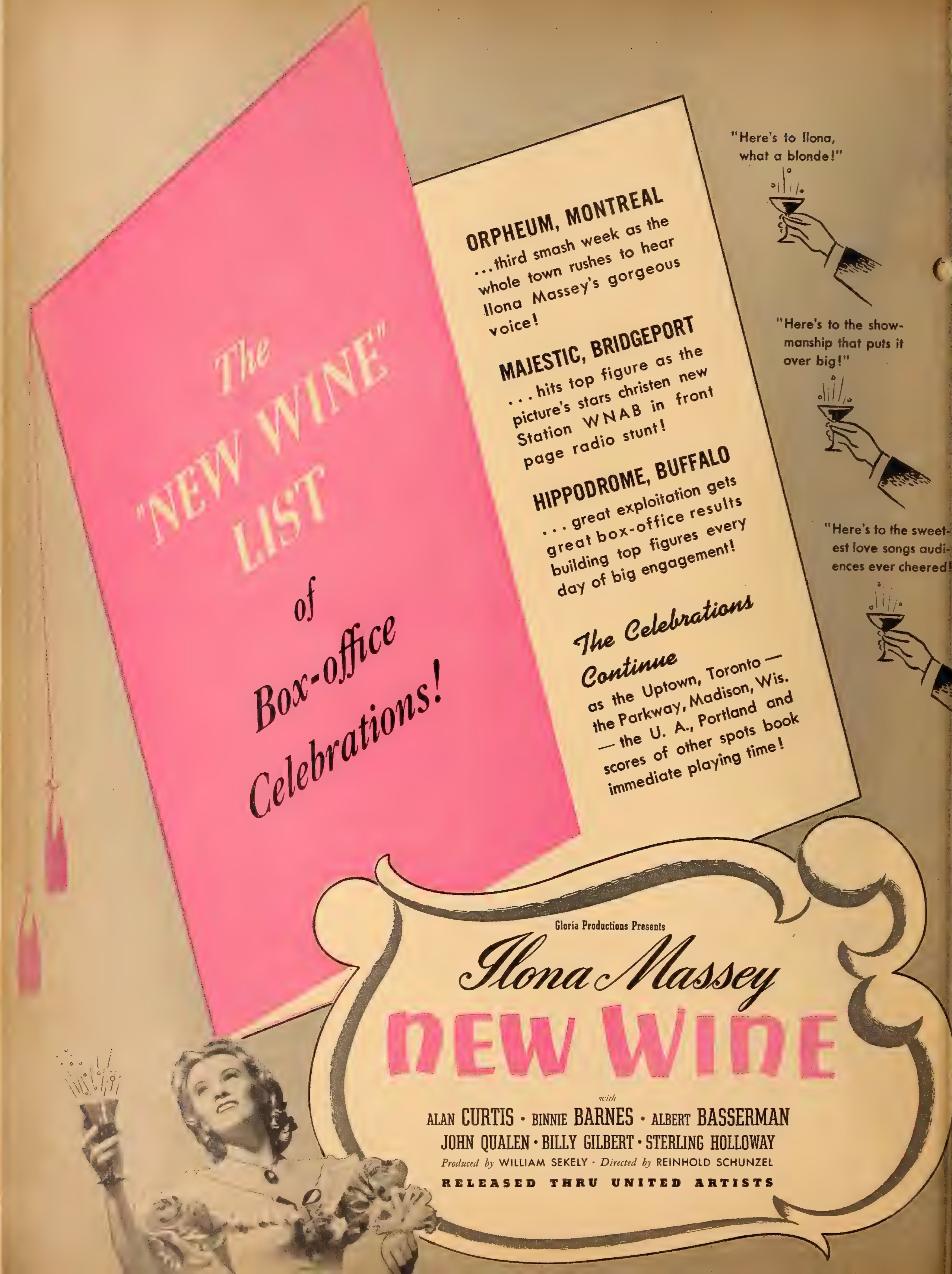
Stamper asks a reduction in clearance and an availability seven days after the Commodore and nothing later than 28 days after first-run West Philadelphia.

Comerford Circuit Will Build in Honesdale

Honesdale, Pa. — The Comerford Amusement Corp. has purchased three Honesdale plots for the erection of a new theater. The three plots will give the company a 75-foot frontage on Main Street. The firm operates the only theater in town.

STORKS!

Frank DeCarlo, superintendent of Vendola's manufacturing department, announces the arrival of a baby girl, Katherine.



The "NEW WINE" LIST

of

Box-office Celebrations!

ORPHEUM, MONTREAL

...third smash week as the whole town rushes to hear Ilona Massey's gorgeous voice!

MAJESTIC, BRIDGEPORT

...hits top figure as the picture's stars christen new Station WNAB in front page radio stunt!

HIPPODROME, BUFFALO

...great exploitation gets great box-office results building top figures every day of big engagement!

The Celebrations Continue

as the Uptown, Toronto — the Parkway, Madison, Wis. — the U. A., Portland and scores of other spots book immediate playing time!

"Here's to Ilona, what a blonde!"

"Here's to the showmanship that puts it over big!"

"Here's to the sweetest love songs audiences ever cheered!"

Gloria Productions Presents

Ilona Massey

NEW WINE

with

ALAN CURTIS • BINNIE BARNES • ALBERT BASSERMAN

JOHN QUALEN • BILLY GILBERT • STERLING HOLLOWAY

Produced by WILLIAM SEKELY • *Directed by* REINHOLD SCHUNZEL

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THE Film DAILY

timate in Character
ternational in Scope
dependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

80, NO. 67 NEW YORK, FRIDAY, OCTOBER 3, 1941 TEN CENTS

ONOPOLY UP AGAIN WHEN PROBE RESUMES?

ew England Allied Approves Unity Resolution

lied Unit Rejects Third ragraph, However; Asks r Change in By-Laws

oston—By a unanimous vote, Al- l's New England unit approved national organization's unity n but rejected Paragraph 3 ch provided for the consideration an all-industry group of a per- nent nature.

nit's action came as somewhat a surprise to the trade, inas- h as it was believed that the w Englanders would vote the

(Continued on Page 7)

ono. Re-elects hnston Prexy

Coast Bureau of THE FILM DAILY

ollywood — President W. Ray nston was re-elected at the an- l meeting of Monogram's board lirectors. Other officers elected ude Trem Carr, executive direc- in charge of production; Samuel idy, vice-president in charge of

(Continued on Page 5)

Favorite Amusement Indiana Co. Youths

oving pictures are the chief form recreation for young men and nen of La Porte County, Indiana, s reported by a study of rural h made by Purdue University

(Continued on Page 4)

9 Features on WB 3-Mos. Slate

Warner Bros.' quarterly production chedule calls for 19 features and ight short subjects to be made dur- g October, November and Decem- er. Schedule will top the most xtended period of production in the istory of the studio and will end 5 months of continuous peak film- g. During the same period, War- ers will complete nine pictures cur- ntly in work and will release 12 ow completed or in the cutting oms.

Brilliant Audience Tags WB's "Heaven" as Entertainment Paradise at Washington Bow

Washington Bureau of THE FILM DAILY

Washington—Before a celebrity-packed gathering consisting of Government officials, church leaders, Washington society, and an impressive outpouring of members of the press, Warners' "One Foot in Heaven" had its world premiere last night in the local Earle Theater. Not since the days of the vaunted "Miracle Man" has a screen property of this type exacted the enthusiasm of the current production, according to lobby comment following the showing. Acclaim showered on the vehicle at the finale indicated unusually strong box-office success in all stands from top-flight first-runs to the small nabes. For color story on last night's initial showing, turn to the column, "Along the Rialto," on Page 4. For review of the production, see THE FILM DAILY issue of Sept. 30.

Iowa Notes Increase In Theater Grosses

Des Moines, Ia.—A brisk rise in theater grosses in the Iowa territory today is just as unexplainable as the drop in customers earlier this year.

Estimates of various exhibitors placed grosses up .33 1/3 per cent during the last 90 days. This included not only the larger cities but even the small houses.

Various reasons given for the jump included better pictures, defense

(Continued on Page 5)

Columbus Theater Asks Clearance Elimination

Charging unreasonable clearance, Central States, Inc., operator of the Olentangy Theater, Columbus, O., has filed a demand for arbitration with the Cincinnati tribunal, naming

(Continued on Page 4)

Hanson is Reported Starting Own Biz

Toronto—Oscar Hanson is reported planning to organize a business of his own and will not join any circuit or distributing company in Canada. Rumors persist that he will become associated with Arthur Lee in New York.

Hanson's resignation as a director in the new Odeon circuit and from other Nathanson interests created a definite sensation here. It is be-

(Continued on Page 4)

MPTOA Com. Meeting With Distribs. Postponed

Meeting of MPTOA's special committee with distributor representatives, which was scheduled for yesterday, has been postponed for a week because of Herman Wobber's departure for the Coast. Appointed

(Continued on Page 5)

Editorials Pillory Inquiry

Leading Dailies Continue Witch Hunt Attack

Leading American newspapers in large and small cities, regardless of political leanings and their isolationist or interventionist tendencies, continue to pillory the Senate Interstate Commerce sub-committee, scheduled to resume its film war propaganda inquiry in Washington Monday.

Excerpts from further editorials

(Continued on Page 7)

Semi-Newsreel Theater Planned In Des Moines

Des Moines, Ia.—A semi-newsreel theater is being planned for Des Moines by John Loveridge, who is dickering to take over Casino theater from Abe Frankel Enterprises and rename it the Esquire. Plan

(Continued on Page 4)

No Hearing Next Week, Clark Says; Indefinite as To Date of Resumption

By OSCAR HUME

Washington Bureau of THE FILM DAILY

Washington — Senator D. Worth Clark, D., Ida., chairman of the Interstate Commerce sub-committee investigating alleged war propaganda by the film industry, told THE FILM DAILY yesterday that he has changed his mind and won't hold any hearings next week.

He was rather indefinite about when the hearings would resume, but was emphatic in denying that they would be discontinued entirely.

Clark said there would be more

(Continued on Page 7)

Public's Interest In Tele Lagging

Despite the fact that television passed its third month of active commercial operation on Oct. 1, the industry, while reporting excellent results from advertising agencies, has shown a marked decline in public interested survey of the listeners revealed yesterday. Lack of a concerted publicity campaign on

(Continued on Page 4)

France is Resuming Production of Pictures

By ROBERT DE VALDOR

FILM DAILY Staff Correspondent

Vichy (By Air Mail)—French film production which slowed up almost to zero during the first year of the armistice with Germany, from June

(Continued on Page 8)

Chi. Operators Get 5% Increase

Chicago — Operators' union here yesterday accepted a new wage contract calling for an increase of five per cent, retroactive to Sept. 1. Operators, during previous negotiations, had asked for a 10 per cent boost plus two-week vacations with pay.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 67 Fri., Oct. 3, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Thursday, Oct. 2)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. seat.	10⅝	10½	10½	+ ⅛
Col. Picts. vtc. (2½%)	....	....	....	.....
Col. Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10⅛	10⅛	10⅛	+ ⅛
East. Kodak	142½	142½	142½	+ ¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	13¾	13¾	13¾	+ ⅜
Loew's, Inc.	37½	37⅜	37½	.....
do pfd.	110	110	110	+ ¼
Paramount	14¾	14½	14½	— ⅛
Para. 1st pfd.	107¼	107	107	— 1
Para. 2nd pfd.	13½	13⅛	13⅛	— ⅜
Pathe Film	14½	14¼	14¼	— ¼
RKO	3¼	3¼	3¼	.....
RKO $6 pfd.	53¾	53¾	53¾	— 1¾
20th Century-Fox	8¾	8½	8½	— ⅜
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5¼	5⅛	5¼	.....
do pfd.	74	74	74	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	....	....	....	.....
Par. B'way 3s55	....	....	....	.....
Par. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. ps48	96½	96½	96½	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	....	....	....	.....
Technicolor	....	....	....	.....
Trans-Lux	¾	¾	¾	.....
Universal Corp. vtc.	7⅞	7⅞	7⅞	— ⅜
Universal Picts.	24½	24½	24½	+ ½

Film Audit Service Completes National Org.

Film Audit Service announces the virtual completion of its national organization. According to Samuel Hacker, general manager, branches have been established in Boston, Buffalo, Charlotte, Chicago, Cincinnati, Cleveland, Detroit, Kansas City, Los Angeles, Milwaukee, Minneapolis, Philadelphia, Pittsburgh, Portland, San Francisco, Seattle, Toronto, Washington.

Absence of Quorum Defers Hays Meet

Scheduled discussion of current industry affairs by the MPPDA board of directors was held informally yesterday, but no action was taken on any issue because a quorum was not present. Meeting was adjourned until next week.

Expect Ticket Sellout For "Fun to Be Free"

Patriotic pageant, "Fun to Be Free," staged by the Stage, Screen, Radio and Arts Division of the Fight for Freedom, looms as a sellout for its sole New York performance Sunday night at Madison Square Garden. Program will open with a half hour's concert, then an epic tribute to America written by Ben Hecht and Charles MacArthur, a variety show featuring an array of stars of the amusement world, and a speaking program including Wendell Willkie, Mayor Fiorello LaGuardia and others. Helen Hayes is co-chairman with Burgess Meredith.

Five Circuit Deals Are Closed by Monogram

Deals with five circuits have been announced by Monogram for its 1941-42 program. Albany office has closed a contract with the Fabian circuit, comprising 37 theaters, while the Black Diamond circuit has signed for the program in the Cincinnati exchange. Monogram's New Orleans branch has completed negotiations with the Theaters Service Co. and the Paramount-Richards group, the latter having 64 theaters in Alabama, Arkansas, Florida, Louisiana, Mississippi and Texas. The Anderson circuit of 11 theaters in Illinois has signed with Monogram's Chicago office.

Hays Organization Plugs "One Foot in Heaven"

For the first time, the Hays organization has gone on record with a letter calling the industry's attention to a motion picture. Mrs. Thomas Winter, director of studio and public service for the MPPDA, has sent out 3,000 letters in behalf of Warners' "One Foot in Heaven," which, she claims, brings "our industry one step closer in the esteem of a religion that is representative of a very large portion of our potential audience."

Benny in "Are You a Mason?"

Hollywood—Paramount is considering "Are You a Mason?" for Jack Benny's next picture. Paramount filmed the German play in 1915 with John Barrymore. Ralph Spence is writing the scenario for production by Monta Bell.

Chi. Juke Tax to Yield $100,000

Chicago—New Federal taxes on juke boxes and film machines will exceed $100,000 in the Chicago territory, it is reported.

Rodeo Opening Will Be Televised on Wednesday

Opening of the annual Rodeo at Madison Square Garden will be televised Wednesday night over Station WNBT. The NBC television schedule for next week also includes amateur boxing, a racing card at Belmont, the Radio City Matinee, and the "Coca Revue," featuring Imogene Coca.

Ripley, with his "Believe It or Not" program, makes his first television appearance Thursday night, following another of the popular "Miniatures in Music" telecasts with Jerry Sears as the headliner, Samuel Chotzinoff, music critic and music director of NBC, will appear on the Radio City Matinee, which will be on the air next week on Tuesday afternoon, in the first of an unusual series of visual interpretations of great music.

Martin Friedman Honored By Cleveland Warnerites

Cleveland—Martin Friedman, Vitagraph booker, has been elected president of the local Warner Club for the coming year. He succeeds Charles Albert. Also elected are: chairman of entertainment, Anthony Laurie, manager, Doan Theater; welfare chairman, Edna Charns, theater department; membership chairman, Irving Ribbee, theater department; secretary, Jane Meisel, theater department; treasurer, David Bachner, theater department, and Evelyn Friedl, secretary to Zone Manager Nat Wolf, chairman in charge of loans and contributions.

The Board of Governors for the year consists of the officers with the addition of Zone Manager Nat Wolf, Vitagraph Branch Manager Charles Rich and Ed Miller, manager of the Hippodrome.

Big Celebration Marks Wilmington Aldine Bow

Wilmington, Del. — Loew's recently acquired Aldine Theater opened here Wednesday night in one of the biggest premieres of its kind in history. Twenty thousand persons lined the streets to see the parade and ceremonies. A capacity crowd saw the initial picture, "Honky Tonk."

Carter Barron, Loew's Eastern division manager, said the opening was the biggest he ever saw with the exception of the "Gone With the Wind" premiere in Atlanta.

"Honky Tonk" Held Over In First Eight Dates

M-G-M's "Honky Tonk" has been held over in all of its initial key city engagement, with business ranging more than 200 per cent of normal. Extended playing time has been set in Houston, Columbus, St. Louis, Cleveland, Providence, San Francisco, and the State and Orpheum, day-and-date, Boston.

COMING and GOING

ALEXANDER KORDA is expected here fro the Coast on Monday.

HERMAN WOBBER, general sales manager o 20th-Fox, has arrived in Hollywood for studi conferences.

L. JACK SCHLAIFER, Eastern representativ for Edward Small, arrives from Hollywood Monday.

HAL HORNE and **DICK CONDON** flew [illegible] Coast last night and will return Monday.

VICTOR SAVILLE, M-G-M producer, is expected in New York for a short visit.

ANNE SHIRLEY returned to the RKO lo yesterday and will begin work at once i "Gwangi."

SONDRA KARYL, of Pic magazine, leave today to join the Hollywood staff.

HENRI ELMAN, Chicago Monogram franchis holder, is on the West Coast for a short visit.

CHARLES LANDAU, Monogram sales manager in Chicago, is in Kansas City for the Missouri Valley sales conference.

WILLIAM GOETZ, **SOL WURTZEL** and **LO BRESLOW** arrived Wednesday from the Coas to attend the World Series.

GENE KELLY, and his bride, **BETSY BLAIR** arrive in Hollywood tomorrow where Kelly under contract to David O. Selznick.

NAVY BLUES SEXTETTE returns to the Coas for two more assignments on the Warner Bro lot.

JOHN HAY (Jock) WHITNEY is due bac in New York Oct. 11 from his South America tour.

BING CROSBY will return from South America in time to attend the world premiere o "Birth of the Blues" in Memphis Oct. 31.

RANDOLPH SCOTT is stopping at the S Regis Hotel.

ALICE FAYE, accompanied by her husban **PHIL HARRIS**, arrived here yesterday for two-week vacation.

B & K Gets Extension For Transmitter Use

Chicago—B & K has been grante an extension of its special temporar authority to operate two televisio transmitter units to be installed an operated from the State Lake Theater Bldg. The FCC also grante permission to use the temporar steel tower atop of the building t conduct tests not later than Oct. 1 in accordance with construction permit issued to Station W9XBK.

Para. to Star Ginger Rogers

West Coast Bureau of THE FILM DAIL

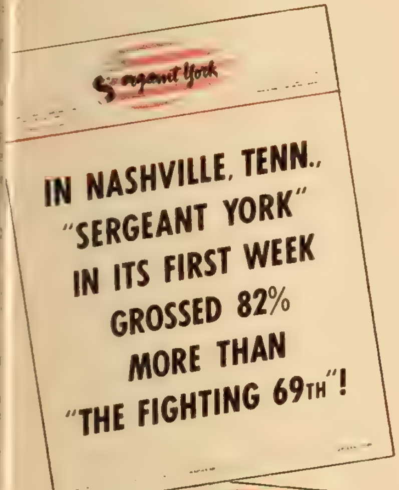
Hollywood—Ginger Rogers has verbal agreement to do three pictures for Paramount, one of whic would be "The Crystal Ball," b Steve Bas. Star has also been mentioned for the Gertrude Lawrenc role in "Lady in the Dark."

"HARD-TO-GET-TO" PEOPLE ARE EASY TO GET TO BY
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

Sergeant York

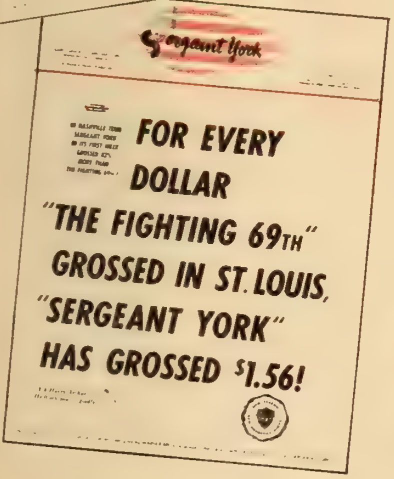
RY COOPER in "SERGEANT YORK"
Walter Brennan • Joan Leslie
George Tobias • Stanley Ridges
A Howard Hawks Production

Original Screen Play by Abem Finkel & Harry Chandlee
and Howard Koch & John Huston
Based Upon the Diary of Sergeant York
Produced by JESSE L. LASKY and HAL B. WALLIS
Music by Max Steiner • A Warner Bros.-First Nat'l Picture



Sergeant York

IN NASHVILLE, TENN.,
"SERGEANT YORK"
IN ITS FIRST WEEK
GROSSED 82%
MORE THAN
"THE FIGHTING 69TH"!



Sergeant York

FOR EVERY
DOLLAR
"THE FIGHTING 69TH"
GROSSED IN ST. LOUIS,
"SERGEANT YORK"
HAS GROSSED $1.56!

IN TWO DAYS IN OSWEGO, N. Y., "SERGEANT YORK" GROSSED MORE THAN "ROCKNE" DID IN A WEEK!

(Ask Meyer Schine about it
—as if you haven't already!)

NEW SEASON! • WARNER BROS. • NEW BOXOFFICE HIGHS!

(This is the third of a series of advertisements designed by WARNER BROS. to acquaint the industry with the amazing success of "SERGEANT YORK")

Hanson is Reported Starting Own Biz

(*Continued from Page* 1)

lieved reliably that he will be independent of both Famous Players Canadian and the Odeon circuit.

Arthur Lee currently is in Hollywood and his New York office asserted that it knew nothing of any negotiations between Lee and Hanson. Lee recently organized a company to distribute American pictures in England.

Columbus Theater Asks Clearance Elimination

(*Continued from Page* 1)

Loew's, RKO, 20th Century-Fox and Warner Bros.

Plaintiff declares that up to May 31, 1938, the Olentangy played day and date with the Hudson Theater, which in turn played 52 days after first-run. Since then, the Olentangy has been forced to play 14 days behind the Hudson or 66 days after first-run, the complaint charges. Elimination of the clearance between the Hudson and the plaintiff's theater is asked.

Semi-Newsreel Theater Planned in Des Moines

(*Continued from Page* 1)

would be to show newsreels and shorts 11 a.m. to 1 p.m. and 4 to 6 p.m., with full lengths the rest of the day.

Nancy Kelly Opposite Pat O'Brien

West Coast Bureau of THE FILM DAILY

Hollywood — Twentieth Century-Fox has assigned Nancy Kelly to play Maureen in "Highway to Hell," Pat O'Brien's first stellar picture for the company. Carole Landis and Cesar Romero also have important roles. Production starts Oct. 13 under the direction of John Brahm. Robert Kane and Robert Bassler are associate producers.

OCT. 3

James R. Grainger
Henry Clive
Leo McCarey
Claude Allister
Lou Guimond

OCT. 4

Buster Keaton
Carroll Nye
B. F. Zeidman
Marcel Silver

OCT. 5

Arthur M. Loew
George Irving
David M. Loew
Kathryn Crawford
Louise Dresser

WASHINGTON

● ● ● **CONGRESS went into "extra-session" here last night as some 75 Senators and 300 members of the House of Representatives donned their glad rags to witness the world premiere of Warners' stirring feature, "One Foot In Heaven"......The big-wig legislators were by no means alone in the happy venture, for with them in the vast auditorium of the local Earle Theater sat other dignitaries galore to share with them as inspiring a film as has come out of Hollywood in modern annals......The texture of last night's crowd can readily be realized by the citation that among those present were Secretary of Agriculture Claude A. Wickard, Justice Frank Murphy, Postmaster General Frank C. Walker, Attorney General Francis Biddle, Major General Edwin Watson, Assistant Secretary of War Robert Patterson; the former Secretary of Commerce, Daniel Roper; Edgar DeWitt Jones, of the Methodist Advisory Committee; and Marvin MacIntyre, secretary to President Roosevelt......**

▼ ▼ ▼

● ● ● *HERE was far more than a so-called typical opening of a great picture......It was an extraordinary event staged not only in the best Warner manner but in the best style of co-operating officialdom whose members came and saw, and were conquered by the appeal and power of the shadow drama on the screen......Here, too, was a film which all branches of the industry admit, and proudly so, is propaganda,—propaganda in behalf of religion......Additionally, here was a film of sufficient importance to move all the newsreel companies,—Pathe, Paramount, Universal, News of the Day, and Fox Movietone,—to assign camera crews for its debut......Yes, and a film so significant as to bring to that debut the cream of the nation's press, in order that news of it could flash to every community in the land by radio, wire and the printed word......*

▼ ▼ ▼

● ● ● **IF one were to rule out entirely every other factor which made the bow memorable, there would still remain to commend it as industry and general news the fact that the four active members of the Senate Interstate Commerce sub-committee, which has been investigating motion pictures, attended the premiere,—Senators C. Wayland Brooks, D. Worth Clark, Ernest W. McFarland and Charles W. Tobey......Senator Arthur Capper of Kansas escorted the film's femme star, Martha Scott, a native of his home State, who flew into the nation's capital from the Coast to attend......Others in the Congressional delegation were Warren Barbour, William Bulow, A. B. Chandler, Tom Connolly, Hugh Butler, George D. Aiken, Charles O. Andrews, Ralph O. Brewster, Harold Burton, Allen J. Ellender, Walter F. George, Guy M. Gillette, Joseph F. Guffey, Carl Hayden, Clyde Herring, Lister Hill, Rufus Holman, Harley Kilgore, Francis Maloney, Pat McCarran, Kenneth McKellar, Abe Murdock, H. H. Schwartz, Lloyd Spencer, Elbert O. Thomas, John Thomas, Robert Wagner, M. C. Wallgren, Wallace White, Jr., and Alexander Wiley......**

▼ ▼ ▼

● ● ● *THE "Warner Special" which left New York's Penn Station shortly before noon carried H. M. Warner, WB president, and Mrs. Warner; Charles Einfeld, Mort Blumenstock and Mitchell Rawson of the home office, along with several carloads of scribes and cameramen......In the interim Miss Scott was being feted by officialdom as part of a gigantic program signalizing the premiere......Coincident with the opening, "One Foot In Heaven" was privately screened for Bishop James Edward Freeman, chairman of the advisory committee sponsoring the picture, in his home where he is recovering from a recent operation......*

Public's Interest In Tele Lagging

(*Continued from Page* 1)

the part of telecasters to acquai the public with the strides bein made by tele; the lack of materia for the construction of new sets the slow progress being ma the changeover of sets alrea operation; and the lack of paid ad vertising to reach the public a the major reasons given for the di interest in tele.

While there does not appear be an immediate solution to th public reception of tele, officials ye terday revealed that the progres made to date has been more tha satisfactory, and that after the fir of the year much greater stride are expected to be made.

Tension in world conditions ha also tended to hurt television, was pointed out, with radio listen ers now at a peak whenever new periods are heard. Listeners hav displayed no interest whatsoever i experimenting with the new me ium when they know that news wi be issued as soon as it happens ove their regular loudspeakers.

Pix Favorite Amusement Of Indiana Co. Youths

(*Continued from Page* 1)

in co-operation with the U. S. Depart ment of Agriculture. Dances, bas ketball games, parties and picnic were runners-up in the survey.

Study revealed that young me interviewed attended films an aver age of 36 times a year. By occu pations the breakdown of averag attendances per year ranged from 4 for those working at home for wage to 28 for those farming for self.

Young women attend an averag of 38 times a year with those goin to school the most consistent movie goers, and homemakers attending th fewest times per year.

Survey is the second made b Purdue and the Dept. of Agricultur and bears out an earlier study o Blackford County which reveale films as the top entertainment attrac tion. Reports on three other In diana counties will be published i the future.

TO THE COLORS!

Chicago—Wallace Immerman, so of Elmer Immerman, B & K person nel manager, is now stationed a Camp Wallace, Tex., with the coas artillery. James Ellis of the B & Crystal Theater has been release from the Army and will resume hi work with the circuit.

Cleveland — Ben Frank, forme manager of the Mall Theater an now a U. S. selectee, stationed a Pine Camp, N. Y., has been made corporal in the mechanized divisio He is home on a 15-day leave.

ono. Re-elects hnston Prexy

(Continued from Page 1)

s; Herman Rifkin, vice-president; ton V. Richey, vice-president in rge of foreign sales; J. P. Fried- secretary-treasurer; E. R. Hul- ne, N. P. Witting, assistant sec- es; C. Boyle, assistant treas-

he new board of directors con- of Johnston, Carr, Broidy, Rif- John W. Mangham, Howard bbins, William Hurlbut, Charles mpe, Alton A. Brody.

was announced that sales at this are over $400,000 in excess of year's for the same period. John- announced a large bank loan been closed with the Guarantee st Co. on his trip to New York week.

he board of directors is consid- g production of a "special" in don provided a top-ranking star be obtained. Production budget ease has been authorized for a ip of eight pictures for the cur- season, including "Boy of Mine," ring John Boles, which intro- es "At Dawning" and "The Land he Sky Blue Water," songs by rles Wakefield Cadman; four ures starring the "East Side s" with an adult star to be fea- d in each; Jack London's story, ail of the Wolf," and "Navy nd."

. State Labor Board sts Maguzzi Squawk

amaqua, Pa.—A complaint of al- d unfair labor practices against . Maguzzi, head of the Maguzzi uit in this area, was ordered dis- ed by the State Labor Relations rd. The Board, reviewing tes- ny taken here recently, decided Maguzzi did not refuse to bar- collectively with Local 218, Op- ors, of Pottsville, Pa. The ges involved only the Ritz The- in Port Carbon.

nt Massey for Karloff's Role

Coast Bureau of THE FILM DAILY

ollywood — Frank Capra and ner Bros. are seeking the ser- s of Raymond Massey to play s Karloff's stage role in "Ar- c and Old Lace" in the screen ion. Josephine Hull and Jean ir have been engaged for their inal roles on Broadway.

Negotiating for 'Berlin Diary'

Coast Bureau of THE FILM DAILY

ollywood—Warner Bros. is nego- ng with William L. Shirer for en rights to his "Berlin Diary."

STORKS!

icago — Jack Eckhardt, chief er of 20th Century-Fox ex- ge, and son of Clyde Eckhardt, ange manager, is the proud er of an eight-pound baby boy. makes two for the Jack Eck- t family, a boy and a girl.

"Tanks a Million," Hal Roach Streamliner, To Open on Single Policy at the Criterion

Hal Roach's first streamlined feature, "Tanks a Million," opens Thursday at the Criterion, Broadway, on a single feature basis. It will be previewed on Wednesday. Booking is considered unusual inasmuch as the streamliners were designed primarily for dual programs because of their shorter length.

Comerford Managers Shift In Wilkes-Barre

Wilkes-Barre, Pa.—Several changes and transfers were announced in the personnel of the Comerford Theaters here. John Galvin, manager of the Penn Theater, has been transferred to the Irving Theater, filling the vacancy left by the death of Fred Hermann. Paul Tighe, assistant manager at the Penn, was elevated to manager. James Riley will remain as assistant manager at the Irving. Frank Alexander, assistant manager of the Orpheum Theater, was transferred to the Penn while Jackson T. Eckenrode, assistant manager at the Strand Theater, will fill Alexander's post. John Greany has been promoted to assistant manager at the Orpheum.

The resignation of Tom Broderick, assistant-manager at the Irving, also was announced.

B & K Announces Changes In Theater Personnel

Chicago — Changes in B & K's theater staffs have been announced. Joe Anderson, assistant manager of the Belmont, has been promoted to manage the Luna. He is succeeded at the Belmont by M. Mandy of the Riviera. Robert Brewer goes from the Covent to the Riviera to replace Mandy.

Ray Thomson has been named manager of the Belpark. M. H. Hork has been assigned to manage the Garrick, while Jim Thomson becomes manager of the Terminal.

Earl Turelick has resigned from the State Lake staff to enter another business.

To Lead School Film Work

New Haven—Donald A. Eldridge, director of audio-visual education in the New Haven schools, has appointed 14 faculty advisors to lead motion picture council work in the various schools for the coming year. Councils attend local theaters regularly in groups with a teacher, and some houses offer special admissions.

M-G-M Buys "Born Bad"

West Coast Bureau of THE FILM DAILY

Hollywood—M-G-M has acquired a screen story, "Born Bad," by Jules Furthman which Fred Wilcox will direct. Wilcox has been directing short subjects.

Para. Signs Anton Bundsman

West Coast Bureau of THE FILM DAILY

Hollywood—Paramount has signed Anton Bundsman to direct, with "Doctor Broadway" by Borden Chase as his first assignment. Bundsman will be redubbed Mann by Para.

MPTOA Com. Meeting With Distribs. Postponed

(Continued from Page 1)

by Ed Kuykendall, MPTOA president, the committee, which is to discuss protests over sales policies, is composed of Herman Levy, New Haven; Lewen Pizor, Philadelphia, and Max A. Cohen, New York.

Fabian Personnel Shifts Made on Staten Island

Harry G. Black, general manager of Fabian Theaters on Staten Island, announces changes in theater personnel. George Kemp is promoted from a publicity post uder Edgar Goth to manager of Liberty Theater, replacing Harry Satell, resigned. Kasmir Ulaky goes in as assistant to Goth. Duncan Scheidt, assistant manager of Paramount Theater moves to similar post at St. George. Francis Hicks transferred from Ritz to assistant at Paramount. Henry Jakubowski, promoted from chief of staff at Ritz to assistant manager of that theater.

Iowa Notes Increase In Theater Grosses

(Continued from Page 1)

money and high farm prices. Des Moines theaters were beginning to feel added payrolls from the $30,000,000 Government munition plant under construction. At last report the payroll was $50,000 weekly, but is expected to increase to $350,000 shortly.

Higher farm prices definitely aided the operators in smaller communities where there has been a general exodus to larger cities.

The latest Government report showed farm income was 53 per cent above a year ago. Iowa farmers received $71,537,000 from the sale of their products and Government payments during June this year as compared with only $46,732,000 in June 1940.

For the first half of this year cash income for Iowa farmers was listed at $393,652,000 or 13 per cent above that for the first six months of 1940. The increase was attributed mainly to the demand for foods necessary for defense workers and for shipments to Britain under the lease-lend act.

Sondra Karyl to Hollywood

Sondra Karyl of Pic Magazine has been transferred to the Hollywood staff. She leaves today for the Coast.

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Death Valley Outlaws"

with Don "Red" Barry, Lynn Merrick, Milburn Stone

Republic 56 Mins.

WESTERN HAS ITS QUOTA OF ACTION AND THRILLS TO REGISTER FAVORABLY AS PROGRAM MATERIAL.

Republic is always in the groove when it is in the saddle. Company has formula for westerns down pat and this one with Don "Red" Barry is no exception. It offers a good share of hard riding, quick shooting and enough battling to fill the bill.

Plot is sligthly familiar one about the vigilantes, ostensibly formed to rid the community of bad men, practicing the same methods under the cloak of respectability. Presence of Lynn Merrick in the town is one of the factors which influences Barry to stay in the vicinity. When his friend is killed, Barry vows vengeance.

By posing as a notorious bandit, he discovers the local banker, Karl Hackett, is running the mob. Barry organizes the ranchers to combat the vigilantes. One of the vigilantes saves Barry from the gang and gets killed doing so. Barry later discovers for the first time his benefactor is his brother.

CAST: Don "Red" Barry, Lynn Merrick, Milburn Stone, Bob McKenzie, Karl Hackett, Rex Lease, Jack Kirk, Michael Owen, Fred S. Toones.

CREDITS: Associate Producer-Director, George Sherman; Screenplay, Don Ryan and Jack Lait, Jr., Original, Don Ryan; Cameraman, Edgar Lyons; Film Editor, Tony Martinelli.

DIRECTION, Capable. PHOTOGRAPHY, Good.

McLeod Writing Added Comedy for Fields Pic

West Coast Bureau of THE FILM DAILY

Hollywood—Universal studios has assigned Vic McLeod to write the added comedy sequences to the W. C. Fields starring picture, "Great Man." Edward F. Cline will direct. Jack Cross will produce.

Test Runs for Cowan Pic

Producer Lester Cowan's "Ladies in Retirement" is getting test runs in Springfield, Mo., St. Louis, Buffalo, N. Y., and Washington, prior to general release. Cowan is at present expecting a call to U. S. Army Reserves, in which he holds rank of captain.

WB to Remake "Daddies"

West Coast Bureau of THE FILM DAILY

Hollywood—Warners will re-make "Daddies" with Gloria Warren and Patty Hale.

Para. Buys Mystery Novel

West Coast Bureau of THE FILM DAILY

Hollywood — Para. has acquired Cornell Woolrich's mystery novel, "Black Curtain."

"Bowery Blitzkrieg"

with Leo Gorcey, Warren Hull and Charlotte Henry

Monogram 62 Mins.

ENTERTAINMENT "BLITZ" BY DEAD END KIDS IS SLOWED DOWN CONSIDERABLY BY MATERIAL AND PRESENTATION.

Dead End Kids cavort around in their usual manner and style. Some of the situations are good for laughs but on the whole the material is studded with cliches and given an unimaginative treatment.

Center of interest is Leo Gorcey, as the hard-boiled kid from the East Side, who makes good for a policeman, Warren Hull. Gorcey gets paroled when Hull intervenes and has him train for the Golden Gloves. Meantime, Gorcey's pal, Bobby Jordan, gets mixed up with a young aspiring gangster, Bobby Stone, and their friendship cools.

Interwoven in the story is a romantic skein between Hull and Jordan's sister, Charlotte Henry. Hull's championing of Gorcey causes a rift between the couple. Gorcey moves out of Hull's home and trains alone aided by his friends. Gangsters try to bribe him unsuccessfully. Meantime, Jordan is shot when he stops his gangster friend from shooting Hull. On the eve of the fight, Gorcey turns up as a blood donor for Jordan and then goes on to win the fight.

CAST: Leo Gorcey, Bobby Jordan, Huntz Hall, Warren Hull, Charlotte Henry, Keye Luke, Bobby Stone, Donald Haines, Martha Wentworth, David Gorcey, Ernest Morrison, Jack Mulhall.

CREDITS: Producer, Sam Kaplan; Director, Wallace Fox; Assistant Producer, Pete Mayer; Screenplay, Sam Robins; Original, Brendan Wood and Don Donmullahy.

DIRECTION, Fair. PHOTOGRAPHY, Good.

RKO Closes New England Deal with Warner Circuit

Warner Bros. New England theaters have closed with RKO for the latter's first block-of-five pictures under the consent decree. Deal covers 46 theaters in 38 situations including New Haven, Bridgeport, Waterbury, Hartford, Springfield, Worcester and Lynn.

RKO also announces it has closed a deal for the distribution of the 1940-41 program in Iceland by Garder Thorsteinsson of Reykjavik.

Buy "Moon and Sixpence"

West Coast Bureau of THE FILM DAILY

Hollywood—David Loew and Al Lewin have purchased Somerset Maugham's "Moon and Sixpence" and will start production as soon as casting is completed. They are negotiating with Paul Muni to play the lead. No releasing arrangements have been made.

Warners After Irene Dunne

West Coast Bureau of THE FILM DAILY

Hollywood—Warners want Irene Dunne to star in Edna Ferber's "Saratoga Trunk."

"Sailors on Leave"

with Shirley Ross, William Lundigan, Chick Chandler

Republic 71 Mins.

INEPT HANDLING OF FARCE REFLECTED IN PRODUCTION WHICH STACKS UP AS MEAGRE ENTERTAINMENT.

Republic has assembled a good cast headed by Shirley Ross and William Lundigan for this farce which is about a sailor whose shipmates want to see him married. Reason for their special interest is that they believe Lundigan will inherit a legacy if he marries before a specified date and consequently they will be able to get paid off since Lundigan is heavily indebted to them.

Shirley Ross is pleasing as the romantic attraction, and sings much better. Chick Chandler, Cliff Nazarro, Ruth Donnelly and Tom Kennedy are all equipped to handle comedy roles. What looked at first as one of Republic's brighter lineups is dimmed by ineffectual direction and a much weaker script.

CAST: William Lundigan, Shirley Ross, Chick Chandler, Ruth Donnelly, Mae Clarke, Cliff Nazarro, Tom Kennedy, Mary Ainslee, Bill Shirley, Garry Owen, William Haade, Jane Kean.

CREDITS: Associate Producer, Albert J. Cohen; Director, Albert S. Rogell; Screenplay, Art Arthur and Malcolm Stuart Boylan; Original, Herbert Dalmas; Songs and Lyrics, Jule Styne and Frank Loesser.

DIRECTION, Fair. PHOTOGRAPHY, Good.

RCA Introduces Magicote; Assures Sharper Pictures

Camden, N. J.—Formal announcement was made yesterday by Edward C. Cahill, RCA Photophone's division manager, that the company has developed a new technique for improving efficiency of motion picture projector lenses by coating glass surfaces with a durable transparent film that produces clearer, more contrasting pictures on the screen without necessity of otherwise adjusting the projector.

The process, known as RCA Magicote, is also being employed in Hollywood to increase efficiency of camera lenses, Cahill said, and added that when such pictures are projected using similarly coated lenses, spectators are impressed with improvement of the photography.

Metro Solid in Cleveland

Cleveland—First two blocks of M-G-M pictures have been sold to every Cleveland circuit, Frank Drew, branch manager, announces. Deals include Associated, Community, Washington, Scoville, Essick & Reif and Gusdanovic circuits.

Harry Joe Brown to Columbia

West Coast Bureau of THE FILM DAILY

Hollywood—Harry Joe Brown joins Columbia as a producer.

☆ SHORTS ☆

"Picture People"

RKO Pathe 8 [illegible]s.

Standard Reel

Subject is devoted to Hollywood's contribution to our national defense. Helen Broderick, who can be sharp and witty, is the commentator. She exhibits neither quality in her new role which is marked by a humdrum delivery. Highlight of the reel is an aluminum party give Sigrid Gurie at which a number of satellites attend. There are also glimpses of Reginald Denny, Victor McLaglen's horse cavalry, G. P. Huntley's activities as a radio operator, and one of Margaret Lindsay and Marion Marsh, who look very nice in Red Cross uniforms.

"Screen Snapshots" (Series 21, No. 1)

Columbia 9 mins.

Palatable Fan Fare

The dyed-in-the-wool fans as well as those less worshipful of Hollywood's screen greats should take readily this short, depicting as it does a flock of luminaries at play—the play being a Gay Nineties lawn fete at the home of Milton Berle who does a bit of clarinet playing as accompaniment to the warbling of the Andrews Sisters. Reel is made in amusing style with camera catching Brenda Joyce, Simone Simon, Joan Davis, Billy Gilbert, Ann Miller, Buster Keaton, Kay Harris and Ella Logan. Latter sings "My Blue Heaven" in torrid style. Action is built around Ken Murray escorting the Brewster Twins to the shindig.

Tuskegee Theater Adds Matinees to Cash In

Tuskegee, Ala.—The Macon Theater is inaugurating matinee shows to cash in on freer spending here. Believed to be an architectural phenomenon in theaters, with one side for Nordics, one for Negroes, separated by a ceiling to floor wall, yet using the same entrance and ticket office and the same films, the theater has to have two times of opening, 30 minutes apart. Each side is equipped with its own projector, and films are shown first to Negroes with Nordic showing trailing one-half hour behind.

UA Closes Midwest Circuits

Cleveland—Bert Stearn, UA district manager, announces all out 1941-42 product deals have been closed with the Theatrical Managers and Gregory circuits of Indianapolis; the Rowland and Miles circuits of Columbus and the Semelroth circuit of Dayton.

onopoly Up Again /henProbeResumes!

(*Continued from Page* 1)

rings and indicated they might tain some fireworks.

From other reliable sources came ts the isolationists on the com- e, Clark, etc., are doing their st to round up groups of isolation- exhibitors who have objected to pictures in question and who will t up nerve enough to send repre- tatives to Washington to testify at the industry has tried to cram se pictures down the throat of public through forcing exhibi- s to show them.

Monopoly Coming Up Again

Thus it would appear the hearings now going to veer back to the nopoly angle after having covered erything from freedom of the press down.

Clark revealed that he has in- rmed Charlie Chaplin and will in- rm Anatole Litvak and W. R. Wil- rson, publisher of the Hollywood porter, all of whom are under bpoena to appear next Monday that ey needn't appear next Monday d that he will inform them when ey should appear.

Clark was vague about when the arings would recommence, and out who would be called when they l.

He said it might be the middle of e following week when they are sumed and that Chaplin, Litvak, c., was as good a guess as any as who would appear, but that he uldn't be definite on that either.

May See Some Pix Next Week

In the meantime he said he ex- cted that the sub-committee might t around to seeing some of the ctures next week.

Senator Clark has been out of ashington all of this week. He rived in Washington late yester- y afternoon and this morning will ke off for Ft. Wayne, Ind., where will appear as co-speaker with arles Lindbergh in a big isolation- t rally.

At Clark's office, however, it was id that his speech will not mention e picture probe, but merely will fer the shopworn isolationist argu- ents.

lark Sidesteps Movie Invitations

Both Warner Bros., and Loew's et with disappointment in their tempts to lure Senator Clark into eing his second talking picture.

Loew's enticed him with free tick- s to the Washington opening of un Valley Serenade" while War- r's tried to get him to their world emiere of "One Foot In Heaven." it the Senator was "too busy" to tend either.

His wife and family, however, went ith the rest of the Idaho delega- n to see "Sun Valley Serenade" d Warner Bros. claimed there were many other Senators and Repre- ntatives present they didn't miss ark at all.

Editorials Pillory Inquiry

Leading Dailies Continue Witch Hunt Attack

(*Continued from Page* 1)

to flow across THE FILM DAILY'S editorial desk follow:

EL PASO HERALD POST: "Under the Nye formula, not he who utters a slander but he who challenges the slanderer is the culprit. It is a conception that has the merit of originality, but it could hardly be said to make sense."

WASHINGTON POST: " . . . It is apparent to most people that the investigation is of dubious legality and has been contrived largely as a springboard for the expression of isolationist views by a 'little group of willful men' . . ."

ROME (GA.) NEWS-TRIBUNE: "Nothing the movies ever turned out is more fantastic than the Senate sub-committee investigation. . . .

"When the fuss dies down, Hollywood might turn the incident to profit by putting some good gag men on the record and turning out one of the most hilarious comedies of the year. . . ."

CAMDEN (N. J.) COURIER-POST: "We've a suspicion that before this probe of the movie industry is over—the movie men will be thanking Senator Clark and the rest of the isolationists for staging it.

"Instead of 'showing up' the movie industry, it is showing up the Senate isolationists in their true colors.

"And it is showing up the probe as a phony circus whose instigators were so clever that they outsmarted themselves. . . ."

ANNISTON (ALA.) STAR: "Congress is often accused of wasting time over trifles, making needless investigations, etc., and the Senate investigation of motion pictures . . . is a perfect example of the comic relief that can sometimes be furnished by our astute lawmakers. . . ."

ELMIRA (N. Y.) STAR-GAZETTE: ". . . What Senator Nye's charges would lead to in the ultimate and is strict censorship of the screen and suppression of free ideas. That would be a danger to American institutions greater than any yet apparent from propaganda on the screen."

WALTHAM (MASS.) NEWS-TRIBUNE: "The whole affair is un-American, a private inquisition backed by the force of public authority improperly employed. The situation would be serious were it not for the fact that the public has treated it as the farce which it is."

EUREKA (CALIF.) TIMES: "... Unhappily for the movies, they did not exist when the bill of rights was drawn, and they were not specifically protected against Government interference. We have no doubt that the motion picture and radio would have been protected if they had existed at that time. They ought to be protected now, both from a Government which has been reaching out for more and more power, and from Senators who think they can intimidate American citizens exercising the right of free expression through any medium at their command."

SHREVEPORT (LA.) TIMES: "Our own belief is that public opinion serves as an adequate curb on any propaganda Hollywood may offer. . .

"As for Senator Clark's proposal to break up the present structure of the film industry, that is just another pernicious attempt to revise the nation's economic machinery in the middle of a crisis. . ."

JACKSON (MISS.) NEWS: "Senator 'Snooper' Nye, isolationist, says that the purpose of his investigation . . . is to expose 'the one-sided portrayals in pictures designed to generate hates.'

"If that should be absolutely true —which it isn't—the motion picture industry would be serving a worthy cause, a righteous purpose."

MIAMI NEWS: ". . . An inquiry into this group of appeaser Senators has long been needed. It looks as if the inquiry they have launched against the movie men would now lead, under the guidance of the resourceful Willkie, into the needed inquiry into themselves."

TALLAHASSEE (FLA.) DEMOCRAT: "The press regards an attack on the freedom of the moving picture industry as an indirect, potential menace to freedom of the press, in general, and to newspapers, in particular."

PORTLAND (ORE.) OREGONIAN: ". . . Presumably if Clark of Idaho, Clark of Missouri and Nye of North Dakota had their way, our American motion pictures would henceforth be completely innocuous, without any opinion whatever on the state of international morals outside our borders. And we mention merely in passing, because we don't take their investigation very seriously, that this would be delightful news for the German corrupters of the Latin countries. They would have the field to themselves. Our senators who had brought it about would deserve the iron cross."

FORT WORTH STAR-TELEGRAM: "The Senate sub-committee delving into alleged war propaganda activities of the film and radio industries is primarily a prosecuting, rather than an investigating body, and in that respect runs true to form in conducting a Congressional inquiry. The reason for this custom is a political one—that the American public enjoys badgering of 'big shots' and large enterprises rather than the less melodramatic fact-finding plan as a basis for sound reform. Members of Congress, in the gladiatorial role in which they enjoy immunity from prosecution, bask in the limelight as a vote-getting trick. . . ."

MANSFIELD (O.) NEWS-JOURNAL: "The antagonism of Wheeler and his little group of isolationist associates will probably be construed as a higher compliment than the motion picture industry is accustomed to receive."

N. E. Allied Okays Unity Resolution

(*Continued from Page* 1)

resolution down because of the attack on it by Nathan Yamins, president, at the Philadelphia convention.

Spokesmen, however, declared that Yamins was not opposed to the unity proposal at the convention except for that portion of the resolution which might bring all branches of the industry into one central organization. That plan was embodied in the third paragraph, the other paragraphs recommending a national joint conference and the appointment of a committee of five to confer with other branches.

The New England unit yesterday also gave the national officers and board a vote of confidence and recommended a by-law which would make a convention vote binding on an issue instead of merely approving an action by the board of directors.

With New England approving the resolution and having the backing of Nathan Yamins, indications are that the other units will take a similar action and pave the way for an early industry conference.

ITO of Ohio Approves The Unity Resolution

Columbus, O.—At the meeting of the ITO of Ohio here yesterday the unity resolution defeated at the national conclave in Philly was approved in its entirety, including paragraph three to which some units have objected.

The Ohio unit also expressed confidence in the officers of national Allied who sponsored the resolution.

Abram F. Myers, board chairman and general counsel of the national body, is expected to call a meeting of the board within the next two weeks at which time it is believed the five units which have taken no action yet will have met and approved or disapproved the resolution. Place of the board meeting has not been determined as yet.

"Angel Face" for Joan Carroll

West Coast Bureau of THE FILM DAILY

Hollywood—RKO has bought "Angel Face," a magazine story by Jean Becket as its second vehicle for the child star, Joan Carroll, who recently completed "Obliging Young Lady."

Buys McNutt Story, Signs Him

West Coast Bureau of THE FILM DAILY

Hollywood — RKO has bought "Happy Ending," by Patterson McNutt and signed him to write the scenario.

Disney Shorts on So. America

West Coast Bureau of THE FILM DAILY

Hollywood—Walt Disney has informed the RKO studios that on his current South American trip he has gathered material for a dozen shorts on Latin--America. He expects to produce them upon his return.

LESTER THOMPSON
M. P. P. & D. 21ST FL.
28 W. 44TH ST.
N. Y. C.

France Resuming Film Production

(*Continued from Page* 1)

1940 to June 1941, is now off to a fresh start. Lack of raw material, dispersal of screen actors and directors, many of whom were held in German prison camps, and strict censorship by German military authorities were the principal obstacles of the past. With the second year of the armistice, Germany has released a number of France's top actors and directors, the censorship, while severe, is not so all-inclusive, and producers are getting ready for a revival of production.

Among the important pictures now in work or in preparation are: "Parade in 7 Nuits" which Marc Allegret is completing from a scenario by Marcel Achard; Yves Mirande is putting the finishing touches to "Les Petits Riens" with Fernandel, Simone Berriau and Suzy Prim as stars; Albert Gance is producing "La Venus Aveugle" with Viviane Romance and Georges Flament; Pierre-Jean Ducis is at work on 'L'Etrange Suzy" featuring Albert Prejean and Claude Dauphin, who have just been released from a prison camp in Germany, Gaby Andreu and Suzy Prim. Yvan Noe is preparing "Les Hommes sans Peur" with Jean Murat, Claude Dauphin and Jeannie Darcey; Jean Cammanges, who has been permitted to cross the occupied line, is at work on "Une Vie de Chien" with Fernandel and Tramel; Christian Jacques is producing "L'Enfer des Anges," with Jean Claudis and Louise Caletti (which was started before the armistice and then abandoned). Robert Bibel will produce "Mr. Hector" with Fernandel. "La Belle Vie" from a scenario by Pierre Nord, with Jeanine Darcey and Claude Dauphin is also in preparation.

Edmond Grevile will produce "Une Femme de la Nuit," with Viviane Romance, Claude Dauphin and Tramel; Georges Flament and Pierre Billon have begun "Le Soleil a Toujours Raison" from a scenario by Jacques Prevert. Tino Rossi, who escaped to London after the armistice, has returned to Nice and will be starred in a picture with Micheline Presle; Leo Mathot, released frem a German prison camp, will produce "Fromont Jeune and Risler Aine" from Alphonse Daudet's novel, with Larquey, Bernard Lancret, Mireilla Ballin and Junie Astor; Maurice Chevalier has received permission to appear in a picture which is to be made in Paris by Bernard Luc and Jean Delannoy entitled "L'Enfant Tombe du Ciel," with dialogue by Charles Vidrac.

Pictures already finished and now being shown throughout the unoccupied zone are: "Le Chapeau de Paille d'Italie" from Labiche's comedy, with Fernandel and Charpin; "Le Fille du Puisatier" with Fernandel and Raimu and produced by Marcel Pagnol.

L'Alliance Cinematographique Europenne, which has not succeeded with pictures made in the occupied zone under German auspices, will distribute the following productions in the unoccupied zone: "Le Premier Rendezvous" produced by Henri Decoin, starring his wife, Danielle Darrieux; "Caprices" produced by Leo Jouannou with Edwige Feuillere; "Peche de Jeunnesse" with Henry Baur and produced by Maurice Tourneur; "Les Club des Soupirants" with Fernandel; "Divorce sans Mariage," produced by Henri Decoin; "Le Denier de Six," directed by Georges Lacombe with Pierre Fresnay; and "Les Inconnus dans le Maison," also produced by Henri Decoin.

Among German pictures to be distributed by the same organization are: "Le Maitre de Poste" from a novel by the Russian novelist, Pushkin. directed by Gustav Uciky, with Heinrich George and Cora Terry and produced by George Jacoby; "Immortal Pages," biographical film of the Russian composer, Tchaikovsky with Hans Stueve and Marina Rokk. directed by Carl Froehlich; and "Toute Une Vie," produced by Gustav Uciky.

Toronto Churches Follow Sunday Evening Service with "Britain at War" Screening

Toronto—Although religious leaders of Toronto, as a body, are strongly opposed to any form of film presentation on Sundays—at least insofar as the theaters are concerned—"Britain at War," seven-reel feature, is now being screened in local churches on Sunday evenings after the regular services. Audiences are asked for a silver collection. Pic is being released through the National Film Board. The picture is not available to theaters, as yet.

Metro Switches Salesmen Working from Buffalo

Buffalo—Ralph W. Maw, M-G-M's Buffalo branch manager, has announced transfers, effective Oct 1, of three salesmen working under the Buffalo office. Emanuel M. Woronov goes from Buffalo to Syracuse, A. T. Harris from Syracuse to Rochester and Alex Weissman from Rochester to Buffalo.

Elmer F. Lux, RKO's branch manager here, announces that two salesmen, Norman L. (Jimmy) Sper and W. H. McCarthy, have switched places, Sper going to the Rochester territory and McCarthy to Syracuse.

Sam Rheiner Gets New Post with Boris Morros

West Coast Bureau of THE FILM DAILY

Hollywood—Samued Rheiner has been made vice-president of Boris Morros Co., and executive assistant to Boris Morros. The company will make "Tales of Manhattan" for release by 20th Century-Fox. Rheiner is also vice-president of Boris Morros Productions, Inc., which made "Flying Deuces."

Mono. Closes More Circuit Deals

West Coast Bureau of THE FILM DAILY

Hollywood—Monogram has closed 1941-42 product deals with Fabian, Paramount-Richards, Black Diamond and Anderson Theaters circuit.

Film Men In Signal Corps Form Club; Doyle Is Prexy

Fort Monmouth, N. J.—With impending discharges due to them within the next few weeks, 60 members of the Training Production Film Lab here have formed the Twentieth Signal Club in order to perpetuate the contacts and friendships made while in the Service.

Many of the key men at the Army's Film Lab will be relieved from active duty under the provisions of the recent amendment to the Selective Service Act. Sgt. Garson Kanin, now on detached service, will be one of the many to go, although his name is the last on the list due to the priorities given to men longest in the service. The first batch of men will include Pete Barker, television and theater man, Bob Churchill of Documentary Films, Franklin Coen, freelance screen writer, and John Logan, cutter at M-G-M.

Officers elected to the Twentieth Signal Club include Austin Doyle, from Technicolor as president, John Logan, national secretary, Pete Barker, New York, chairman, Joe Thompson of NBC as New York secretary, Albert Shaff as Hollywood chairman, and Ambia Poliwoda of Disney's as Hollywood secretary. Initial Hollywood and New York chapters may be augmented.

New M P Council Elects

Cleveland—Mrs. Frank R. Anderson has been elected president of the newly formed Motion Picture Council of Cleveland. Dr. David Wiems was elected vice-president; Mrs. Edna McLachlan, treasurer and Mrs. Lowell Ray, secretary.

Organize "U" Exchange Club

Cleveland — Local Universal exchange has just formed a social and welfare club. Directors are Joe Krenitz, Mrs. Lora Ziebell, Frank de Franco, Helen Westlock and George Flynn. Organization meeting will be held Sept. 27.

Wins Bank Night Judgment

Springfield, Mass. — A Superior Court jury here has awarded Roy Haffner of Belmont a judgment of $1,041.95 against Joe Hapalus, operator of the Bijou Theater in Holyoke and the Majestic Theater, in Easthampton, for alleged breach of contract in operation of Bank Night.

Belmont Holds "Vatican" 3rd Wk.

March of Time's "The Story of the Vatican," released by RKO, is being held over for a third week at the Belmont.

New Overtures Made By Span. Government

Spanish Government has made new overtures to American distribs., it was learned here yesterday. Terms, however, are hardly conducive for majors to export new product there and it is likely foreign manager[illegible]ll quickly turn thumbs down o[illegible]e latest proposals.

Proposals stipulate that each company importing five films into Spain must produce one Spanish pix costing a million pesetas (which could be valued at $100,000 since peseta has no regular exchange value). On all foreign receipts of Spanish-made film, Spanish Government splits 50-50 with distribs. but freezes money collected in Spain.

In addition, Spanish Government would place an import tax of approximately $7,500 on an "A" picture; $5,000 on a "B" picture; and $2,000 on "C" pictures. It was said there was also a proposal for a distribution tax on films handled by distribs. in Spain.

"Hold Back the Dawn" Hit at N. Y. Paramount

Topping the recent record-holder, "Caught in the Draft," by approximately $100, "Hold Back the Dawn," which opened at the New York Paramount Tuesday, rang up the third biggest opening day's business in the history of the theater under its present policy, Paramount announced. The official figures for "Hold Back the Dawn" as released by Manager R. M. Weitman for the opening day were $9,965.

Home office executives received word from Memphis that "Hold Back the Dawn" at its opening at the Malco Theater, ran neck and neck with the theater's two recent high grossers, "Caught in the Draft" and "Road to Zanzibar."

Leavitt In New RKO Post

West Coast Bureau of THE FILM DAILY

Hollywood—Harvey C. Leavitt has been appointed head of the transportation department at RKO Radio. Leavitt was formerly production manager at Pathe.

Ives Subs for Zipper

Detroit—Carl Zipper, booker and city salesman for PRC, has resigned, and Herbert Ives, formerly in the same capacity with Monarch Pictures, is taking his position.

Harry Black Acquires Two

Grand Coulee, Wash. — Harry Black, former exchange manager, has taken over the two theaters here. Black has the Empress Theater in Spokane.

"Vatican" Film Held Over

"The Story of the Vatican," the first complete motion picture ever made inside the tiny independent Papal State, is being held over for a third week at the Belmont Theater on W. 48th St.

Minn. Anti-5 Law Valid: Minneapolis—Minnesota's anti-five block law was held valid and constitutional by Judge Hugo Hanft Saturday in a 29-page decision filed in Ramsey District Court in St. Paul. Five dis- ibs. which joined as plaintiffs are expected to appeal to the state Supreme Court. Decision held that the law might have been unconsti- utional 20 or 30 years ago, but cited changed economic conditions.

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THE Film DAILY

ntimate in Character
nternational in Scope
ndependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

80, NO. 68 NEW YORK, MONDAY, OCTOBER 6, 1941 TEN CENTS

SELZNICK CLOSES DEALS FOR U A STOCK

Warner Theaters Test Higher Sat.-Sun. Prices

THE WEEK IN REVIEW

Lull in Probe

By L. H. MITCHELL

PROPAGANDA INQUIRY: Early ast week the inquiry into alleged ix propaganda for war was said be heading for curtain, but at he week-end Senator D. Worth lark, D., Ida., chairman of the sub-ommittee, stated that hearings ould be resumed but not this week. e would not name a definite date. arryl F. Zanuck was chief indus-ry witness. He denied all the harges and introduced THE FILM AILY'S poll of film critics of the ountry attacking the probe. Editor-l comment throughout the nation ontinued to pillory the probe. At a eeting of various groups in New ork, 40 of them organized a Stop ilm Censorship Committee and ledged a drive for membership hroughout the country. Senate udit Committee curb on the hear-ng did a fadeout with report that lark and Senator Scott W. Lucas, ., Ill., chairman of the Audit Com-ittee, had reached an agreement or an early termination of the in-estigation. It was foreshadowed hat monopoly would be to the fore gain if and when the probe is con-inued.

* * *

UNITY PLAN: Plebiscite of Al-ied units on the convention-defeat-d unity resolution was declared legal by Nathan Yamins. Early in he week nine units had okayed the roposal, one or two with exceptions. ater Connecticut Allied nixed the lan. The New England unit, ex-ected to oppose it, approved it with he exception of the third para-raph advocating an all-industry or-anization. Michigan Allied is ex-ected to ratify the plan today. Al-ied was seen "on the spot" which-ver way the plebiscite turns out.

* * *

MISCELLANEOUS: Theaters enerally will pass along the new ederal admission tax. Tax on gross ake was advocated in St. Louis. In-ermediary price tickets will be sub-ect to the top tax. . . . Monogram e-elected W. Ray Johnston presi-ent at board meeting at Coast, and eported sales $400,000 ahead of the imilar period last year.

Made Effective in Number Of Circuit's Situations; Higher Overhead a Factor

An increase of five cents in admission prices on Saturdays and Sundays has been put into effect in a number of theaters in the Warner circuit. Move possibly may be a forerunner to general rise in

(Continued on Page 4)

Chicago—Five per cent wage increased won by the Chicago operators' union will cost theaters here an aggregate of $100,000, payrolls being increased by that amount.

Unions Will Submit Counter-Proposals

Counter-proposals to the demands made by the nine Hollywood IA craft locals will be submitted to Pat Casey, studio labor contact, at a meeting with the union's delegates today. Producer's representatives have been whipping pro-

(Continued on Page 5)

Planning January Release For "Green is My Valley"

Although 20th-Fox will stage the world premiere of "How Green Is My Valley" at the Rivoli here on Oct. 23, the company does not intend to release the picture before

(Continued on Page 4)

"U" Closes Product Deal With FWC

Universal negotiated one of its most important circuit deals in years when it patched up its differences with Fox West Coast and reached an agreement for the other National Theaters' divisions, it was learned at the week-end. Agreement was reached last week on the Coast during conferences in which William A. Scully, Universal's general sales manager, and Bill Heineman, Western sales manager, participated with the circuit executives.

Warners Eliminating 8 Low-Budget Pix

West Coast Bureau of THE FILM DAILY

Hollywood—Elimination of eight low-budgeted films from the Warner Bros. schedule as a means of establishing an "A" picture production policy was announced over the week-end by Jack L. Warner at a meeting of studio executives.

The scripts to be cancelled out are, "Kickoff," "Night Warning,"

(Continued on Page 5)

End Five-Week Polio Ban In Nine Penn. Counties

Harrisburg, Pa.—The ban against children attending theaters and public gatherings in the Central Pennsylvania area which had been under an infantile paralysis quaran-

(Continued on Page 5)

$1,250,000 Said Price; Will Assume No Office; Name Prexy in Two Weeks

By RALPH WILK

West Coast Bureau of THE FILM DAILY

Hollywood — David Selznick has become a member -owner of United Artists through purchase of the Douglas Fairbanks estate stock, the former Sam Goldwyn holdings in the corporation and some shares each from the holdings of Mary Pickford, Alexander Korda and Charles Chaplin, it was announced yesterday.

DAVID O. SELZNICK

Although no official figure was disclosed, the member owners deciding to keep it a corporation secret, it is understood that Selznick invested $1,250,000 in closing the

(Continued on Page 5)

Allied Board Parley In Pittsburgh Oct. 22

National Allied's board of directors is expected to be called to meet in Pittsburgh Oct. 22 to canvass the unity resolution plebescite vote, overwhelmingly favorable, and chart the further course of action.

Only five regionals are yet to

(Continued on Page 5)

Inquiry Will Continue--Clark

Says Evidence of Monopoly Already Adduced

"Regardless of criticism and regardless of threats" the Senate Interstate Commerce subcommittee will press its inquiry into charges of war propaganda on the part of the film industry, Chairman D. Worth Clark, D., Idaho, declared in a radio address over CBS Saturday night.

Senator Clark, whose address was

(Continued on Page 4)

French Nazified Films Invading South America

Invasion of Latin-America by French films produced in Nazi-occupied and Vichy France is on its way, according to reports received by the Non-Sectarian Anti-

(Continued on Page 4)

Wis. ITPA Will Meet In Milwaukee Nov. 4

Milwaukee, Wis. — Harry Perlewitz, business manager of the ITPA of Wisconsin, has announced that the association will hold its annual convention Nov. 4-5 at the Schroeder hotel here.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(October 3)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	10½	10⅜	10½	.....
Col. Picts. vtc. (2½%)	6⅝	6⅝	6⅝	+ ⅛
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	13-16	13-16	13-16	.....
Con. Fm. Ind. pfd.	10⅛	10⅛	10⅛	.....
East. Kodak	143½	142½	142¾	+ ¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	13¾	13¾	13¾	.....
Loew's, Inc.	37⅝	37¼	37⅝	+ ⅛
do pfd.	....	....	....	.....
Paramount	14⅝	14½	14⅝	+ ⅛
Para. 1st pfd.	107	107	107	.....
Para. 2nd pfd.	13⅛	13⅛	13⅛	.....
Pathe Film	14⅜	14	14⅜	+ ⅛
RKO	3¼	3¼	3¼	.....
RKO $6 pfd.	52½	52½	52½	— 1¼
20th Century-Fox	8½	8⅜	8⅜	— ⅛
20th Century-Fox pfd.	....	....	....	.....
Warner Bros.	5¼	5⅛	5⅛	— ⅛
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	99¾	99½	99½	— ¼
Warner Bros.' dbs. 6s48	....	....	....	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	3-16	3-16	3-16	.....
Sonotone Corp.	2	2	2	— ⅛
Technicolor	9⅝	9⅝	9⅝	+ ⅛
Trans-Lux	....	....	....	.....
Universal Picts.	24½	24½	24½	.....

Warners' Ireton First P. A. to Meet Windsors

Calgary—First Dominion film p.a. to be accorded a private audience by the Duke and Duchess of Windsor is Warners' Glenn Ireton, who was received by the royal pair at the Duke's E. P. ranch, 70 miles from here. Ireton, an American, tendered the industry's greetings, invited the Duke and Duchess to attend a private screening of "Sergeant York" at the Wales theater in nearby High River and presented scenes shot from Warners "Captains of the Clouds" to the Duke. The Windsors saw "York" Friday.

The Broadway Parade

Picture and Distributor	Theater
Sergeant York (Warner Bros.-Jesse L. Lasky)—14th week	Hollywood
Dr. Jekyl and Mr. Hyde (Metro-Goldwyn-Mayer Pictures)—8th week	Astor
Unfinished Business (Universal Pictures)—6th week	Rivoli
Yank in the RAF (Twentieth Century)—2nd week	Roxy
Honky Tonk (Metro-Goldwyn-Mayer Pictures)	Capitol
It Started With Eve (Universal Pictures)	Music Hall
Hold Back the Dawn (Paramount Pictures)	Paramount
The Maltest Falcon (Warner Bros. Pictures)	Strand
Harmon of Michigan (Columbia Pictures)	Criterion
Great Guns (Twentieth Century-Fox)	Globe
Bowery Blitzkrieg (Monogram Pictures)	Rialto
Dive Bomber (Warner Bros. Pictures) (a-b)	Palace
Sun Valley Serenade (Twentieth Century-Fox) (a-b)	Palace
The Story of the Vatican (March of Time)—3rd week	Belmont
Desperate Cargo (Producers Releasing Corporation) (a)	New York
Last of the Duanes (Twentieth Century-Fox) (a)	New York

♦ TWO-A-DAY RUNS ♦

Fantasia (Walt Disney Productions)—47th week	Broadway

♦ FOREIGN LAUGUAGE FEATURES ♦

General Suvorov (Artkino Pictures)—3rd week	Stanley
The Man of the Forest (Scandia Pictures) (a)	48th St. Theater
On the Sunnyside (Scandia Films) (a)	48th St. Theater
The Man Who Seeks the Truth (Dome Films, Inc.)	World

♦ FUTURE OPENINGS . ♦

Burma Convoy (Universal Pictures)—Oct. 7	Rialto
Tanks a Million (United Artists-Hal Roach)—Oct. 8	Criterion
This Woman is Mine (Universal Pictures)—Oct. 11	Rivoli
Sergeant York (Warner Bros.-Jesse L. Lasky)—Oct. 17 (b)	Strand
Flying Cadets (Universal Pictures)—Oct. 17	Rialto
Nothing But the Truth (Paramount Pictures)—Oct. 29	Paramount
Smilin' Through (Metro-Goldwyn-Mayer Pictures) (c)	Capitol
All That Money Can Buy (RKO Radio Pictures) (c)	Music Hall
Belle Starr (Twentieth Century-Fox) (c)	Roxy
The Little Foxes (RKO Radio-Samuel Goldwyn)—Oct. 9 (b)	Palace
Jungle Man (Producers Releasing Corp.)—Oct. 7 (a)	New York
Bad Man of Deadwood (Republic Pictures)—Oct. 7 (a)	New York

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

Call for Certified Survey Of Tele Sets Now in Use

That future success of commercial television rests on the urgent need of a certified survey revealing the true number of sets was an important conclusion reached at the American Television Society's second public meeting held on Thursday night in the Jam Handy Little Theater, 1775 Broadway.

While the technical end of the business has made impressive strides, there are currently no statistics proving extent of the tele audience to satisfaction of prospective sponsors, it was declared by Myron Zobel, prexy of Telecast Productions, Inc.

RKO Sets Product Deals With Interstate's 150

Closing of a deal for first-run St. Louis and the St. Louis Amusement Co. for RKO's first two blocks-of-five pictures and with the Interstate Circuit of Texas for the first group were announced at the week-end by Ned E. Depinet. St. Louis Amusement Co. deal includes 39 theaters. Interstate contract involves 150 houses in Texas and one in Albuquerque, N. M.

Mayer Again Heads Community Chest Film Div.

West Coast Bureau of THE FILM DAILY

Hollywood—Louis B. Mayer has been reappointed chairman of the Motion Picture Division of the Community Chest Drive.

"Honky Tonk" Best 1941 Money-Maker, Says Metro

"Honky Tonk" has definitely established itself as the biggest money-maker of the year for M-G-M. With sensational business in 26 representative cities, including large and small situations, it is topping everything since "Boom Town" in attendance. In some instances the Clark Gable-Lana Turner film, which is playing at popular prices, is even ahead in gross of the advanced-price "Boom Town" runs.

Set Hearing Dates for Mich. Arbitration Cases

Detroit—Edmund Brady, experienced arbitration attorney, has been named arbitrator in the Falesburg case which is scheduled for hearing on Oct. 22. The Booth Theater hearing has been postponed from tomorrow to Oct. 21. The Watervliet and Parkside cases will be arbitrated during the week of Oct. 27.

Edward L. McEvoy Joins Universal as Special Rep.

Edward L. McEvoy, former RKO district manager and recently with Select Attractions as general sales manager and vice-president, has joined Universal as a special representative. Temporarily he will be assigned to the home office.

COMING and GOING

HARRY M. WARNER and **MRS. WARNER** retur to the Coast early this week.

JACK L. WARNER was scheduled to leav New York over the week-end for White Sulphu Springs.

CHARLES EINFELD remains in New York thi week.

BENNY MILLER, FILM DAILY corresponden in Pittsburgh, sailed for Panama over the week-end.

JIMMY STARR, and his wife, are s[illegible] at the Gotham Hotel via a stopover in Washington.

SPYROS SKOURAS, EDDIE ZABEL, AUBR SCHENCK, of National Theaters, and Universal' general sales manager, **WILLIAM A. SCULLY** arrived by Stratoliner on Saturday after a day' delay due to inclement weather.

WALTER GOULD, UA's foreign sales manager, has temporarily postponed his trip t Brazil because of the pressure of business.

RUSSELL BIRDWELL arrived in London yesterday.

MRS. MORRIS EPSTEIN, wife of the Republic manager in New York, flew to the Coast at the week-end to attend the funeral of her mother.

OSCAR MORGAN, Paramount's short subject sales manager, is visiting Kansas City, Cleveland and Toronto. **MONROE GOODMAN**, his assistant, joined him in Cleveland over the week-end.

MANNY REINER, Paramount's short subject publicity director, leaves for Toronto today for the Canadian premiere of the "Superman" short.

ABE MONTAGUE, Columbia's general sales manager, **RUBE JACKTER, LOUIS WEINBERG, MAX J. WEISFELDT, HANK KAUFMAN, BERNARD ZEEMAN, MAURICE GRAD, GEORGE JOSEPHS, JOSEPH FREIBERG, SETH RAISLER, VINCENT BORRELLI, BILL BRENNAN, IRVING SHERMAN** and **LOU MELAMED** return today after attending the company's sales meeting in Chicago over the week-end.

E. HAROLD STONEMAN, Boston exhibitor, is in town at Hotel Warwick for the World Series.

LOUIS HAYWARD is stopping at the Essex House.

MERLE OBERON is stopping at the Hampshire House during her vacation here.

PHIL REISMAN, RKO foreign sales chief, returns today from South America aboard the S. S. Argentina.

C. DAVID BIEDERMANN, vice-president of Cartoon Films, Ltd., Beverly Hills, whose productions are released by Columbia, left New York for the Coast on Saturday, following a five-months stay, and plans to return here in about six weeks.

DUNCAN RENALDO leaves New York today for the Coast.

LEO SPITZ, has returned to Chicago from an Eastern business trip.

JOHN BALABAN, B & K executive has returned from a series of New York conferences.

FRITZ BLOCKI, formerly director of the J L & S circuit advertising, has gone to the West Coast.

GETTING A SIGNED RECEIPT IS A STANDING RULE OF
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

"HEY, DADDY EVER SINCE YOU'VE SEEN THOSE 'HOLD BACK THE DAWN' FIGURES, YOU HAVEN'T GIVEN ME ANY TIME!"

Head to head with "Draft" at Salt Lake City, Center Theatre! Held over!

They can't hold back the business on "Hold Back the Dawn" at Malco, Memphis as it tops every picture of year but "Caught in the Draft"! Held over!

Neck and neck with "Draft" at Los Angeles Paramount! Held for three weeks!

"Dawn" at New York Paramount tops any opening day IN PAST THREE YEARS! Held for four weeks!

WB Testing Higher Sat.-Sun. Prices

(Continued from Page 1)

prices throughout the Warner circuit.

Rise in operating costs, including rentals, equipment and labor, plus the fact that the public apparently has more money to spend is given as the reason for the upping in the price scales.

Warners' selection of week-end dates for the price tilt is said to have been influenced by the fact that the houses have been besieged on Saturdays and Sundays by crowds too large to accommodate.

While other circuits have not adopted a general price hike, it is reported that the major circuits are considering the lifting of their scales a few cents to eliminate the odd pennies and make an even admission price.

Fox Milwaukee First-Runs Absorb Tax, Nabes Add It

Milwaukee—Fox first-runs have absorbed the new Federal tax on adult admissions and retain the same prices as before, while independent nabe houses are passing the ante on to the public and in some instances boosting the price several cents to keep the figure in round numbers.

Fox recently raised the admission top at its Strand from 55 to 65 cents and discontinued its 33 rent early bird admission. The Warner for its current showing of "Sergeant York" hiked its admission from 30c-40c-55c to 40c-50c-66c. Fox's Palace and Wisconsin remain at 33c-44c-55c.

Generally there has been no reported decline in business at the box-office as a result of the tax.

Planning January Release For "Green is My Valley"

(Continued from Page 1)

January. Company which admits "Valley" is its costliest production to date will determine sales policy for the pic only after the New York and other pre-release test engagements.

Carole Lombard
Janet Gaynor

Alice Knowland
Owen Davis, Jr.

▼ ▼ ▼

● ● ● **A THOUGHT FOR TODAY:**......"It is not a question of what your faith is. The question is, do you have faith"......—Harry M. Warner, speaking at the Washington world premiere of "One Foot in Heaven"......

▼ ▼ ▼

● ● ● *PROBABLY the first man to fly the Atlantic for a world premiere was Dr. Daniel A. Poling, editor of the Christian Herald, president of International Christian Endeavor and the man responsible for ministerial co-operation in the filming of Warners' "One Foot in Heaven"......Dr. Poling's appearance at the picture's Washington opening followed by 24 hours his arrival from London via Lisbon......A dynamic, colorful religious leader, Dr. Poling's introduction of Harry M. Warner, Director Irving Rapper, Martha Scott, Elizabeth Fraser, Mrs. Fredric March (Florence Eldridge), and Mrs. William A. Spence, widow of the Methodist cleric whose life and work is brought to the screen in the picture, were marked by warmth, feeling and sincerity......Dr. Poling's well-phrased presentation of Harry Warner as "a great American" and "a man I have grown to love" was as fine, as perfect a tribute as could be desired......*

▼ ▼ ▼

● ● ● **COUP AND COCKTAILS:**......Paramount copped 'nother sweet bit of publicity by grabbing cover of Cosmopolitan Mag.'s current issue, showing the blonde bombshell Veronica Lake of "Sullivan's Travels"......W. G. Van Schmus tendered a swell cocktail reception yer'day in the Music Hall's Studio Apartment in honor of Henry Koster, director of Universal's Deanna Durbin opus, "It Started With Eve," current at the house......Among the guests were Damon Runyon, Nate J. Blumberg, John Joseph, Larney Goodkind, Morris Allin, Jack Alicoate, J. J. Jordan, B. B. Kreisler, Gus S. Eyssel, J. Cheever Cowdin, Fred L. Lynch, Charles Prutzman, Adolph Schimel, J. H. Seidelman, Andy Sharick, Dan Kelley, Lou Pollock, Ruth Morrow, Marion Orford, Henry Linet, Mr. and Mrs. Dave Garber, C. C. Margon, Len Golos, Fred Meyers, Anthony Petti and Fortunat Baronett......

French Nazified Films Invading South America

(Continued from Page 1)

Nazi League. Many of these films contain pro-Nazi propaganda and most of them have been produced with the aid of heavy governmental subsidies from the puppet-regime at Vichy.

A number of the films en route to South America, the Anti-Nazi League stated, have leading French stars inasmuch as production, in some cases, was begun before the establishment of French "collaboration" with Adolf Hitler under the Petain government.

New Mort Thalhimer Firm

Richmond, Va.—Hull Street Theater Corp. has been chartered with maximum capital stock of $50,000 to conduct a general amusement business. Morton G. Thalhimer is president.

Inquiry Will Continue, Asserts Chairman Clark

(Continued from Page 1)

regarded here as both a reply to the radio attack upon the investigation made recently over WMCA by Rep. Emanuel Celler, D., N. Y., and an answer to reports the inquiry was due for a quick fade-out, said the subcommittee's probe would "not be halted by any person or combination of persons," and that the subcommittee intended to proceed "with the slender resources at our command."

Clark conceded that "possibly" the extent of propaganda for war on the screen has been "overemphasized," but maintained that the hearings already held have netted evidence tending to show that the motion picture industry was "a tightly held monopoly."

Judge Sulzberger Enters Firm

Judge Myron Sulzberger has joined his son in the law firm of Schechter & Sulzberger, prominent film industry attorneys.

Expect Today to See End of Mex. Strike

Distributors were confident her that the five-week-old strike calle by the Motion Picture Worker Union would be over by today, according to reports received ove the week-end. It was said the unio would receive a 15 per cent wag increase in return for a numb concessions which would compl eliminate a blanket list of so-calle "nuisance" demands. Union is als relinquishing its claim for jurisdiction over the checkers which th distribs. asserted were private employes.

Wobber to Make 5-Week Swing of All Exchanges

Herman Wobber, 20th-Fox distribution head, who is now on th Coast engaged in product conferences, plans to leave about th middle of the month for a persona visit to all of the company's exchanges. Wobber's schedule call for him to be gone for about fiv weeks. He will hold meetings a every exchange and will be joine by the division managers in th respective territories.

Byran Foy Assigned Four Specials for 20th-Fox

West Coast Bureau of THE FILM DAILY

Hollywood—Bryan Foy has bee assigned to produce four special on the 20th-Fox lot by Darryl F Zanuck, production chief. First jo will be "Over the Burma Road," which is now being written by Stev Fisher and Jack Andrews. Next undertaking will be "Sioux City," in Technicolor, then "Channel Float No. 18," and "The Tombs."

Reopen Rochester Embassy

Rochester — The Embassy, which has been shuttered since last Spring will be reopened from time to time this Fall, it was indicated here. The house has been open for several days with the film "Volga-Volga."

Republic Signs John Beal

West Coast Bureau of THE FILM DAILY

Hollywood—John Beal has been signed by Republic to do three pictures a year.

WEDDING BELLS

Engagement of Rosalind Terker, daughter of Mr. and Mrs. Harry J. Terker, to Budd Getschal, son of Mrs. Ruth Getschal and the late Milton Getschal, has been announced. Getschal, a member of the exploitation staff of Paramount, was formerly on The Film Daily editorial staff.

elznick-UA Stock eals Are Finalized

(*Continued from Page* 1)

ng-pending deals to which signaires were finally affixed Saturday. The Fairbanks' stock had been alued at $400,000 by court order hile United Artists had paid Goldyn $600,000 for his stock as it had active.

Selznick declared yesterday he does not plan to hold any office in the corporation, nor do other member owners.

It is expected the new president will be named in two weeks. He will be an Eastern executive. No change in the corporation name is contemplated.

Selznick will make three pictures uring his first year as a member wner, including A. J. Cronin's "The eys of the Kingdom" with Ingrid ergman in the feminine lead; Claudia" and the anthology, 'Tales f Passion and Romance" which ould include four to eight short tories. Selznick plans as a fourth icture, "Jane Eyre."

Chaplin expects to have the reissue of "The Gold Rush" ready or release in late December. He ill act as narrator, and is reducing e footage to 7,500 feet. For the e-issue, too, Chaplin has written a usical score.

Chaplin will extend his production ctivities, using other directors than imself. He plans to star in a charcter comedy which he will direct nd will produce, and will make nother in which he will not appear.

Miss Pickford will make two productions, including a new version of Coquette."

Korda and Miss Pickford left last ight for New York. They will be ined there by Selznick, who leaves omorrow or Wednesday, and by haplin, who plans to leave in 10 ays.

tanley Day Named Acting 0th-Fox Mexican Manager

Stanley Day is temporarily fillng the spot left vacant by Gus Iohme's resignation as managing irector of Mexico for 20th-Fox. ay, who was in domestic, was assigned to Mexico as a manager.

ack Cunningham Dies

est Coast Bureau of THE FILM DAILY

Santa Monica, Calif.—Jack Cunningham, 59, former producer and eteran scenarist, died Saturday in a ocal hospital following a lengthy llness, the result of a stroke three ears ago. His widow, a brother and sister survive.

lynn Addresses Chi. Allied

Chicago—District Manager Jack lynn of M-G-M addressed Illinois llied at a luncheon meeting Friday escribing M-G-M sales policies for he new season product. Prexy Jack irsch explained the new operators' ontract and industry unity plan.

Washington Post Assigns Church Editor to Cover the Opening of "One Foot in Heaven"

Add distinctions of Warners' "One Foot in Heaven," which had its world premiere in Washington Thursday night: It's probably the first film opening to be covered by the church editor of a metropolitan daily.

Washington Post assigned Robert Tate Allan, its church editor, to report the premiere, who in Friday's Post declared that while there was the usual movie fanfare at the opening, "there was an added something—a certain spirit best described by a woman who, leaving the theater, was overheard to tell her escort:

" 'The film and those inspiring talks afterward made you feel that it was a good thing to go to church, that such a thing is truly American'."

Allied Board Parley In Pittsburgh Oct. 22

(*Continued from Page* 1)

vote; all are expected to ratify the board's resolution, thus nullifying the convention's rejection of the proposal.

N. W. Allied Approves Unity Plan Proposal

Minneapolis—Executive committee of Allied Theater Owners of the Northwest, at a special meeting here late Friday, approved a resolution pledging its support to national Allied in its efforts to bring about more unity between motion picture exhibitors and distributors.

Harold Field, chairman of Northwest Allied's legislative committee, said the resolution favored appointment of an inter-industry committee which would defend the industry against such attacks as the current congressional investigation in Washington.

Warner Bros. Eliminating Eight Low-Budget Films

(*Continued from Page* 1)

"Across the Atlantic," "Fortunes of Mamie Q," "Murder With Music," "Three of a Kind," "The Black Gate" and "Man Killer."

Warner said a survey of recent box-office reports confirms his belief that production can no longer follow the quota principle. At the meeting plans were completed for the production of 19 features during the last quarter of 1941 under the supervision of Warner and Hal B. Wallis, executive producer.

And You'll Note Ad. Workers Didn't Win

Arthur Kelly, UA vice-prexy, contributed four pairs of World Series tickets to the employes of the organization, with a special drawing held on Friday afternoon in the offices of Monroe Greenthal, advertising and publicity director. Lucky winners were Albert Becker and Hading Kash in the accounting department; Earl Denison, film department; and Helen Gilson, filing department.

End Five-Week Polio Ban In Nine Penn. Counties

(*Continued from Page* 1)

tine will be removed today by the State Department of Health.

The ban had been in effect five weeks, resulting in a drop-off in attendance at theaters. When first placed into effect, theater managers reported decreases in business as high as 50 per cent, due to the panic created among adults rather in the lower attendance of children. However, after several weeks the attendance figures had climbed back to approximately 75 per cent of normal.

The health department has removed the ban in the nine affected counties and will also permit children to return to school in sections of Cambria, Northumberland and Lancaster Counties, which had been quarantined but is continuing the movie ban there.

Children were permitted to return to school last week in the other counties, but the ban prevented them from attending theaters or public gatherings. School terms in these counties were delayed four weeks as a result of the outbreak of the disease.

Greensboro, N. C., Okays Sunday Pix For Soldiers

Greensboro, N. C.—The city council passed an ordinance legalizing Sunday movies and athletic contests during the "emergency period" in which the city will entertain 5,000 to 10,000 soldiers each week-end during the Army maneuvers.

Roxy Theater May Hold "Yank" for 5-Week Run

On basis of opening week's performance, "A Yank in RAF" may go five weeks at the Roxy, it was indicated over the week-end. According to the theater's management, film grossed $80,494 and chalked up an attendance of 171,115 for the first week.

Sokley New WB Salesman

Chicago — John Sokley, Warner exchange head booker, has been upped to salesman.

Unions Will Submit Counter-Proposals

(*Continued from Page* 1)

posals into shape which they will offer the Hollywood locals.

The parent body, IATSE, is still acting in an advisory capacity with Steve Newman and Carl Cooper from the West Coast sitting in on recent meetings. Prospects are that the meetings will be drawn out since the delegates will have to submit the proposals to their respective unions for approval.

On the other hand, the locals are reported to have asked the International for direct assistance in negotiations but it is not clear whether the locals are ready to surrender their autonomy to the parent body in order to obtain a contract.

STATEMENT OF THE OWNERSHIP, MANAGEMENT, CIRCULATION, ETC., REQUIRED BY THE ACTS OF AUGUST 24, 1912, and MARCH 3, 1933.

OF "THE FILM DAILY," published daily except Saturdays, Sundays, and Holidays at New York, N. Y., for October 1, 1941:

State of New York } ss.:
County of New York. }

Before me, a notary public, in and for the State and County aforesaid, personally appeared Donald M. Mersereau, who, having been duly sworn according to law, deposes and says that he is the Business Manager of "THE FILM DAILY," and that the following is, to the best of his knowledge and belief a true statement of the ownership, management (and if a daily paper, the circulation), etc., of the aforesaid publication for the date shown in the above caption, required by the Act of March 3, 1933, embodied in Section 537, Postal Laws and Regulations, printed on the reverse of this form to wit:

1. That the names and addresses of the publisher, editor, managing editor, and business manager are:

Publisher, John W. Alicoate, 1501 Broadway, New York, N. Y.; Editor, Chester B. Bahn, 1501 Broadway, New York, N. Y.; Managing Editor, None; Business Manager, Donald M. Mersereau, 1501 Broadway, New York, N. Y.

2. That the owners are: "Wid's Film & Film Folk," Inc., 1501 Broadway, New York, N. Y.: John W. Alicoate, 1501 Broadway, New York, N. Y.; Addie Dannenberg, 1501 Broadway, New York, N. Y.; Edna Sussman, 1501 Broadway, New York, N. Y.

3. That the known bondholders, mortagees and other security holders owning or holding 1 per cent or more of total amount of bonds. mortgages, or other securities are: None.

4. That the two paragraphs next above, giving the names of the owners, stockholders, security holders, if any, contain not only the list of stockholders and security holders as they appear upon the books of the company, but also in cases where the stockholder or security holder appears upon the books of the company as trustee or in any other fiduciary relation, the name of the person or corporation for whom such trustee is acting, is given, also that the said two paragraphs contain statements embracing affiant's full knowledge and belief as to the circumstances and conditions under which stockholders and security holders who do not appear upon the books of the company as trustees, hold stock and securities in a capacity other than that of a bona fide owner and this affiant has no reason to believe that any other person, association or corporation has any interest direct or indirect in the said stock, bonds or other securities than as so stated by him.

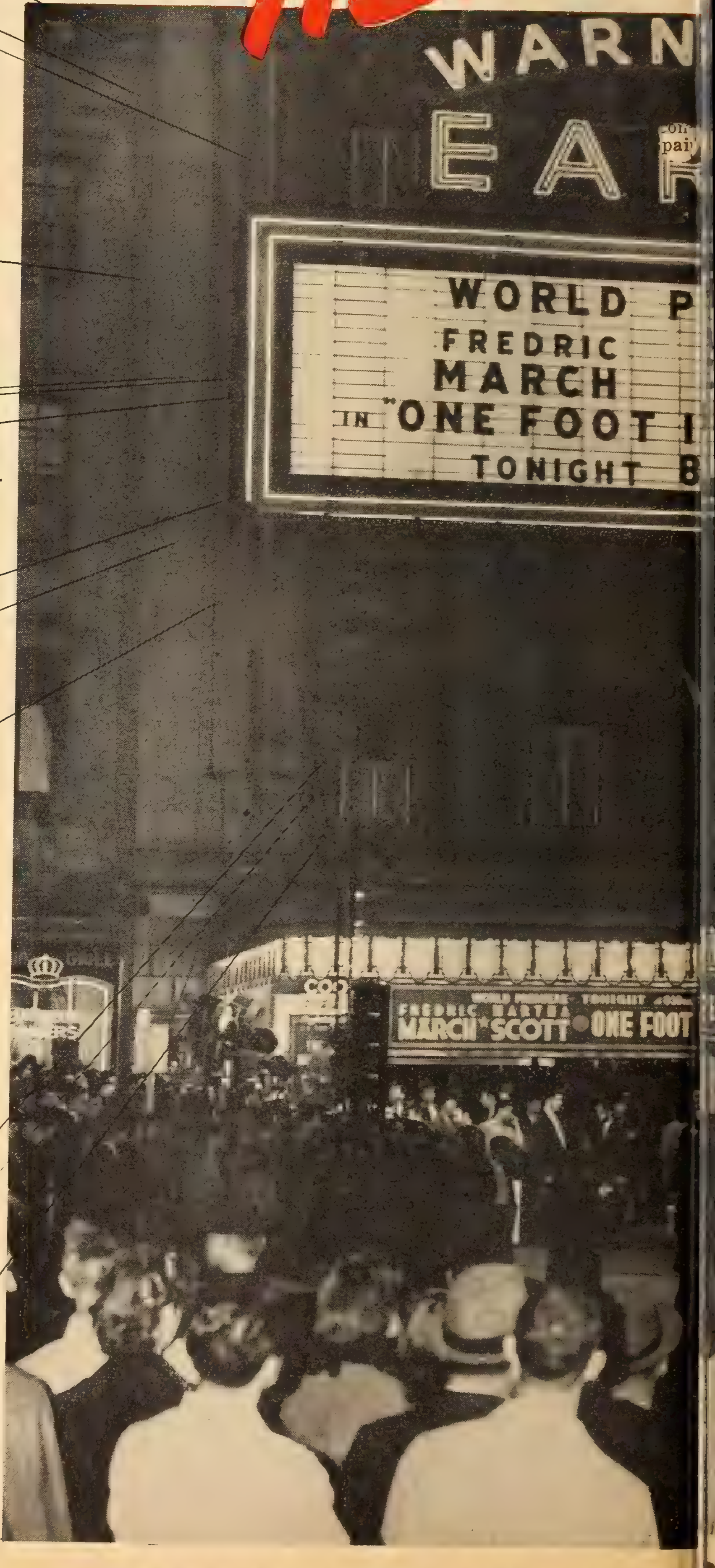
5. That the average number of copies of each issue of this publication sold or distributed, through the mails or otherwise, to paid subscribers during the 12 months' preceding the date shown above is 5,003.

D. M. MERSEREAU.
Business Manager.

Sworn to and subscribed before me this 2nd day of October, 1941.

(Seal) Frank K. Zimmerman.

EVERYTHING WAS "HEAV



Two hours before opening and the constabulary has its hands full—of crowds!

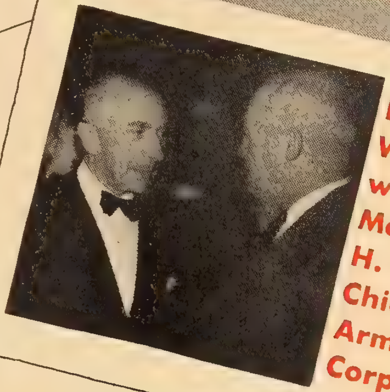
Covered by Pathe, Paramount, News Of The Day, Universal and Fox Movietone—that's all!

Martha Scott got a great welcome as she arrived escorted by Senator Arthur Capper.

Director Irving Rapper arrives with Mrs. Fredric March, proud of hubby's greatest performance!

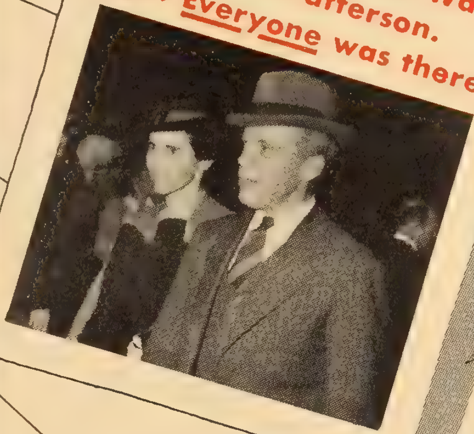
THE BIGGEST PREMIERE IN WASHINGTON'S HIST

-"LY IN WASHINGTON!



Harry M. Warner welcomes Major General H. H. Arnold, Chief of the Army Aviation Corps.

And here comes Undersecretary of War Robert Patterson. Yep! Everyone was there!



Among distinguished guests were (l. to r.) Mrs. W. H. Spence, portrayed by Martha Scott in the film; Dr. D. A. Poling of Christian Herald; Miss Scott; Senator Capper; Bishop A. W. Leonard.

Film Daily was there, too!

"Acclaim at the finale indicates unusually strong box-office success in all stands from top-flight first runs to the small nabes."

RY ... FOR THE BIGGEST HIT IN WARNERS!

REALLY your best friend and severest critic!

THE human ear is a critical judge of sound — it won't put up with poor sound in pictures. *Good* sound, added to good pictures, has made millions of friends as well as millions of dollars for the motion picture industry.

Through making available many *basic contributions* that assured finer sound recording and higher quality reproduction, ERPI has been privileged for fifteen years to help you in pleasing the ears of theatre audiences throughout the world.

Electrical Research Products Inc.
195 Broadway, New York, N. Y.
Subsidiary of
Western Electric Company

First of a series of advertisements covering basic developments in the art of talking pictures.

NOT REMOVE

Republic Announces Heavy Expansion Program

(See Columns 2 and 3 Below)

THE Film DAILY

ntimate in Character
nternational in Scope
ndependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

80, NO. 69 NEW YORK, TUESDAY, OCTOBER 7, 1941 TEN CENTS

ALL-INDUSTRY GROUP UP TO ALLIED BOARD

Selznick Now Owns 25 Per Cent of United Artists

JA Ownership Split Four Vays; Board Meets This Veek To Consider Prexy

David O. Selznick's interest in Inited Artists is 25 per cent, Mary ickford said yesterday upon her rrival from the Coast. The other hree owners of equal interest are liss Pickford, Charles Chaplin and lexander Korda.

With Selznick now an owner-memer and a new president to be anounced shortly, United Artists is

(Continued on Page 6)

ax Bringing Higher . O. Scales in Ohio

Cleveland—Loew theaters in this istrict are passing the new Fedral admission tax on to the pubc and upping the admission scale that the total admission adds up round numbers. Houses charg-ig 28c and 29c in Akron, Canton

(Continued on Page 7)

ick-Weston Lose Plea or Rehearing in Appeal

St. Louis—The U. S. Circuit Court f Appeals here has denied the aplication of John P. Nick, former rst International vice-president of e IATSE and Clyde A. Weston,

(Continued on Page 7)

N. W. Allied Talking Relief from Decree

Minneapolis — Northwest Allied's Legislative Committee was in session here late last night to chart the unit's course in the wake of the state court decision holding the anti-five block law valid. There were indications Northwest Allied may request the N. Y. consent decree signatories to seek Federal Court relief from the decree's mandatory five-block selling, thus making possible full program deals in Minnesota as the state statute provides.

MPTOA REACTS TO UNITY PROPOSAL

"Figure Out What You Are Going to Do, Then Decide Who Can Do It"—Kuykendall

MPTOA's reaction to Allied's pending "unity" proposal is at least hinted at in a bulletin released last night by Prexy Ed Kuykendall.

Kuykendall, pointing out that the MPTOA "has no trouble co-operating with other exhibitor organizations on important matters," goes on to say:

"It seems to us, however, that before any new elaborate organizations are set up to issue decrees and run the business, some consideration should be given to working out a program of what ought to be done and what it is possible to do. In other words figure out what you are going to do, then decide who can do it.

"A constructive, practical plan or program to improve our business and to solve any of our vital problems and difficulties will get a lot more sincere support among responsible theater owners through-

(Continued on Page 8)

Schenck-Moskowitz Appeal Up Nov. 10

Appeals of Joseph M. Schenck and Joseph Moskowitz from their conviction of alleged violation of the income tax statutes will be heard Nov. 10. Hearing was ordered yesterday by Presiding Judge

(Continued on Page 8)

Capital Parleys to Map Army-Navy Entertainment

Y. Frank Freeman, chairman of the Production Division of the Motion Picture Committee Co-operating for National Defense; Lawrence Phillips and Eddie Dowling go to

(Continued on Page 6)

Technical Reversal In Papayanakos Case

Motion Picture Appeals Board has reversed the decision of the arbitrator in the clearance case brought by the American Theater, Canton, N. Y., and has given a technical verdict in favor of RKO which appealed the original decision.

The original complainant, how-

(Continued on Page 8)

Cort, Somerville, Fights Award Cutting Clearance

Sompru Amusement Co., operator of the Cort Theater, Somerville, N. J., has filed an appeal against an arbitration decision which reduced

(Continued on Page 6)

Republic in Expansion Moves

Realigns Manpower, Ups Budget $1,500,000

Canton, Alliance Operators Unions Win Wage Boosts

Alliance, O.—A straight 10 per cent wage increase for all operators in the four theaters, controlled by Tri-Theaters Inc. here, has been granted, retroactive to Sept. 1, Ray

(Continued on Page 7)

By **RALPH WILK**

West Coast Bureau of THE FILM DAILY

Hollywood—A large scale expansion program, higher feature budgets and a realignment of manpower, said to be the most important in Republic's history, were announced yesterday by M. J. Siegel,

(Continued on Page 6)

Allied Directors May Kill Paragraph 3 in Shaping Industry Harmony Program

Whether Paragraph 3 in Allied's unity resolution will remain as an important factor in the organization's program is expected to be an issue to be decided by the board of directors at its meeting tentatively set for Pittsburgh Oct. 22 in conjunction with the annual convention of the AMPTO of Western Pa.

The paragraph calling for the consideration of an all-industry organization has been rejected by the Eastern Pennsylvania and New England units, although the rest of the

(Continued on Page 8)

Senate May Take Up Probe's Continuance

Washington Bureau of THE FILM DAILY

Washington—Whether there's to be a full-dress Senatorial investigation of the film industry may be put up to the Senate by the Interstate Commerce Committee before

(Continued on Page 7)

Lester Cowan Considering Producing Films in East

Lester Cowan is considering seriously the production of one or more pictures in the East. Cowan, whose

(Continued on Page 2)

Treasury Checking On Browne-Bioff?

Chicago—It is reported that several Treasury Department agents are here checking various aspects of the Browne-Bioff case in this territory.

Trial of George E. Browne, IATSE president, and William Bioff on charges of extorting $550,000 from the industry was postponed yesterday by Federal Judge John C. Knox until tomorrow because the October panel of jurors was incomplete.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 69 Tues., Oct. 7, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. 1. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Monday, Oct. 6)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	10¼	10¼	10¼	
Col. Picts. vtc. (2½%)				
Columbia Picts. pfd.				
Con. Fm. Ind.				
Con. Fm. Ind. pfd.	10⅛	10⅛	10⅛	— ⅛
East. Kodak				
do pfd.	177¼	177¼	177¼	
Gen. Th. Eq.				
Loew's, Inc.	37⅝	37¼	37⅝	
do pfd.				
Paramount	14¾	14½	14½	
Para. 1st pfd.				
Para. 2nd pfd.	13¼	13¼	13¼	
Pathe Film	14½	14⅜	14½	
RKO	3¼	3¼	3¼	
RKO $6 pfd.	51½	51	51	— 1
20th Century-Fox	8½	8½	8½	— ⅛
20th Century-Fox pfd.				
Univ. Pict. pfd.				
Warner Bros.	5⅜	5¼	5¼	— ⅛
do pfd	74	74	74	
NEW YORK BOND MARKET				
Loew's deb. 3½s46	103⅞	103⅞	103⅞	
Para. B'way 3s55				
Para. Picts. cv. 3¼s47				
Warner Bros.' dbs. 6s48	96½	96½	96½	
NEW YORK CURB MARKET				
Monogram Picts.				
Radio-Keith cvs.	3-16	3-16	3-16	
Sonotone Corp.				
Technicolor				

Albany V. C. Reorg. on Monday

Albany — Reorganization of the local Variety Club, will be consummated at a meeting to be held here in the Hotel Ten Eyck Monday.

Sikawitt Now Sackett

Mortimer D. Sikawitt, president of Guaranteed Pictures, has changed his name legally to Mortimer D. Sackett.

REEVES
Sound Recording Studios Inc.
The Most Complete Sound Recording Service in New York City
1600 Broadway New York City
35mm. 16mm. Film, Acetate and Wax Recording Facilities. Complete Location Equipment.

Para. Earnings Reported At Highest Rate Since '30

The Wall Street Journal yesterday reported that Paramount's earnings were running at the highest rate since 1930 and that the net profit for the quarter ended Sept. 30 probably would be in excess of $1 a share on the common stock. This would compare with 66 cents a share earned in the June quarter, 89 cents in the March quarter and 58 cents earned in the September, 1940, quarter.

On this basis, the Journal contended that earnings for the first nine months of this year should be in excess of $2.50 a share which is nearly as much as the $2.64 a share which the company reported for the full year 1940.

Paramount executives yesterday would make no comment on the Wall Street Journal report.

M. P. Academy Elects New Board Members

West Coast Bureau of THE FILM DAILY

Hollywood — The following were elected to represent various Academy of MP Arts and Sciences branches on the new board of directors: Edward Arnold, Charles Coburn, Rosalind Russell, actors; Frank Capra, Frank Lloyd, Sam Wood, directors; Y. Frank Freeman, David O. Selznick, Darryl F. Zanuck, producers; Howard Estabrook, Norman Reilly Raine, James Hilton, writers; John Aalberg, Farciot Edouart, Rady Wilinson, sciences.

This new board of directors will elect officers with election tentatively set for Oct. 30.

Midwest vs. Mich. Co-op Final Decree Nearing

Detroit—The Midwest vs. Co-operative theaters of Michigan anti-trust case was back in Federal Court yesterday, the parties arguing on terms of the decree following an opinion reported three weeks ago. The final decree is expected some time this week, with probability that Roxy Theater may be allowed to continue three changes per week using repeat or independent product on third changes.

Lubitsch to Direct Benny In Alexander Korda Pic

Alexander Korda has signed Jack Benny to star in "To Be or Not To Be," production to start Nov. 1 with Ernst Lubitsch producing and directing, it was announced yesterday with Korda's arrival here in the wake of the Selznick-UA deal. Role is reported to give Benny his first opportunity to play melodramatic light comedy.

Columbia Outlook Bright As Peak Biz is Maintained

Chicago—Columbia's business during the last year has been the best in the history of the company and the outlook for the new year is just as bright, according to Abe Montague, general sales manager, who attended the regional week-end sales meeting.

Montague told THE FILM DAILY that the studio was so geared that it keeps four or five months ahead of the originally scheduled program calling for 48 pictures this season. With few exceptions, Montague said. Columbia has sold every major circuit and independent exhibitor. November and December releases are now ready, he added.

The regional meeting was held over until yesterday when district representatives held individual sessions. New York meeting will be held Oct. 10 and the Western session will be held Oct. 24 in San Francisco.

Kramer Business Up 50% In 3 Mos., Says Receiver

Detroit—The first report was filed yesterday in Federal Court by Edgar E. Kirchner as receiver in the Kramer Theater case in which former lessees Ben Cohn and Samuel Shevin sought to reduce rentals and the Kramer family to regain possession. Kirchner shows 50 per cent increase in business for past three months over same months of last year, with very little increase in payment for pictures.

UDT Buys First Three 20th Cent.-Fox Blocks

Detroit—First deals for 1941-42 product reported for United Detroit Theaters were closed here by Lester Sturm, 20th-Fox branch manager, for all of the first three blocks sold under the consent decree. Sturm also closed with Butterfield Circuit for the second and third blocks of pictures, following an earlier deal for the first block.

Producer-Craft Locals Meeting Called Off

First rumble of discontent against alleged "stalling tactics" employed by the producers was heard yesterday among the delegates of the IA Hollywood craft locals which are here for negotiations with Pat Casey, studio labor contact.

Producers were supposed to submit counter-proposals to the craft unions yesterday, but the meeting was called off without explanation. It was said, but not with much assurance, that there was a meeting scheduled for today. The union delegates were hoping to get an idea of how they stand with the producers on the new contract.

COMING and GOING

DAVID O. SELZNICK is due in New York today or tomorrow.

ALEXANDER KORDA and **MARY PICKFORD** arrived from the Coast yesterday.

JAMES R. GRAINGER flew to Toronto yesterday and is scheduled to return tomorrow.

NORMAN ELSON of Trans-Lux leaves today for Phiadelphia and Washington, returning [illegible]rsday.

GENE AUTRY flew into town yesterday t[illegible] star at the rodeo.

Y. FRANK FREEMAN is here from the Coast.

HARRY ASHER, PRC franchise holder from Boston, was a visitor here yesterday.

DEANNA DURBIN was in town over the weekend.

FRANK GILLMORE, president of the Associated Actors and Artistes of America, is in Seattle for the A F of L convention.

ROBERT BENCHLEY, who just completed a role in "Bedtime Story," arrived here yesterday from the Coast. He will do a new series of shorts while in New York.

ALICE FAYE, and her husband, **PHIL HARRIS**, are stopping at the Waldorf-Astoria Hotel.

WILLIAM GOETZ and **SOL WURTZEL** returned to the Coast yesterday.

VICTOR SAVILLE is in town for a month's vacation.

Lester Cowan Considering Producing Films in East

(Continued from Page 1)

latest picture is "Ladies in Retirement," for Columbia, said yesterday in New York that he would discuss a number of play properties with Gilbert Miller. One property, "Brighton Rock," may be produced as a play here and then made into a picture.

Miller, who has held himself aloof from the picture industry until his "Ladies in Retirement" was made, plans to take a greater interest in films, Cowan said.

Cowan's present dilemma is the manner in which to sell "Ladies in Retirement" to the public. In a screening room presentation, Cowan said, the picture was considered enjoyable, but when presented before preview audiences, it proved to be a greater attraction inasmuch as the comedy sequences appeared more accentuated. It's the comedy angle that he will strive for in the selling.

Picture has been booked at the Earle and Ambassador, Washington; Lafayette, Buffalo; Warner's, Hollywood, Hollywood, and the Hippodrome, Baltimore.

EVERY TELEGRAM'S A RUSH TELEGRAM AT
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

HERE COMES DYNAMITE!

"He wrote 'The Thin Man'" →

DASHIELL HAMMETT's

famous story of a guy with a gat...and a gal!

HUMPHREY BOGART · MARY ASTOR

Two-fisted . . . as in "HIGH SIERRA"

Two-timing . . . as in "GREAT LIE"

in "THE Maltese Falcon"

GLADYS GEORGE · PETER LORRE
Barton MacLane · Lee Patrick · Sydney Greenstreet
Directed by JOHN HUSTON
Screen Play by John Huston · A Warner Bros.-First Nat'l Picture

NEW SEASON! NEW BOXOFFICE HIGHS! WARNER BROS.

"The best mystery thriller of the year!"
—N. Y. Times

is from WARNERS!

A YANK IN TH

NEW YORK—BEST THREE DAYS OF A 2ND WEEK THE ROXY EVER HAD! A PHENOMENAL FRIDAY, SATURDAY AND SUNDAY FOLLOWS THE FIRST TREMENDOUS WEEK IN WHICH 171,115 PERSONS JAMMED THE HOUSE FOR AN ALL-TIME RECORD!

LOS ANGELES—THREE GREAT DAY-AND-DATE RUNS: SMASH! SMASH! SMASH!

TORONTO—2ND WEEK ACTUALLY BEATS THE FIRST—AND FIRST BEAT EVERYTHING!

20th CENTURY FOX

And Watch For More Reports Like These . .

R·A·F· Reports!

NVER—SHATTERS THE TERRI-
C RECORD OF "ALEXANDER'S
AGTIME BAND"!

OSTON — TOPPED "ALEXAN-
ER'S RAGTIME BAND" ON SUN-
AY BY $1128!

AN FRANCISCO — SRO ALL
AY, DAY AFTER DAY, FOR BIG-
EST BUSINESS IN 3 YEARS!

ALLAS — BLASTING THE "UN-
PPROACHABLE" HIGHS THAT
AVE STOOD SINCE '39!

MILWAUKEE—OUT-GROSSING THE DAY-BY-DAY RECORD OF "SUN VALLEY SERENADE" WHICH WAS BIGGEST IN 3 YEARS!

PHILADELPHIA—THE BIGGEST SUNDAY'S BUSINESS PHILADELPHIA EVER HAD!

CINCINNATI—FIRST THREE DAYS $2600 BIGGER THAN "CHARLEY'S AUNT"!

SALT LAKE CITY—SMASHES THE "ALEXANDER'S RAGTIME BAND" ALL-TIME HIGH!

s The Nation's Boxoffices "Keep 'em Flying!"

Selznick Owns 25% Of United Artists

(*Continued from Page* 1)

in a strong position to make its greatest progress, Miss Pickford said, adding that UA was unusually fortunate in having Selznick join the company inasmuch as he could have "written his own ticket" with several other organizations. Selznick arrives in New York today.

United Artists' board probably will meet late this week to act on the selection of a new president. Chaplin, himself, will attend the session. Miss Pickford said the directors had an Eastern man under consideration for the presidency but that active negotiations had not been started.

Miss Pickford said she would not be active in Murray Silverstone's production organization but that she was putting up some of her own money for financing. She arrived here yesterday with Alexander Korda. Korda may go to London after the board meeting.

Capital Parleys to Map Army-Navy Entertainment

(*Continued from Page* 1)

Washington from New York tomorrow to participate in a conference called by Brig. Gen. Frederick C. Osborne, chief of the Morale Branch of the War Dept. to map out a long-range program for Army and Navy entertainment.

Representatives of screen, stage and radio will meet with Army and Navy officers both tomorrow and Thursday on the program. Problems to be discussed include financing, scheduling actors and accommodating entertainments to the adequacy of theaters. Size of the program is indicated by the fact that both Hollywood and the Eastern Division spent more than $20,000 each in one month transporting actors, and incidental expenses for entertainments in camps before maneuvers cancelled the "test show" program.

"Happy Birthday to You"

Robert Z. Leonard
Ed Peskay
Andy Devine
Jack Mulhall
Max Ree

ALONG THE RIALTO

with Phil M. Daly

• • • UNKINDEST CUT OF ALL: Yesterday, trade press scribes joined Fred Fitzsimmons, Hugh Casey and Mickey Owen in World Series weeping as Universal held a screening at 2 p.m. of TWO features...... Now we ask ya, was that fair or foul!......

▼ ▼ ▼

• • • *FOR DOUBLE BILL: Directorate of ITO of Ohio has named committee to arrange definite date for org.'s annual convention and directed the committee to set said date to coincide with Columbus, O., world premiere of Warners' "The Male Animal"......Committee members are Pete Wood, ITO secretary; Max Stearn, owner of the city's Southern Theater; and Leo Kessel, Lancaster, O.......Indications are that pic version of the James Thurber work will be released 'twixt Nov. 15 and Dec. 15 ......Every effort is bein' made by Columbus theater and civic orgs., as well as Gov. John W. Bricker, to have the world premiere staged in Columbus......*

▼ ▼ ▼

• • • THISA AND THATA:......"The Day Before Yesterday," new tune Charles "Buddy" Rogers wrote for his ork's theme song may hit screen in major musical......Leader-Composer "Buddy" had it played for Mary Pickford (his spouse) who liked it so well that she induced hubby to submit it to a major studio music dept.......And so negotiations are under way. . . • Leon J. "Ruby" Rubinstein has entered local Polyclinic Hospital for abdominal surgery, first of two operations having taken place yester morn.......He's senior at the Ruby brothers of 729 Seventh Ave.......

▼ ▼ ▼

• • • *UNITED ARTISTS had a couple of "babies" yesterday and in characteristic style, the company passed out Royal Coronas to celebrate......The "babies" were David O. Selznick, who became an owner-member, and Jack Benny, who was signed by Alexander Korda to star in "To Be or Not to Be"......*

Cort, Somerville, Fights Award Cutting Clearance

(*Continued from Page* 1)

the Cort's 21-day clearance over the Playhouse, Raritan, to seven days.

The Raritan Amusement Co. had charged that the 21-day clearance was excessive and the arbitrator, Paul Fitzpatrick, upheld the complainant's contentions.

Fred Rowland Loses Plea For Columbus Clearance Cut

An award in favor of the defendants has been rendered in the complaint filed by Fred Rowlands in behalf of the Parsons Theater, Columbus, O. The arbitrator found that the clearance complaint was not unreasonable and that the submitted evidence was not sustained.

Rowlands, in his complaint, named the five consenting companies and Neth's Markham Theater as the interested party and sought to have the 21-day clearance between the two theaters reduced. Arbitrator dismissed the case and assessed the costs against the complainant.

SPG May Vote Thursday On CIO Affiliation

Question of CIO affiliation by the Screen Publicists Guild of New York will again be one of the main topics of discussion at a general membership meeting Thursday night. Debate on recommendation of Screen Guild Council for national trade union affiliation may be climaxed by a vote.

Other affiliates of the Screen Guild Council, the Columbia Office Workers Guild, the Loew-Metro Office Employes and the Screen Readers Guild, have become chapters in the new industry local set by the United Office and Professional Workers of America, CIO, known as the Screen Office and Professional Employes Guild.

Thomas J. Carrigan Dead

Detroit—Thomas J. Carrigan, 55, former silent film star, died suddenly at his home in Lapeer, from a cerebral hemorrhage.

Republic in Large Scale Expansion

(*Continued from Page* 1)

president of Republic Productio Two new stages, six features in th $750,000 bracket, and separate hea for feature film and western pr duction are included in the move

Budgets for feature produc will be increased $1,500,000, Siegel, and six will cost in exce of $750,000. First of these will "Lady For a Night," now sche uled at better than $900,000. Highe budgets are justified by sales 1941-42 product, he said.

Manpower changes include th appointment of Al Wilson as e ecutive producer of all feature Wilson has been studio productio manager. Hiram Brown, Jr., wh has been producing serials, take over the job of executive produce in the consolidation of the wester and serial departments. Personn realignment is designed to reliev Siegel who has been in charge all Republic production in additio to supervising plant improvement costing $2,000,000.

Max Schoenberg becomes produc tion manager with Herbert Mende son assisting.

Siegel said that $1,000,000 ha been appropriated for two ne sound stages, buildings for the a and research departments, and ne character streets. Supervision o this work will be by C. L. Looten

Siegel also announced a sale triumvirate which will hold four reg ional meetings each year in Holly wood, New Orleans, Chicago an New York. James R. Grainge general sales manager, and Herber J. Yates, chairman of the boar complete this board. Initial meet ing takes place Oct. 20 in Holly wood with sessions following in th other cities.

Assign Madeleine White To Mono. New York Office

Madeleine White, secretary to W Ray Johnston, president of Mono gram, has been assigned to th New York office as a liaison office between the studio and the East Miss White moved to the Coas when the home office was shifte West but in recent months has bee recuperating from an illness i New York. She took over her ne duties yesterday.

WEDDING BELLS

Ruth Rich, secretary to Gus S Eyssell of the Radio City Music Hall eloped on Saturday with Edwar Deutsch, manufacturer. The marriage was performed in New Jerse and the couple is now on a weddin trip, following which Mrs. Deutsc will return to the Hall.

ax Bringing Higher . O. Scales in Ohio

(*Continued from Page* 1)

d Toledo, have gone to 30c. The l figures were reached because the state tax.

Charles Raymond, Loew district nager, states that the public evi- y prefers to pay an additional or two rather than monkey th the odd cents change.

Nat Wolf, Warner zone manager, ates that he has raised prices in ma, Mansfield, Sandusky, Mason, Portsmouth and Sidney. In me spots it is a nickel boost. In hers, it is just pennies. In all stances, the tax is passed on.

RKO theaters are also upping eveng prices to round numbers. In me spots this gives the theater an tra penny.

Co-operative Theaters of Ohio, oking for 54 houses in the northn Ohio territory, reports that its embers are passing the tax on the blic.

W. N. Skirball, operating an in- circuit reports that prices have en boosted only in spots that n stand it, but most of the theers in his circuit are maintaining l prices and just adding on the x.

Cleveland subsequent-run exhibirs have passed on the tax without osting prices.

In Lorain, Mrs. Nezera Zegiob, ent up so that the admission plus x came to even money. Not a ngle kick resulted.

lliance Admissions Jump; dult Average is Five Cents

Alliance, O.—Admission prices at four Alliance theaters have been ped as a result of the new Fedal admission taxes. Hike avered five cents for adults, plus the w tax, according to Ray S. Walce, managing director of Tri-Theers, Inc., operating the group re.

At the Morrison and Columbus, o top flight houses, admissions til Oct. 1, were 20 and 33 cents, ew admission prices 28 and 39 nts, including the tax. Chilren's admission remains at 10 nts.

At the Strand, where a 20 cent mission prevailed for adults, new ale is 20 cents for afternoons, and cents nights, including the tax.

The Mt. Union, where a 20 cent mission prevailed, now charges cents for adults, plus three cents x, with children a dime.

oungstown Houses Increase dmissions Two to Five Cents

Youngstown, O.—Admission ices in all Youngstown theaters ere advanced from two to five nts with the imposition of the ew Federal admissions levy.

600 "Bomber" Prints Ready for Theaters

Special press preview—one of the shortest screenings on record—will be given at 2:30 this afternoon, under the auspices of the Motion Picture Committee Co-operating For National Defense. Pic is "Bomber," eight-minute short, produced by the Office for Emergency Management, and screening for the press will be held in Warners' projection room. Carl Sandburg is the commentator with the reel, which depicts dramatically America's new bomber industry. Six hundred prints of "Bomber" are now ready for showing in some 12,000 movie theaters which have volunteered to co-operate with the OEM.

Canton, Alliance Operators Unions Win Wage Boosts

(*Continued from Page* 1)

S. Wallace, managing director of the group of movie houses has announced. New agreement is for one year.

Wage boost was the first in several years for operators here.

Stagehands also benefited by the new agreement, but amount of wage increases was not disclosed.

Canton, O.—New three-year contract, retroactive to Sept. 1, giving projectionists wage boosts has been signed with the managements of all nine theaters here. The new pact affects about 45 men. Extent of the wage increases was not made known by theater and union representatives.

Milwaukee Theater Janitors Receive Hourly Wage Increase

Milwaukee—Under terms of a three year contract with Local 150, Building Service Employes' union, now entering its second year, janitors in local houses automatically receive a wage increase of about 2½ cents per hour.

Nick-Weston Lose Plea For Rehearing in Appeal

(*Continued from Page* 1)

one-time business manager of Local 143, Operators, for a rehearing in their appeal from the conviction on a charge of violating the Federal anti-racketeering act. They each face prison terms of five years and must also pay fines of $10,000 each. The Court of Appeals affirmed the convictions before Federal District Judge John Caskie Collet on Aug. 31.

Counsel for Nick and Weston have announced they will petition the U. S. Supreme Court for a writ of certiorari, to review the action of the Court of Appeals in affirming the convictions Aug. 31 and now refusing to grant rehearings.

Senate May Take Up Probe's Continuance

(*Continued from Page* 1)

the latter's sub-committee tackles the radio angle of the war propaganda inquiry, it was indicated here yesterday by Sen. D. Worth Clark, D., Idaho, chairman of the sub-committee.

Clark told THE FILM DAILY that he had not as yet discussed the matter with Sen. Alben Barkley, D., Ky., majority leader.

The sub-committee will seek to answer the question, "Where do we go from here" later in the week. Clark indicated that he wanted to take no action without first consulting Senators C. Wayland Brooks, R., Ill., and Charles W. Tobey, R., N. H.

Plans for resuming the hearings still are indefinite, Clark revealed. He said the hearings may or may not resume next Monday, depending on whether Tobey and Brooks will be back in Washington by that time. They definitely will resume sometime next week, however, he said. The Senator was equally vague about who will be called when the hearings do resume.

In the meantime, it was learned in authoritative sources the industry plans to ignore Clark's radio broadcast last Saturday. A spokesman pointed out that he said nothing new, made no charges that have not already been answered, and that it would be pointless to go on the air to re-answer the attack.

ITO of Ohio Denounces Inquiry as "Un-American"

Columbus—The Senate Interstate Commerce sub-committee's probe of the film industry is denounced as "unfair, biased and un-American" in resolutions adopted by the ITO of Ohio board, meeting here.

Resolutions assert that it has become obvious "that this is a shameful attempt to smear a patriotic industry with accusations which are unjust and unfounded and intended viciously to inflame and arouse prejudices—racial, religious and political—and to defame and discredit motion pictures and all those engaged in the business."

San Francisco—State Federation of Labor, meeting here in convention, unanimously adopted a resolution offered by Pat Somerset, of the SAG, condemning the Senate's movie quizz as "an invasion of the right of free speech."

Pathe Liquidation Date Set

Final record date on liquidation of Pathe Film Corp. has been set for today. Indications are that the company will be liquidated with about one share of du Pont stock for each share of Pathe. Distribution is expected to be made on the date of liquidation.

ANOTHER REPUBLIC FAN MAGAZINE AD

WAVES OF ACCLAIM for a BIG PICTURE

EVERY one of the thousands UPON thousands who HOWLED and chuckled AND cheered Republic's "ROOKIES ON PARADE" IS waiting anxiously for the

NEW "service" comedy SMASH from the Republic STUDIOS . . . Well, it's here —AND advance reports SAY that it tops "ROOKIES" by A boat-full of LAUGHS, song HITS and ROMANTIC escapades! . . . THOSE "rookies" are sailing THE seven seas now in "SAILORS ON LEAVE," AND the star-SPANGLED CREW includes SUCH hearties AS lovely SHIRLEY ROSS—who sings THOSE chanties as nobody ELSE can—WILLIAM LUNDIGAN (his CINEMA star is rising fast OVER the horizon), and—FOR a broadside of roars—THERE'S CHICK CHANDLER and double-talking CLIFF NAZARRO. .plus RUTH DONNELLY, MAE CLARKE, TOM KENNEDY, MARY AINSLEE, BILL SHIRLEY, JANE KEAN and A flock of handsome TARS and their sweethearts IN every port!.

GAGS

GALS

LAUGHS

A REPUBLIC PICTURE

M. P. PROD. & DIST.
28 W. 44TH ST.
N. Y. C. 21ST FL.

All-Industry Group Up to Allied Board

(Continued from Page 1)

resolution received their endorsements.

It appears almost certain that the remaining units yet to vote on unity proposal will give approval, although Connecticut Allied rejected the resolution as a whole. It was rumored yesterday, however, that Connecticut might reconsider its vote and go along with the others.

Inasmuch as the third paragraph appears to be a controversial subject, it is reported that the national Allied board will mull its possible ramifications when Abram F. Myers, general counsel and chairman of the board, calls the meeting. It is possible that the provisions of the paragraph will be eliminated when the general unity proposal is put into operation.

Meanwhile, industry sources look upon the debate of the resolution in Philadelphia as a "tempest in a teacup," inasmuch as Nathan Yamins, who proposed the plan, is now reported to have been misunderstood as to his objections to the program.

Myers, in a bulletin issued over the week-end, expressed the gratification of the national officers at the quick regional response to the plebiscite request and termed it a performance "unparalleled in exhibitor history." With Texas Allied voting by mail, national headquarters expects to have full returns by tomorrow or Thursday.

Myers in concluding the bulletin wrote:

"The splendid co-operation of the units in conducting the referendum, the pledges of steadfast loyalty received from all over the country—especially from those who opposed the resolution in convention—and the friendly letters that have passed between the participants in the debate, eloquently attest the fine spirit that prevails in Allied.

"Allied's industrious rivals who are searching for permanent wounds will find not a single scar. Allied emerges from Philadelphia stronger and more confident than at any time in its history.

"The anonymous, but easily identified, 'industry authority,' whose wish is father to his prediction that 'Allied is on the spot,' will be answerable to his listeners for misleading them and to the heads of the producing and distributing companies (whose agent he is) for attempting to sabotage all constructive endeavors."

"Gibson Girl" Added To Warner Program

West Coast Bur., THE FILM DAILY

Hollywood—"Gibson Girl," based on the life of Charles Dana Gibson, famed illustrator and creator of early 1900's glamour girl prototype, will be subject of top-budget film to be made by Warners, Jack Warner and Hal B. Wallis announce. Deal between studio execs. and Gibson was consummated over the weekend. Associate Producer-Writer Robert Buckner has been assigned to the production.

Studio will institute nation-wide search for ideal "Gibson Girl" to play title role.

Portland Theater Accepts Inquiry's Dare, Double Features "Escape," "Underground"

Portland, Ore.—Accepting the attacks before the Senate Interstate Commerce sub-committee on such pix as "Escape" and "Underground" as industry war-mongering as a challenge, Hamrick-Evergreen revived the two as a dual bill at the Music Box here.

Theater used display copy which stressed: "Dare Show Them?—Yes! We Dare."

Schenck-Moskowitz Appeal Up Nov. 10

(Continued from Page 1)

Learned Hand of the U. S. Circuit Court of Appeals.

Originally scheduled to be heard this week, the appeals were postponed on the motion of U. S. Attorney Mathias F. Correa who said he was unable to prepare for the hearing because of the pressure of other litigation.

Former Judge Joseph M. Proskauer, chief counsel for Schenck and Moskowitz, gave his consent for an adjournment to the court. Proskauer brought smiles to the three judges of the circuit court when he tartly added: "The Government needs all the time it can get to prepare for this case."

Rosenberg Will Produce Three Russian Musicals

I. Rosenberg plans to produce six musical features based on Russian peasant life at the Palisades studios in New Jersey. B. Perlov will direct the first of the series which gets under way early next month.

Reverse Canton Case Award on Technicality

(Continued from Page 1)

ever, has been given 10 days to file a corrected brief and substitute the proper name of the American Theater's operator. The case will then be considered again on its merits.

Situation is an unusual one, inasmuch as the St. Lawrence Investors, Inc., the real owner and operator of the theater, was not listed. Alec Papayanakos, the complainant, has placed his own name as the operator.

On Aug. 31, RKO appealed from a decision abolishing the 14-day clearance granted to Ogdensburg over the American in Canton.

Metro Shows Two Oct. 21

Tradeshowings of M-G-M's "Shadow of the Thin Man" and "Two-Faced Woman" will be held Oct. 21 Except in Philadelphia, the pictures will be double-featured in all exchanges on that date. In Philadelphia, "Thin Man" will be screened in the morning and afternoon of Oct 21, with the same procedure next day for "Two-Faced Woman."

MPTOA's Reaction To Unity Proposal

(Continued from Page 1)

out the country than any scheme a new 'high command' that is ly to create issues rather than s them. Such an examination of t problems and the devising of a p tical solution of our difficulties s be freed from exhibitor politi ganization jealousies and tradit al prejudices, not plunged into s handicaps at its inception, and merely used for stirring up exhib interest in any organization spokesmen.

"Nevertheless, MPTOA will continu work for right principles and a better u standing throughout the industry, to re abuses and prevent injustices, for joint e to improve our business and protect th dustry against unfair attacks, and to gi the dignity and standing it deserves. We not hesitate to co-operate fully with any group sincerely interested in advancing industry.

"The probable end of the consent d selling system, the important trade prob left unsolved by the decree but which plague the business, the war emergency the huge tax burdens which are certai drastically affect our business in the in diate future, the urgent need for co-opera on national defense activities, the con threat of Government regulation by leg tion and litigation, all cry out for a u industry and a real effort to find a prac way to improve the business from with

RKO Signs Circuit Deals

The R. E. Martin circuit of theaters in Georgia and Alabama l signed for RKO's first two grou of five pictures. The Joe Lawre circuit with 11 theaters in Monta Idaho and Utah also has signed the first two packages.

Reserve your greatest campaign for OCT. 31

that's Sundown Week!

FILE COPY
DO NOT

THE Film DAILY

ntimate in Character
nternational in Scope
ndependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

. 80, NO. 70 NEW YORK, WEDNESDAY, OCTOBER 8, 1941 TEN CENTS

WB WON'T SELL IN MINNESOTA—SEARS

Branch Warns on Tax Threats and Senate Probe

robe Can Have Serious epercussions, Declares ichigan Allied's Prexy

Detroit—A dual warning that the lustry faces the prospect of opessive Federal taxation and that e present Senate Interstate Comerce sub-committee war film propanda and monopoly inquiry "can ve very serious repercussions on e entire industry" was voiced here sterday by Prexy Ray Branch in dressing Michigan Allied's convenn.

Branch, commenting on the heavy

(Continued on Page 5)

ll But Two Toledo heaters Up Prices

Toledo—With only the Esquire, wntown house, and Savoy, a nabe, ntinuing with unchanged admisn, Toledo exhibs. generally have epped up ticket prices as a relt of the federal tax.

The Paramount's prices are 29 nts to 1 p.m., 35 cents to 6 p.m., d 47 cents after 6 p.m. The

(Continued on Page 5)

umbo" Will Premiere t Broadway on Oct. 23

Walt Disney's "Dumbo" will preiere Oct. 23, at the Broadway Theer, where his "Fantasia" is now its eleventh month, it was joint-

(Continued on Page 4)

Spanish Distrib. to Seek U. S. Product

Francisco Hidalgo Pena, managing director of Procines, Spanish producing and distributing company, arrives here this week from Havana to negotiate for American product for distribution in Spain. Pena has just closed a deal with Selecciones Capitolio in Havana by which Procines productions will get Cuban distribution. It marks the initial Latin-American move by the Spanish company.

Neely Divorcement Bill "Possibilities" Hold Attention of Senate Witch Hunt's Chairman

Washington Bureau of THE FILM DAILY

Washington—Sen. D. Worth Clark, D., Idaho, chairman of the Senate Interstate Commerce sub-committee conducting an industry witch hunt, is "looking into the possibilities" of the Neely divorcement bill, now buried in Senate Judiciary sub-committee headed by Sen. Harley M. Kilgore, D., W. Va., it was learned authoritatively last night.

The Neely divorcement measure was referred to the Judiciary committee because its sponsor, now West Virginia's Governor, then was a member. It was pointed out last night, however, that the measure more logically might have been referred to the Interstate Commerce committee of which Sen. Burton K. Wheeler, D., Mont., and other proponents of the present witch hunt are members.

Selznick Appoints Lawrence as Rep.

Laudy Lawrence, for many years M-G-M's general manager in Europe, has been appointed David O. Selznick's special representative in the distribution of his United Artists releases. Lawrence, who is a recognized authority on film distribution, starts his new duties immediately and will make an extensive survey of the American market and the available world markets.

Seek Settlement Approval In Fox Theas.-W. Fox Case

Approval of a final settlement of the dispute between the trustees of Fox Theaters Corp. and William Fox was sought yesterday in an application filed by Leopold Porrino

(Continued on Page 5)

India Will "Freeze" 50% of Remittances

Foreign managers were advised here that the Government of India is planning to freeze 50 per cent of the remittances to distributors. While information was lacking, it is expected the aid of the State Department will be enlisted.

According to estimates, annual revenue of major companies from India is approximately $2,000,000.

Branton Cold to Ia. Unit Move to Include Circuits

As long as there are two national exhibitor organizations, Ralph Branton will not place his Tri-State theaters in with the Allied-Independent Theater Owners of Iowa and Ne-

(Continued on Page 5)

Loew-M & P Franchise Valid

Does Not Violate Decree, Goddard Rules

Federal Judge Henry W. Goddard yesterday ruled that a three-year franchise between Loew's, Inc., and the M & P Theater Circuit was valid and did not violate the terms of the Government's equity suit consent decree. The court made its ruling from the bench after hearing argument by Stanley Thompson, for Loew's, and Robert L. Wright, spe-

(Continued on Page 4)

AFL Decides Next Week On George Browne Course

Seattle — Whether George E. Browne, IATSE prexy, is to be dropped as an A F of L vice-president through the device of reducing the number of vice-presidents from 15 to 13, as recommended by the

(Continued on Page 4)

Company First to Define Policy in Wake of Ruling Anti-5 State Law is Valid

Until the U. S. Supreme Court finally passes upon the constitutionality of Minnesota's anti-five block law, Warners "feel we must conform to our national method of distribution as approved and laid down by the Federal Government in the consent decree."

GRAD L. SEARS

Warners' policy in the face of Saturday's decision by a Minnesota district judge holding the anti-five statute valid and denying

(Continued on Page 3)

Cites State's Rights In "Anti-5" Decision

Issue of "state's rights" is brought sharply to the fore for the industry in the decision by Judge Hugo O. Hanft in Ramsey district court, St. Paul, upholding the validity of Minnesota's anti-five block statute,

(Continued on Page 4)

Arthur W. Kelly Elected A Director of the MPPDA

Arthur W. Kelly, vice-president of UA, was elected a director of the MPPDA at the quarterly meeting of

(Continued on Page 5)

Richmond Theaters Turn to Usherettes

Richmond, Va. — Usherettes are now being used in two local houses, with others expected to follow suit. The Carillon, managed by Floyd Stawls, was the first, followed by the Lee, managed by Charlie Hulbert.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Tuesday, Oct. 7)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	10	9⅞	9⅞	— ⅜
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	26¾	26¾	26¾	+ ¾
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	10	10	10	.....
East. Kodak	144	142½	143	— ½
do pfd.	177¾	177¾	177¾	+ ½
Gen. Th. Eq.	13⅜	13¼	13¼	— ⅛
Loew's, Inc.	37⅝	37	37⅛	— ½
do pfd.	110	110	110	.....
Paramount	14½	14¼	14¼	— ¼
Para. 1st pfd.	107⅛	107	107⅛	+ ⅛
Para. 2nd pfd.	13⅛	13⅛	13⅛	— ⅛
Pathe Film	14⅜	14¼	14¼	— ¼
RKO	3⅛	3⅛	3⅛	— ⅛
RKO $6 pfd.	51	51	51	.....
20th Century-Fox	8¼	8¼	8¼	— ¼
20th Century-Fox pfd.	21¾	21¾	21¾	— ¼
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5¼	5⅛	5⅛	— ⅛
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Loew's deb. 3½s46	104	104	104	+ ⅛
Para. B'way 3s55	57½	57½	57½	— 1
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	96¼	96¼	96¼	.....
NEW YORK CURB MARKET				
Monogram Picts.	⅞	⅞	⅞	—1-16
Radio-Keith cvs.	3-16	3-16	3-16	.....
Sonotone Corp.	2¼	2⅛	2¼	+ ⅛
Technicolor	9¾	9⅝	9⅝	— ¼
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	7¾	7½	7½	— ⅜
Universal Picts.	....	....	....	.....

RCA's Zworykin to Get Rumford Award Tonight

Dr. Vladimir K. Zworykin, associate director of the RCA Laboratories and inventor of the iconoscope and kinescope tubes which made electronic television possible, will receive the Rumford Award from the American Academy of Arts and Sciences at its annual meeting tonight in Boston.

Consisting of two medals, one gold and one silver, the award goes to Dr. Zworykin in recognition of his work in developing the RCA electron microscope.

Expect Paul Nathanson To Head Empire-Universal

Toronto—Subsequent to the resignation of Oscar Hanson as president of Empire-Universal Films, Ltd., J. R. Grainger, president of Republic, was here yesterday conferring with officers of the company which has the Republic franchise for the Dominion. Grainger left last night for New York.

No change has been announced in the personnel of Empire-Universal but it is anticipated that Paul Nathanson, vice-president, will move up to the presidency while Alfred W. Perry, general manager, is in line for promotion to vice-president. Perry is expected to return immediately from an inspection trip to branches in Eastern Canada to the Atlantic Coast.

Hear Holt Estate to Pay $10,000,000 In Death Tax

Toronto—Estate of the late Sir Herbert Holt, former director of FPC and associate with Lord Beaverbrook in film industry investments in Great Britain will yield approximately $10,000,000 to the Canadian government in death duties, provision for which was made only recently by Act of Parliament.

"U" Deal With FWC To Run Three Years

West Coast Bureau of THE FILM DAILY

Hollywood—Fox West Coast and Universal have made a three-year deal for the entire circuit to play approximately 150 pictures. Former contract was for two years and was entered into recently.

Rep. Upping Production Outlay to $15,000,000?

West Coast Bureau of THE FILM DAILY

Hollywood—It is reported that Republic is increasing its production outlay from between $9,000,000 to $10,000,000 to $15,000,000.

227,629 See "Yank" in First 10 Days at Roxy

Having played to 227,629 paid admissions in its first 10 days at the Roxy, "A Yankee in the R.A.F." starts third week Friday.

Welles Signs Dolores Costello

West Coast Bureau of THE FILM DAILY

Hollywood — Orson Welles has signed Dolores Costello Barrymore for the role of Isabel Amberson Minafer in Booth Tarkington's "The Magnificent Ambersons". Filming starts Oct. 20 after two weeks of rehearsing.

Ginger Rogers in Shaw Pic

West Coast Bureau of THE FILM DAILY

Hollywood—Ginger Rogers will be the star of Gabriel Pascal's first picture for RKO release, George Bernard Shaw's "Arms and the Man."

Ritchey Sets Monogram Venezuelan Distribution

Monogram product will be distributed in Venezuela by Carcel & Muro under an exclusive contract closed with Norton V. Ritchey, vice-president in charge of foreign distribution, who currently is touring the Latin-American countries. Carcel & Muro also represent Paramount and United Artists in the territory.

Ritchey also reported that he had appointed Marchena, Moron & Cia to act as Monogram distributors in Curacao. Ritchey leaves Caracas today for Rio de Janeiro and Buenos Aires.

"Hamilton Woman" Setting Records in Many Countries

New records are being set by "That Hamilton Woman," in many widely separated countries, according to Walter Gould, UA's foreign manager.

Film has registered in an unprecedented manner in Sydney, Australia; Johannesburg and Durban, South Africa; Rio de Janeiro and Sao Paulo, Brazil; and Buenos Aires, Argentina.

Thien Clearance Hearing Continued to Tomorrow

St. Louis — Arbitration of the clearance complaint filed by Victor Thien, owner of the Palm Theater here has been continued until tomorrow. Thien complains that the Palm must follow the Union Theater by 33 days, while the Aubert, a third-run house with a lower admission price, has seven days clearance over the Palm.

Screen 'They Must Be Told' For Regents Tomorrow

Albany, N. Y.—Committee of the Board of Regents will review "They Must Be Told," in New York tomorrow on appeal from its rejection by the state censorship body.

Appeal is by Cinema Service Corp., through Joseph Seiden of New York City. Final determination is expected in Albany next week when the board convenes.

Mayor Suggests 50% Cut In N. Y. City's Sales Tax

Reduction of the New York City sales tax to a flat one per cent was advocated yesterday by Mayor LaGuardia in an emergency message to the City Council. Present levy is two per cent.

Ratoff to Make "Trinidad"

West Coast Bureau of THE FILM DAILY

Hollywood — Gregory Ratoff will direct "Trinidad" for Columbia.

John F. Morrissey Dies

John F. Morrissey, 59, stage character actor, died yesterday at the Hospital for Joint Diseases.

COMING and GOING

LOUIS B. MAYER and **HOWARD STRICKLI** are at the Waldorf Towers.

DAVID O. SELZNICK, LAUDY LAWREN and **VAL LEWTON** arrive tomorrow from t Coast.

ROBERT SCHLESS, foreign department exec tive at Warner Bros., has returned to hi after an Australian trip.

ANN CORIO has returned from Hollywo where she recently completed her role in PRC "Swamp Woman."

TERRY TURNER, head of RKO's exploitati staff, has returned after a three-week tour.

WALT DISNEY arrives in Panama City Oc 14 for the opening of "Fantasia."

A. A. SCHUBART, RKO manager of exchan operations, has returned from the South.

BEN SHLYEN, trade paper publisher, is town.

NORTON RITCHEY leaves Caracas toda for Rio de Janeiro.

RALPH BRANTON returns to Omaha today.

JUDY CANOVA, KEN MURRAY and his wif and **MRS. JACK KIRKLAND** arrived on th Coast yesterday by TWA stratoliner.

LOUIS DE ROCHEMONT and **WESTBROO VAN VOORHEES**, March of Time commentato have returned from Toronto.

FRANCISCO HIDALGO PENA, Spanish fil exec., arrives here this week via Cuba in ques of U. S. product.

MORRIS JACOBSON of Strand Amusemen Bridgeport, is back from a vacation in th Catskills.

President **JAMES R. GRAINGER** of Republi returns from Toronto today.

ROBERT BUCKNER, Warner Bros. associate pro ducer, is here from the Coast to look at th shows and hold final conference with George M Cohan on the script of Cohan's life.

MAURICE "RED" SILVERSTEIN and **MRS SILVERSTEIN**, the former Betty Bryant, leav for Syracuse Friday.

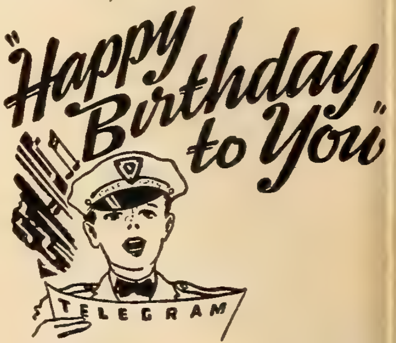
Showdown Brewing Over Craft Locals New Pact

Studio representatives conferred yesterday at their respective home offices over the counter-proposals which will be made to the Hollywood craft locals.

The union delegates, here to negotiate a new contract, are becoming irked over the delay on the part of the producers. A showdown is brewing unless the producers indicate their willingness to deal with the individual unions rather than with the International, it was said.

Blackout in Wilkes-Barre

Wilkes-Barre, Pa.—A trial blackout will be held in this area Friday night.



Rouben Mamoulian
Finis Fox

Daniel P. O'Shea
Edythe Chapman

Varners Won't Sell n Minnesota–Sears

(Continued from Page 1)

ie distributors' application for a straining order was thus defined erday by Gradwell L. Sears, ales chief. It was the first disibutor pronouncement of policy.

> *Detroit — Opposition to such legislation as the Minnesota anti-five-block law was expressed here yesterday by Ray Branch, Michigan Allied president, addressing the unit's convention. Branch expressed the view that some Minnesota houses as a result could not get product more than a month ahead.*

Sears disclosed the Warner attiide in reply to a telegram from . E. Mortenson, publisher of reater Amusements, Minneapolis ade paper, in which Mortenson ointed out that trial of the case i its merits may be a long-drawnit affair, that already many "A" id subsequent-run houses in the rger Minnesota cities face early osing due to product shortage and iat "disaster and possibly bankptcy threaten many exhibitors ho were and are opposed to the innesota law."

Mortenson's Telegram

The Minnesota publisher wired, You must not permit one theater . the state to close due to lack product," and said that Warner gal counsel and company execs. ere meeting to decide upon a urse of action.

In his reply, Sears denied that ich a meeting was held and said iat he does not propose to attend iy, asserting "Whatever course of ction decided upon by this comany as to its future course of busiess in Minnesota will be done dependently and without meeting ith anyone."

Sears continued:

"We are disappointed in this ruling by the court but this has not changed the advice of our counsel that such legislation is unconstitutional and since this ruling is merely a preliminary ruling we feel we must be guided by such advice until a final ruling is made by the highest court and pending such ruling we feel we must conform to our national methods of distribution as approved and laid down by the Federal Government in the consent decree.

"We sympathize with all exhibitors in Minnesota who are confronted with the drastic situation outlined in your wire. However, as a national institution doing business in 48 states and territories we cannot survive if we are to do business in 48 different methods and at the same time conform to those principles laid out by our Federal Government controlling interstate commerce.

"Vitagraph, Inc., deplores its loss of revenue and more particularly its loss of public response to its great new season's attractions, but the responsibility is not Vitagraph's but lies at the door of that exhibitor group who sponsored this legislation."

Similar telegrams were received by other distribs. here, it was learned yesterday.

Rodgers, Agnew Out of Town

At Metro, it was said that the wire had been referred to W. F. Rodgers, now in San Francisco, for attention. Neal Agnew, Paramount sales chief, also was out of the city yesterday. At 20th-Fox, it was said that, while no telegram had been received, execs. and counsel were conferring and the company's course of action probably would be determined by Friday.

One for the Gals

Cleveland — Here's one for the girls: "Man Hunt" was dualled with "Here Comes Happiness," at the Knickerbocker Theater.

N. W. Allied Holding Back On Anti-5 Enforcement

Minneapolis—Legislative Committee of Allied Theater Owners of Northwest meeting here yesterday decided to take no action toward seeking immediate enforcement of Minnesota's new anti-block-of-five law, constitutionality of which was sustained by Judge Hugo Hanft in St. Paul District Court on Saturday. Owing to the length of the decision and the many cases cited in it, members of the committee agree it would be best to give distributor plaintiffs in the action, which seeks to nullify the new law, time to study it thoroughly before making any move.

Distributors who sought to knock out the law have called David Shearer, Minneapolis attorney who handled their case here, to New York to discuss further steps, which may take the form of an appeal to the State Supreme Court. Moe Levy, district manager for 20th Century-Fox and L. E. Goldhammer, district manager for RKO, also have been called to the home offices of their respective companies, indicating the plan of action is to be dictated from New York.

Northwest Allied's legislative committee will meet again probably in a week to determine what steps are to be taken by the organization in case the distributors have made no move by that time. Harold Field, committee chairman, was out of the city Monday and yesterday and unable to attend the preliminary discussion session.

SAILORS ON LEAVE
A REPUBLIC PICTURE

LINDA: Why do I have anything to do with sailors! My grandmother did—she regretted it. My mother did—she was sorry. I only saw my father twice before he looked down the wrong end of a sixteen inch gun.

GIRL: I just got back from the beauty parlor.

SAILOR: It's too bad you weren't waited on.

CHUCK: That may not mean anything to you two mental midgets—but I like this navy. I like working for Uncle Sam—especially right now.

William **LUNDIGAN** ★ *Shirley* **ROSS**

CHICK CHANDLER • RUTH DONNELLY • MAE CLARKE

CLIFF NAZARRO • TOM KENNEDY • MARY AINSLEE

BILL SHIRLEY • JANE KEAN • DIRECTED BY ALBERT S. ROGELL

Screen play by ART ARTHUR and MALCOLM STUART BOYLAN • Original story by HERBERT DALMAS

Buy U. S. Defense Bonds

Loew's Franchise With M & P Valid

(Continued from Page 1)

cial assistant to the Attorney General.

The court's ruling upset an opinion of the Department of Justice which held that the franchise was not made prior to June 6, 1940, and was therefore barred by the decree. Loew's successfully contended under Section 15 of the decree, which provides that the provisions of the decree are not applicable to franchises signed prior to June 6, that the franchise pre-dated the decree.

On argument no question was raised as to the legal construction of Section 15. The sole issue was a question of fact as to whether the franchise had actually been entered into prior to the June 6 date.

AFL Decides Next Week On George Browne Course

(Continued from Page 1)

Executive Council, probably will be decided next week. A committee report on the recommendation is expected to be made to the Federation at that time. If the number was cut, Browne could be ousted, gracefully, by merely failing to renominate.

However, Browne is not without his stalwart defenders, and that the Federation will give him the boot is by no means certain.

"Dumbo" Will Premiere At Broadway on Oct. 23

(Continued from Page 1)

ly announced yesterday by Ned E. Depinet, and Roy Disney.

Following the premiere, a society benefit affair, "Dumbo" will be presented on a continuous run policy.

"Fantasia" is scheduled for early general national release.

WEDDING BELLS

Pittsburgh, Pa.—Harry Feinstein, buyer for the Warner Theaters in the Pittsburgh zone, has just announced his engagement to Sylvia Fuerest, radio's Jeanne Abby.

Chicago—Marriage of Irene Purcell and Herbert F. Johnson, Jr., manufacturer and sportsman, is announced.

Mr. and Mrs. Joseph F. Reed, of the Bantam and Washington, Conn., theaters, attended the wedding of their son, Joseph Reed, Jr., who assisted at the theaters during the Summer, to Mollie Stewart of Needham, Mass., at the Harvard Church, Coolidge Corners, Brookline. The couple are honeymooning at Booth Bay Harbor, Me.

Miami — Elizabeth Rosenkrantz, Capitol cashier married Harry Rosenberg in Lexington, Ky.

▼ ▼ ▼

● ● ● BEFORE "A Yank in the R.A.F." began flying around the country,—a process which might be called currently "turning the keys" to open the cash tills of houses for real profits—, this corner averred that the said "Yank in the R.A.F." would be a "Pull in the Theaters"...... Well, just as predicted, it is......Turnstiles in the big stands are clicking away with virtually the frequency of aerial machine gun fire...... Already it has proved itself an immensely powerful pop pic whose appeal is as intersectional as the pigskin pastime......Along the Atlantic Seaboard, in such situations as New York, Boston and Philadelphia, the pull of the "Yank" has been terrific......On the West Coast, it's a similar story,—for witness the Los Angeles and San Francisco returns...... Yes, and as they say in the realm of mathematics, "the product of the means equals the product of the extremes"......The "Yank" has been just as spectacular a magnet in the "means" sectors, such as Toronto, Cincinnati, Milwaukee, Dallas, Denver, and Salt Lake City......It all adds up to one inescapable conclusion, namely, that what the R.A.F. is doing to blast their adversaries, "A Yank in the R.A.F." is doing domestically to blast b.o. adversity......

▼ ▼ ▼

● ● ● *ACKNOWLEDGING that he and the trade press scribes had "a little unfinished business," Gregory La Cava and the boys did a bit of glass-tilting yesterday afternoon at 21 Club ......Among those who gripped the chill exteriors of the beverage containers, and quaffed the chill interiors, were Nate J. Blumberg and Mrs. Blumberg, Grantland Rice, John O'Connor, Peyton Gibson, Lucius Beebe, Sam Machnovitch, Joseph H. Seidelman...... Morris Alin, C. D. Prutzman, Jack Alicoate, Randolph Scott, Dan Kelley, Fred Meyers, Jules Lapidus, Dave Garber and Mrs. Garber ......John Joseph, F. T. Murray, J. J. Jordan, B. B. Kreisler, Lou Pollock, William J. Heineman, E. T. Gomersall......Larney Goodkind, Adolph Schimel, James Dunn, Lloyd Seidelman, Andy Sharick, Hank Linet, Marion Orford......Ruth Morrow, Jules Levey, Mitchell May, Jr., Whitney Bolton and other members of the trade and metropolitan newspapers, syndicates reps. etc....... It was a brilliant cocktail party......*

▼ ▼ ▼

● ● ● STUFF:......Patrick S. McMahon, operator of the State in New Britain, Conn., was guest of honor at a bachelor dinner at the Red Quill Inn, with several Meadow Street film men and exhibs. attending. . . . ● An M-G-M short, "Coffins On Wheels," will receive the David S Beyer Memorial Award at the annual dinner of the National Safety Congress in the Stevens Hotel, Chicago, tonite, as the pic most effectively encouraging safety on the nation's streets and highways. . . ● Darn handy those key-rings Leon (RKO Radio) Bamberger sent theatermen along with the promotional on "All That Money Can Buy," new Arkayo opus. . . ● Winfield R. Sheehan, who is in town, will furnish most of the sugar to back "Friend for a Nickel," it's said......

▼ ▼ ▼

● ● ● *HORNE OF PLENTY:......Hal Horne Organization is building rapidly to a permanent promotional field force, of 40 men from the present 33, which'll top all such forces in industry annals, at least since sound's advent......*

▼ ▼ ▼

● ● ● LAKE VIEW:......Paramount copped the cover of the current issue of Cosmopolitan with a nifty painting of Veronica Lake, star of "Sullivan's Travels"......There SHOULD be more Lakes like that for all travelers......

Cites State's Rights In "Anti-5" Decision

(Continued from Page 1)

the text of the full 29-page findin discloses.

"Until Congress acts, and not done so to date, to regulate t motion picture industry, Minneso has a wide range of power to do although interstate commerce m be affected," Judge Hanft hold "The act does not unduly burd interstate commerce."

The court points out that the a did not originate from conditio peculiar to Minnesota but grew o of a long-standing nation-wide co troversy between distribs. and i die exhibs., and then goes on say:

"In a position now to domina the industry by virtue of their i dividual powerful organizations a vast holdings, it would tax t credulity of this court to the brea ing point to assume that the eig major producers, of whom six a plaintiffs in these actions, wou not use it to their aggrandizeme but would lay aside profit consi erations and distribute their war solely in the interest of the publ and impartially as between indepe dent exhibitors and those theate owned or controlled by the produce distributors. The mainspring m tivating the independent exhibito is also the profit angle but he is pigmy compared with the eight m jor producers."

"Courts have held that freedo of contract is a qualified and n an absolute right. There is no a solute freedom to do as one wills to contract as one chooses," the d cision also asserts. "Whether enac ment of a law is wise or unwis whether it is based on sound ec nomic theory, whether it is the be means to achieve the desired r sult, are matters for the judgme of the legislature.

"The legislature is primarily th judge of the necessity of the la The constitution does not secure t any one liberty to conduct his bus ness in such fashion as to infli injury upon the public at large o upon any substantial group of peo ple.

"It is not a denial of due proces to adjust legislation to meet a lo cal evil resulting from busines practices and superior economi power, even though the advantage and power are largely due to th fact persons affected to business i other states."

STORKS!

Appomattox, Va. — John Curti Caldwell, manager of the Lee Thea ter, passed around cigars on the birt of a baby boy.

Warns Mich. Allied Of Dual Pix Threats

(*Continued f om Page* 1)

epresentation of distributcr executives attending, said, "One trou- in the industry is that home office utives have not got around ough and met exhibitors. Under day's conditions, more unity is esirable."

Unity Sentiment Strong

Unity sentiment was strongly in vidence. M. A. Rosenberg, of Pittsurgh, a director of national Allied, ttributed the Philadelphia conven- on stand to the temporary swaying audience by "stump speech" ethods.

"Certain men took advantage of e audience being worked up, and ppealed to prejudice rather than eason, the vote was not a "true exression of Allied sentiment," Rosenerg declared.

Discussing the tax outlook, Branch aid, "While we seem satisfied with e recent enactment of the Fed- al taxes, this is only the beginning. think before we get through it will ecome oppressive."

He expressed opposition to five er cent film rental tax on ground at exhibitor would ultimately pay some form even if assessed di- ectly on distributor.

Propaganda Probe No Joke

Referring to the Senate inquiry, ranch stated:

"While the Senate investigation ay have seemed like a joke, it is ally very serious. Most questions e directed toward the issue of onopoly. The investigation can have ry serious repercussions on en- re industry."

"Big corporations are at unfair sadvantage when it comes to legis- tion," Branch observed. "That is hat justifies our association made of small exhibitors. I maintain e should hold out our hands to other anches of the industry. Right w we are closer to harmony in ichigan than in any other state."

No Adverse Legislation in State

Branch reviewed legislation in ichigan, saying that with 34 bills fecting theaters introduced in last inter's session, no adverse bills ere enacted. He disclosed that the ate fire protection law is to be reritten, with Allied invited to sit on drafting.

Arthur Greenblatt, PRC sales manger, went over the history of the mpany and claimed that "for new company to announce program of 38 pictures and be able to complete every promise in its first year is something new in motion picture business."

G. W. Erdmann, general counsel of the Cleveland MPEA spoke briefly favoring unity.

In Fairyland, Too

Montreal — Rioting soldiers in Fairyland Theater fought with police in the gallery while the audience continued to watch the picture apparently undisturbed. Two constables were badly injured before they succeeded in evicting 25 soldiers who fought in the darkness when one of their number switched out the gallery lights. Only one soldier was arrested.

Lee Calls on Exhibs. to Interpret Trade's Ideals as Answer to Senatorial Witch Hunt

Detroit—Claude F. Lee, Para.'s director of public relations, addressing the Michigan Allied convention here yesterday, called on U. S. exhibs. to interpret the character, ideals and motives of the industry as an answer to the Senate Interstate Commerce sub-committee's propaganda-monopoly witch hunt.

"We must continue to believe in and express ourselves in favor of our Americanism with the same fervor and energy as does the fanatical propagandist of anti-Americanisms," Lee declared. "Equally with industry leadership, the community exhibitor shares the responsibility of interpreting to the world the motives and conduct of the institution of the motion picture. Together they give to this business its personality and its very good character."

Seek Settlement Approval In Fox Theas.-W. Fox Case

(*Continued from Page* 1)

and Kenneth P. Steinrich in the N. Y. Supreme Court.

Under its terms Fox would pay the trustees $25,000 and would drop his claims totaling $7,000,000 against the theater company. The trustees on their part would agree to discontinue all proceedings against Fox in which they would seek to obtain a substantial judgment against him running into the millions.

In support of their application for judicial sanction of the settlement, the trustees allege that results of litigation are doubtful and expenses of carrying it on prohibitive. Furthermore, the petition alleges a settlement would throw $85,000, now held as a reserve against Fox's claims, into the general funds available to creditors.

Joins Fizdale Office

Ruth Schwerin has joined the Tom Fizdale office.

But 1 of 13 Allied Units Rejects Unity Plan Entirely

With 13 Allied regional associations having voted on the resolution for a national joint committee, nine have approved the proposal in its entirety, one has okayed it with reservations, two have approved it with the elimination of one paragraph and one has rejected the entire resolution.

Units that have approved the plan in its entirety include those in Illinois, Maryland, Western Pennsylvania, District of Columbia, Ohio, Wisconsin and Upper Michigan, the Northwest, Indiana and New York.

New Jersey Allied gave its approval with certain reservations that would protect Allied as a whole, while Eastern Pennsylvania and New England regionals asked for the elimination of the paragraph calling for the consideration of a permanent national organization. Allied of Connecticut voted against the proposal. Texas is voting by mail.

Arthur W. Kelly Elected A Director of the MPPDA

(*Continued from Page* 1)

the board held yesterday at the Hays Office. Kelly replaces Murray Silverstone as the company's rep.

While there was no confirmation, it is understood that the board discussed the British remittance negotiations, in progress for some weeks; considered various phases of the foreign situation, and also paid some attention to the Senate propaganda inquiry, scheduled to resume next week.

Y. Frank Freeman, president of the AMPP, attended the meeting. Others present included: Will H. Hays, MPPDA prexy; Barney Balaban, Nate Blumberg, J. Cheever Cowdin, Jack Cohn, Gorge Bortwick, E. B. Hatrick, Earle Hammons, W. C. Michel, and Joseph Hazen.

Branton Cold to Ia. Unit Move to Include Circuits

(*Continued from Page* 1)

braska as has been proposed. Branton said in New York yesterday the plan whereby the independent association would admit circuit theaters might be completed this Winter if one large national organization could be created.

Branton said he was opposed to having two national associations, indicating that harmony in the industry cannot be achieved until all exhibitors are brought in under one banner.

Film Alliance Pix Will Be Released by Astor

Completion of a deal whereby Astor Pictures Corp. will take over for national distribution all features handled by Film Alliance of the United States is announced by Bob Savini, Astor president.

Deal includes 25 feature pictures, some of which have been released. Next of the former Film Alliance properties to be released by Astor will be "Death at the Broadcast," which opens at the New York Theater, Broadway, on Monday.

It is understood that Film Alliance will be dissolved.

"Texas" Into Loew's State

Columbia's "Texas," will open at Loew's State on Oct. 16.

All But Two Toledo Theaters Up Prices

(*Continued from Page* 1)

Rivoli and Loew's Valentine, other first-run houses, are 29 cents to 6 p.m., and 47 cents thereafter. The new Colony in suburban West Toledo will charge 35 cents. The Palace downtown second-run house, is charging 20 cents before 6 p.m. and 30 cents after 6 p.m. The Granada, Loop, Royal, and Pantheon, downtown second-run houses, are charging 15 and 20 cents. The Princess, another downtown second-run house is charging 18 to 29 cents.

The Eastwood and Westwood, nabe houses, are now charging 29 cents, and the Avalon, Lyric, and Bijou, other nabes, are charging 27 cents. The World and Liberty are charging 25 cents, and the State, deluxe nabe, is charging 30 cents.

Children's admissions at 10 cents continue unchanged.

Some WB Theaters in Conn. Territory Increase Scales

New Haven—Warner Theater circuit here has upped admissions in some theaters throughout the zone, but retained the same brackets for the most part, adding the new tax. The two-a-week Rialto, South Norwalk, and Capitol, Danbury so-called "bargain" nights have been changed from 20 cents to 22 plus 3 cents tax.

The Strand, Waterbury Circle, Manchester, and Palace, Torrington, have upped from 15 cents and 25 plus three, to 18 plus two and 27 plus three. Warner's Broadway and Palace, Norwich and Capitol, Ansonia raised the top from 39 cents to 40 cents, including tax. None of the Loew-Poli houses has raised the admission scale for the present. Subsequents in many towns have gone up from 15 to 20 cents, including tax, and from 20 to 25 cents, instead of adding pennies.

Orillia House Acquired

Toronto—Geneva Theater, Orillia, has been acquired by 20th Century Theaters, Toronto, in affiliation with FPC, with Ralph Tiede of the Centre Theater, Chatham, appointed as manager.

Seasonal 2-for-1

The conversation finally got around —as it inevitably does when exhibitors meet—to the seasonal progress of film buying, admittedly lagging insofar as indies are concerned in some sectors.

"Well," observed one Pennsylvania small circuit operator, "They said that the consent decree would mean the passing of the selling season. They were right—it has. Instead, today, we have the quoting season, followed by the buying season."

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Never Give a Sucker An Even Break"

with W. C. Fields, Gloria Jean, Leon Errol

(HOLLYWOOD PREVIEW)

Universal 70½ Mins.

GREAT COMEDY FULL OF HOKE AND FEATURED BY RIOTOUS CHASE SEQUENCE GIVES FIELDS CORKING ROLE.

For those picture-goers who like W. C. Fields—and this reviewer most assuredly does—"Never Give a Sucker an Even Break" is going to prove a highly entertaining adventure. But to audiences who buy tickets to this, expecting to see something orthodox in movie-making, it is apt to be a disappointment. Technically, it is too long, badly cut, and the characters—with the exception of Fields and Gloria Jean—are not sustained enough throughout the running to give any of them a chance to show to good advantage.

But for Fields fans, W. C. is there in all his mumbling glory. Pure hoke fantasy, the script does nothing but offer the star a chance to go through his well-known and inimitable—but well-worn— stock routines. The belly laughs, particularly in those auto driving scenes where Fields is rushing what he believes is an expectant mother to a hospital, are long and so solid that any dialogue during these sequences would be wasted. Such elaborate and fantastic chase scenes have never before been filmed even in the heyday of slapstick.

Gloria Jean is not permitted to sing a great deal, which is probably a mistake. Second comedy honors go to Franklin Pangborn and a dour comic of no mean ability named Dave Willock, who has been recruited from radio for this. Their turn as director and his "yessing" assistant, is classic and cruel satire on the megging trade.

Director Edward Cline has milked just about all the laughs possible out of this script and if it was laughs he was after—he got 'em. A decided asset to this weird yarn are the sets, which, in thorough keeping with the story, are a credit to Art Director Jack Otterson.

The plot is a bit too involved to synopsize here. It has to do with a picture star (Fields) attempting to sell a story to Director Franklin Pangborn. It proves so out of the ordinary that the director turns it down and forbids the actor-writer to return to the lot. The major portion of the picture shows the story as Pangborn reads it. Most of the characters play themselves.

If your audiences like Fields—they'll go for this in a big way. If you book it anyway—they'll get their money's worth of laughs even if they hate him.

CAST: W. C. Fields, Gloria Jean, Leon Errol, Butch and Buddy, Susan Miller, Franklin Pangborn, Charles Lang, Margaret Dumont, Anne Nagel, Mona Barrie, Nell O'Day, Irving Bacon, Jody Gilbert, Minerva Urecal, Emmett Vogan, Carlotta Monti, Bill Wolfe.

CREDITS: Director, Edward Cline; Screenplay, John T. Neville and Prescott Chaplin; Author, W. C. Fields; Cameraman, Charles Van Enger; Art Director, Jack Otterson; Film Editor, Arthur Hilton.

DIRECTION, Good. PHOTOGRAPHY, Good.

"Texas"

with William Holden, Glenn Ford, Claire Trevor

(HOLLYWOOD PREVIEW)

Columbia 93 Mins.

TOP-BRACKET WESTERN EPIC IS A CINCH FOR ALL DATES.

In "Texas" Producer Sam Bischoff has one of the finest high-budget Westerns to hit the screen to date. The reason: Bischoff has had the courage to deviate from the old formula and the result is that his film contains all the spirit of adventure and history-making drama you find in the best sagas of the early days of the West. There is a stamp of authenticity that has its fount in the excellent screenplay by Horace McCoy, Lewis Meltzer and Michael Blankfort, and is abetted by the fine performances of the entire cast.

Director George Marshall is to be commended for his colorful direction. At no time does the audience feel conscious of acting or the fact that they are witnessing fiction. The lead roles, played by youngsters, William Holden and Glenn Ford, are accurately enacted. Claire Trevor, who has too little to do, is of course more than just good. Her performance speaks well for a change of policy in the casting of feminine leads in westerns. It proves that the casting of a first-rate actress in these horse-operas, rather than using unschooled neophytes, is capable of making or unmaking a film. Outstanding in a supporting role, George Buchanan should find his star in the ascendancy after this. George Bancroft also merits applause.

In the photographic department, lenser George Meehan has done himself proud. He has achieved with his camera the very heat of the Texas prairie.

Glenn Ford and William Holden, a pair of young wanderers, after many adventures together are forced to part company due to the proximity of a sheriff's posse which wants to hang them for a crime they didn't commit. They go their separate ways, vowing to meet again.

By a strange coincidence they wind up in the same town—one a respected cattleman—the other an outlaw.

Both fall in love with the same girl (Claire Trevor) and Holden, the more brash of the pair, promptly becomes head man. It isn't until he has discovered that his friend is an outlaw that Ford objects to the match. He tries to convince his friend of the unfairness of a marriage to Claire and is shot by an assassin from Holden's gang.

In the end all is simplified as Holden is killed, and Ford and Miss Trevor get together. This is just a rough outline of the boy and girl theme. There is a stronger, more active story of the criminal activities of a gang of cutthroats, hiding behind a cloak of respectability, who plot to wreck the Texas cattle market by gaining control of the Chisholm Trail from Texas to the railroad in Abilene, Kansas.

It's a great story well-played, directed and photographed, with many a laugh and more than its share of action. A good bet for any kind of audience.

CAST: William Holden, Glenn Ford, Claire Trevor, George Bancroft, Edgar Buchanan, Don Beddoe, Andrew Tombes, Addison Richards, Edmund MacDonald, Joseph Crehan, Willard Robertson, Patrick Moriarty, Edmund Cobb.

CREDITS: Producer, Samuel Bischoff; Director, George Marshall; Authors, Michael Blankfort, Lewis Meltzer; Screenplay, Horace McCoy, Lewis Meltzer, Michael Blankfort; Cameraman, George Meehan, ASC; Art Director, Lionel Banks; Editor, William Lyon; Musical Director, M. W. Stoloff.

DIRECTION, Excellent. PHOTOGRAPHY, Outstanding.

"Moonlight In Hawaii"

with Johnny Downs, Jane Frazee, Leon Errol, Mischa Auer, Richard Carle

Universal 61 Mins.

LIGHT, DIVERTING ROMANTIC MUSICAL COMEDY WITH APPEAL TO YOUNG BLOODS. MUSIC SCORE SCORES.

Accent of this romantic musical comedy is on those three ingredients, with the added asset of youth. It is to the younger bloods that the footage will carry the most appeal because of its jitterbug flavor gained from rug-cutting, capers and boogie-woogie tunes mingling with the more plaintive melodies indigenous to Hawaii.

Yarn relates how Johnny Downs has grabbed a job to act as tourist guide to wealthy widow Marjorie Gateson who is accompanied to the Pacific paradise by a bevy of nieces, Mary Lou Cook, Elaine Morey and Sunnie O'Dea. On the same boat come Downs' stowawayed buddies with whom he sings in a quartet. Comedy, for the most part, springs from Leon Errol, a pineapple canner, and his crony Richard Carle, pineapple planter.

Their friendly enmity breaks up a golden opportunity for the quartet to shine under Errol sponsorship on the radio. When the cronies scrap, there is much intrigue, in a typical musical comedy fashion, to get one or the other to put the quartet under contract. Channel to effect this is to get one or the other to marry the money bags of Marjorie Gateson, so she can finance them. At finale, Mischa Auer weds the rich widow; the cronies are reconciled; a plethora of minor love affairs are requited; and the quartet gets its booking; and Johnny Downs wins the easy-to-look-at Jane Frazee.

Romance in the proceedings is spread so wide it is thin, but, withal, satisfactory. The music score is a highlight. This embraces several numbers in which the Merry Macs turn on the rhythmic heat, such as "Poi," "We'll Have a Lot of Fun," "Moonlight in Hawaii," "All for One," "Aloha Low Down," and "Hawaiian War Chant," in several of which a principal in the cast is featured. "It's People Like You," warbled by the Downs-Frazee combo, which is earmarked for popularity.

This production is light, lilting, but scarcely rousing entertainment. Charles Lamont's direction is neat, and the photography by Stanley Cortez is solid. Diverting is the word for "Moonlight in Hawaii."

CAST: Johnny Downs, Jane Frazee, Leon Errol, Mischa Auer, Richard Carle, Maria Montez, Sunnie O'Dea, Marjorie Gateson, Elaine Morey, The Merry Macs.

CREDITS: Associate Producer, Ken Goldsmith; Director, Charles Lamont; Cameraman, Stanley Cortez; Music by Gene De Paul; Lyrics, Don Raye; Art Director, Jack Otterson; Film Editor, Arthur Hilton; Sound Supervisor, Bernard B. Brown; Sound Recorder, Joseph Lapis; Dance Director, Larry Ceballos; Assistant Director, George Thomas, Jr.

DIRECTION, Neat. PHOTOGRAPHY, Solid.

☆ SHORTS ☆

"Bomber"

Motion Picture Committee Cooperating for National Defense 8 mi

Corking Reel

A swell reel produced by the Offi for Emergency Management Fi Unit in its series of "defense ports" on film. The reel boasts an eloquent commentary written Carl Sandburg and ably deliver by Thomas Chalmers. Subject is simple one, showing the constructi of the B-26, one of the Army's cra bombers, at the Glenn L. Mart plant in Baltimore.

Reel is handled in best docume tary manner with commentary a stirring musical score giving dramatic depth to the scenes. Sandburg sums up his constructi of the sleek, shiny giant of the ai "Humanity with all its fears, wi all its hopes of future years, hanging breathless on thy fate!"

"A Letter From Home"

United Artists 16 Min

Excellent Short

Of all the short product which h come out of Britain during the cu rent conflict, and dealing with th country's resolute resistance, "A Letter From Home" is certainly one the most impressive as well as i formative of civilian conditions a morale there. This film is convincin for the reason that it is so conserva tive in depicting the tense conditio being endured so stoically by t population day and night, und constant danger of the rain of deat falling from the skies.

There is no enlisting of histrioni but plain, matter-of-fact delineatio of how life goes on. The screenpla by Rodney Ackland and Arthur Boy opens with two British refugee chi dren hearing read to them at be time in America a letter written them. It is from their mother i England. She tells in a matter-o fact way how she spends the da But there is much between the line

The scene then shifts to Britai and the action corresponding to th letter's sentences shown. The aud ence sees civilian behavior under a raids; transportation and food shor ages; what mealtime is like; th leveling of class consciousness in th common effort to endure until vic tory; and the role of women in fight ing fire. Celia Johnson has the to role, and the photography is by Jac Cox. Carol Reed's direction is skille

Proceeds derived from a distribu tion of "A Letter From Home" g to the British Government for dis bursements among various war effor organizations.

Young, Organist, Dead

Milwaukee — Elbert Young, 56 former organist at the Wisconsin Riverside and Uptown theaters, i dead.

CONSTANT VIGILANCE

RIGID laboratory control, with critical tests all along the way, sees to it that every foot of Eastman negative film contributes its full quota of high quality and unvarying uniformity. Eastman Kodak Company, Rochester, N. Y.

J. E. BRULATOUR, INC., *Distributors*
Fort Lee   Chicago   Hollywood

PLUS-X
for general studio use

SUPER-XX
when little light is available

BACKGROUND-X
for backgrounds and general exterior work

EASTMAN NEGATIVE FILMS

LOUIS NIZER, distinguished attorney and toastmaster to the great, has written a unique book—filled with exciting anecdotes, brilliant witticisms and profound learning.

I am sure the four-lane road which leads to the densely populated kingdom known as Banality is paved in after-dinner speeches. LOUIS NIZER is an outstanding exception. His is a genius for the kind of brilliant interpretation that is exemplified over and over again in THINKING ON YOUR FEET.
Fannie Hurst

THINKING ON YOUR FEET is an extraordinary, exciting book which by its vast spiritual horizon transcends the author's charm to embrace the significant problems of our time. The hours which I spent reading this book were stimulating . . . and I do not doubt the American public will give it a most comprehensive and gratified reception. . . .
Thomas Mann

As Goethe said, the poems of "circumstance" are the best because they are the only ones taken directly from life. Each one of Louis Nizer's addresses is a "poem of circumstance"; a real poem in prose which unites the passing moment to something which does not pass, which binds the fugitive incident to eternity. This is a great book, it is an exchantment. . . .
Maurice Maeterlinck

From its silent pages rises a fascinating eloquence retaining an amazingly human and vibrant quality that may well inaugurate a new school of expression! It is one of those exciting adventures in thinking that one meets all too rarely these days; an adventure that you may never experience if you miss THINKING ON YOUR FEET. It will conquer you. . . .
Pierre van Paassen

Would you like to meet some interesting folks? Say Albert Einstein, Walter Winchell, Fiorello LaGuardia, Eddie Cantor, Jim Farley. Then let LOUIS NIZER present them to you. He is one of America's distinguished legal scholars, and also one of America's distinguished toastmasters. His is a good book. Almost every one will like it. . . .
Marquis James

LOUIS NIZER is my candidate for any All-American-Team made up of men who know how to think standing up or sitting down or on a dais, and he can say what he thinks with a brilliance which is breath-taking. I have seen and heard him do it. THINKING ON YOUR FEET reflects this quality on the printed page. . . . ***Gabriel Heatter***

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NO BOOK in many years has been greeted with such enthusiastic applause — by two Nobel Prize winners (Thomas Mann and Maurice Maeterlinck), by a double winner of the Pulitzer Prize (Marquis James), by the author of a best seller for two years (Pierre Van Paassen), by one of the world's greatest publicists (Bruce Barton), by one of the world's most widely-read writers (Fannie Hurst), by a leading exponent of the art of speaking (Gabriel Heatter), and by the Book of the Month Club, which has recommended it. As publishers, we could not fashion higher praise.

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THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

VOL. 80, NO. 71 NEW YORK, THURSDAY, OCTOBER 9, 1941 TEN CENTS

CLEARS MAJORS IN BROWNE-BIOFF CASE

Michigan Allied Votes Approval of Unity Plan

Hudson Presents Plan For Institutional Publicity for Pictures

Detroit—Michigan Allied's board of directors strongly approved the unity action of the national Allied board in the only resolution passed at its meeting here yesterday. Every speaker on the program stressed the unity idea with varied emphasis.

Abram F. Myers, general counsel

(*Continued on Page* 4)

AID to Survey Sales Policies Under Decree

Detroit—Allied Information Department met here yesterday with only Pete J. Wood absent on account of illness. Action was taken to start monthly national surveys of selling policies under blocks-of-five and also of the selling policies

(*Continued on Page* 7)

Ross Finds Southwestern And Western Grosses Up

Steadily climbing grosses and extreme activity everywhere is the impression recorded by Harry A. Ross, president of Ross Federal Ser-

(*Continued on Page* 3)

Para. to Start 15 Before Thanksgiving

West Coast Bur., THE FILM DAILY

Hollywood—Buddy De Sylva, Paramount production chief, expects to have 15 pictures before the cameras between now and Thanksgiving, setting the year's record of activity for the company.

Among those to start will be "For Whom the Bells Toll," "Holiday Inn," "Take a Letter, Darling," "My Favorite Blonde," "Is That Bad?," "Mr. and Mrs. Cugat," "Out of the Frying Pan," "This Gun for Hire," "American Empire," "Prison Widows," "Dr. Broadway," "The Wizard of Arkansas," "Sled Train," "Torpedo Boat," "True to the Army."

INQUIRY OFF INDEFINITELY

Defense Challenges Ten Payments Entered, Unexplained

By OSCAR HUME

Washington Bureau of THE FILM DAILY

Washington—The industry propaganda probe was indefinitely postponed yesterday by Chairman D. Worth Clark, D., Idaho, of the Senate Interstate Commerce subcommittee.

Clark said the postponement was necessary because of absence from Washington of a majority of the committee members and that a meeting would be called "in the near future" when the members returned to the city. His office denied that the announcement meant the hearings are over.

Senator Homer T. Bone, D., Wash., one of the committee mem-

(*Continued on Page* 3)

Whitney-Disney Good-Will Efforts Lauded by Reisman

Phil Reisman, vice-president and foreign chief of RKO, is back from a South American tour and singing the praises of Jock Whitney and Walt Disney who have been doing a "bang-up" job in spreading North American good-will.

Both Whitney and Disney, Reisman said yesterday, have approached the problems of American distributors in the Latin-American countries with keen intelligence.

Whitney, he said, is preparing some

(*Continued on Page* 7)

Loew's, Paramount, Warners and 20th-Fox Had No Choice But to Yield, Federal Attorney Declares; Talesmen Queried on Knowing Long List of Execs.

The four film companies, Loew's, Inc., Paramount, Warner Bros. and 20th-Fox, named in the indictment as having paid $550,000 to William Bioff and George E. Browne, IATSE prexy, were cleared of any suggestion of collusion by U. S. District Attorney Mathias F. Correa in his opening address to Federal Judge John C. Knox and a jury sitting at the extortion trial.

Correa explained that the companies had no choice but to yield since they faced the pulling out on strike of men who could not be replaced. A protracted strike would have been disastrous, Correa said, since the companies "depend upon

(*Continued on Page* 4)

Rowlands Appeals Clearance Rebuff

Fred Rowlands, operator of the Parsons Theater, Columbus, O., has filed an appeal against an arbitration decision which prevented cutting the clearance of Neth's Markham Theater over the Parsons. The arbitrator found that the clearance complained of by Rowlands was not unreasonable. The Markham plays product 21 days ahead of the Parsons.

Harvey Amusement Co. Case Dismissed by Arbitrator

F. J. Hellman, arbitrator in the Harvey Amusement Co. case in San Francisco, has dismissed the

(*Continued on Page* 3)

Metco, Baltimore, Will Intervene in Linden Case

Washinaton Bureau of THE FILM DAILY

Washington — Metco Theaters, Inc., of Baltimore, has intervened in the arbitration complaint filed by the Linden Theater against Warners, Paramount and Loew's over the clearance granted to the

(*Continued on Page* 7)

Okay Circuit Shows For Army and Navy

Washington Bureau of THE FILM DAILY

Washington — Complete support of the movie industry and other great entertainment agencies for the Army and Navy's plans for en-

(*Continued on Page* 7)

Oscar Hanson Preparing To Launch Own Venture

Oscar Hanson, who resigned recently from the Odeon circuit and

(*Continued on Page* 7)

Keep 50-50 Terms for GWTW

Minimum 50c Admission Said 1942 Metro Plan

M-G-M is reported planning to release "Gone With the Wind" for the third time on Jan. 1. It is understood that exhibitors will be required to charge a minimum admission price of 50 cents and that selling terms again probably will be on a 50-50 basis.

GWTW currently is being with-

(*Continued on Page* 7)

Army Planning to Use Hitler's "Terror" Films

Bloomfield, N. J.—Hitler's "terror films" depicting the invasion of neutral countries may become merely classroom blueprints for American soldiers as Army officials study plans

(*Continued on Page* 7)

Committee Named For "Movie Rites"

Jack Cohn, house manager of the Picture Pioneers, yesterday set up a Ghost and Witch Hunting Committee to have charge of the initiation of candidates for membership in the organization when it holds its Hallowe'en "Dinner Conference" at Toots Shor's restaurant on Wednesday evening, Oct. 29. The committee is headed by Jack Alicoate, and serving with him are Leon Bamberger, G. B. Odlum and Gilbert Josephson. There will be no subcommittee!

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 71 Thurs., Oct. 9, 1941 10 Cents

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Wednesday, Oct. 8)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	10	10	10	+ ⅛
Col. Picts. vtc. (2½%)	7¼	7⅛	7⅛	+ ¾
Columbia Picts. pfd.	....	....	....	....
Con. Fm. Ind.	13-16	13-16	13-16	....
Con. Fm. Ind. pfd.	10	10	10	....
East. Kodak	142	142	142	— 1
do pfd.	....	....	....	....
Gen. Th. Eq.	13⅛	13	13	— ¼
Loew's, Inc.	37¾	37¼	37¾	+ ⅝
do pfd.	....	....	....	....
Paramount	14¾	14½	14⅝	+ ⅜
Para. 1st pfd.	....	....	....	....
Para. 2nd pfd.	13⅛	13⅛	13⅛	....
Pathe Film	14¼	14¼	14¼	....
RKO	3⅛	3	3	— ⅛
RKO $6 pfd.	50½	50½	50½	— ½
20th Century-Fox	9	8⅝	9	+ ¾
20th Century-Fox pfd.	22	21⅞	22	+ ¼
Univ. Pict. pfd.	151¾	150	151¾	+ 3¾
Warner Bros.	5¼	5¼	5¼	+ ⅛
do pfd.	....	....	....	....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	104	104	104	....
Para. B'way 3s55	....	....	....	....
Para. Picts. cv. 3¼s47	99½	99½	99½	+ ½
Warner Bros.' dbs. 6s48	....	....	....	....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	⅞	⅞	⅞	....
Radio-Keith cvs.	....	....	....	....
Sonotone Corp.	2¼	2⅛	2⅛	— ⅛
Technicolor	9⅝	9⅝	9⅝	....
Trans-Lux	....	....	....	....
Universal Corp. vtc.	8	7¾	7⅞	+ ⅜
Universal Picts.	....	....	....	....

TO SPEED TELEGRAMS AT LOW COST—PHONE
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

Des Moines Takes Higher B. O. Prices In Stride

Des Moines—First week's business under the new defense tax showed little effect except in lower price admissions which was not enough to cause a concern.

Suburban theaters reported practically no drop in attendance, most of the houses having jumped their early matinee prices from 16 to 20 cents. First-run houses downtown likewise were unaffected using a higher admission price.

Second-run theaters downtown did report a drop in early matinee crowds with a jump from 16 to 20 cents before 2 p.m. but later hours, business did not vary much.

Out-state reports were varied with some confusion over price changes, but exhibitors were ironing out most of the difficulties.

Gus Kahn, Lyricist, Dies at H'wood Home

West Coast Bureau of THE FILM DAILY

Hollywood—Gus Kahn, 54, considered the dean of Hollywood's lyric writers, died suddenly yesterday at his home. Kahn first came here 10 years ago to write the lyrics for "Whoopee," with Eddie Cantor.

Among the songs for which Kahn wrote the lyrics are: "Yes, Sir, That's My Baby," "Your Eyes Have Told Me So" and "Sleepy Head." He was a top ranking member of Ascap for over 20 years. He is survived by his wife, Grace Leboy, a son Donald and a daughter Irene.

RKO Signs Wm. Hawks To Produce Three Films

West Coast Bureau of THE FILM DAILY

Hollywood—RKO Radio has signed William Hawks to produce three films in addition to John Steinbeck's "The Red Pony," one to star Ronald Colman, one to be directed by Howard Hawks.

One of the three will be a picturization of Stephen Morehouse Avery's "The Gilded Pheasant," which has been published by Funk & Wagnals in a volume called "The World's Best One Hundred Short Stories."

Columbia Releasing First Indian English Dialog Pic

Bombay, India (By Cable)—First picture made in India with English dialogue, "Court Dancer," had its premiere at Loew's Metro. Columbia is handling the distribution. Print is on its way to the United States for Columbia executives to decide whether film is suitable for distribution other than in Far East.

WB Chi. Theater Meet Tuesday

Chicago—Warner district theater meeting here has been postponed to Tuesday. Joseph Bernhard and Harry Goldberg will come on from New York for it.

"Baptism of Christ" to be Next Foundation Film

West Coast Bureau of THE FILM DAILY

Hollywood — "The Baptism of Christ" will be second in a series of 24 biblical films to be made by Foundation Films, Inc., of which Richard Pearsall is president. "The Saviour Is Born," first in the series, was made by Producer Harry S. Webb.

Pictures are made on 16 mm. film and run 30 minutes. Most subjects will be produced at a model Palestinian village erected in Chatsworth. Professor Charles Lischka, formerly assistant to Joseph I. Breen in production code administration of the Hays office will act as Catholic technical advisor.

Syracuse Theaters Tilt Admission Price Scales

Syracuse — Syracuse first-run downtown houses have raised admission prices from 25 cents plus tax, to 30 cents, including tax, with children's prices going to 17 cents, tax included. Forty cent admissions, with four cent tax, remain unchanged.

Most former 20 cent houses have added the new Federal two cent tax, with the Elmwood, Riviera, and Cameo going to 25 cents, including tax. Most of the 15 cent houses have gone to 20 cents, including tax, with the kiddie price remaining at a dime plus tax.

Ill. Allied Board Talks Unity, Taxes, B.O. Scales

Chicago — Directors of Illinois Allied meeting here yesterday discussed the unity plan, new Federal taxes and admission scales.

No action was taken on the matter of tilting admissions. Allied members are adding the new taxes to prevailing prices; there has been no absorption.

Roxy Theater Asks Cut In 1941-42 Assessment

The Roxy Theater yesterday asked N. Y. Supreme Court Justice Peter B. Schmuck to reduce its assessment for 1941-42 from $4,000,000 to $2,975,000 in a suit filed against the Tax Commission of New York City. A hearing is scheduled for Nov. 3.

Earl Rettig Appointed RKO Studio Treasurer

West Coast Bureau of THE FILM DAILY

Hollywood—Earl Rettig has been appointed treasurer of RKO Radio studio, a new post created because of increase in studio personnel. His appointment will not affect that of G. B. Howe, who will continue as comptroller.

COMING and GOING

DAVID O. SELZNICK is expected to arrive th afternoon by plane. **LAUDY LAWRENCE**, h special representative, gets in by train tomorro

JOCK WHITNEY is due back from Sout America on Monday.

WILLIAM A. SCULLY and **BILL HEINEMA** have returned from the Coast.

ARTHUR W. KELLY and **H. M. RICH** ar due back from the Michigan Allied conventio today.

OSCAR HANSON returns to Toronto today.

AUBREY SCHENCK, of National Theaters, arrives tomorrow from Los Angeles.

LEON BAMBERGER flew to Montreal yesterday to attend the convention of Direct Ma Advertisers.

ROBERT HAKIN is stopping at the Sherry Netherland Hotel.

FRANK P. WISBAR, German director, is her for a few days after testifying in Washingto on Nazi air strength.

TED JACOCKS, operator of the Branford Conn. Theater, is vacationing in Canada.

MACK LITTMAN, of Guaranteed Picture leaves this morning for Dallas and the Souther territory on a three weeks' sales trip.

F. J. A. McCARTHY, Universal's Canadia and Southern sales manager, left Dallas yesterday for Toronto where he will remain for th rest of the week.

JACK FINDLAY, operator of the Mystic, Conn and Westerly, R. I. Theaters, is playing th golf course at Woodstock, Vt., after a "strep" sore throat.

NEW YORK THEATERS

RADIO CITY MUSIC HALL
Rockefeller Center
Deanna DURBIN Charles LAUGHTON
"IT STARTED WITH EVE"
ON STAGE: "Dreams"—Russell Markert's clever, imaginative review. Symphony orchestra under the direction of Erno Rapee.
1st Mezzanine Seats Reserved Circle 6-4600

2ND WEEK
CHARLES BOYER
Olivia deHavilland - Paulette Goddard
"HOLD BACK THE DAWN"
A Paramount Picture
IN PERSON
XAVIER CUGAT AND BAND
JAY & LOU SEILER
PARAMOUNT TIMES SQUARE

TYRONE POWER in
"A YANK in the R.A.F."
with BETTY GRABLE
A 20th Century-Fox Picture
PLUS A BIG STAGE SHOW ROXY 7th AVENUE 50th STREET

Doors Open 9 a.m. RKO PALACE B'way & 47th St. 25c Plus Tax To 1 P. M.
BETTE DAVIS
"The LITTLE FOXES"
"MOONLIGHT IN HAWAII"
with LEON ERROL

ropaganda Inquiry ff Indefinitely

(Continued from Page 1)

rs is in the hospital; Sen. Charles . Tobey, R., N. H., is in New mpshire and C. Wayland Brooks, Ill., is in Illinois. However, s is expected back in Wash- Monday and since Clark and nest W. McFarland, D., Ariz., in the city, this would constie a quorum.

The announcement by Senator ark said "because of the absence m Washington of so many memrs of the committee, no hearing ll be held on Monday. The comttee will meet again in the near ture, subject to the call of the airman just as soon as he can t the committee members in vn."

Clark has been vague about who ll appear when and if the hears are resumed, but indicated t Louis De Rochemont of the rch of Time, and Will H. Hays, PDA prexy, likely will be called t.

ss Finds Southwestern nd Western Grosses Up

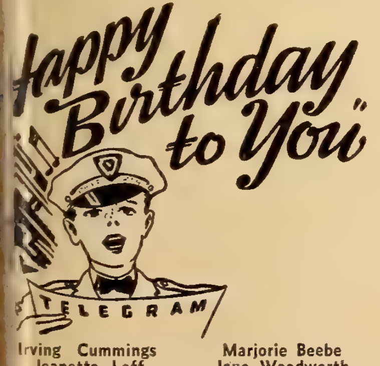
(Continued from Page 1)

e, Inc., on his return this week m an inspection trip of Ross Fed-l branch offices on the West ast and in the Southwest.

t was feared, said Ross, that the ctacular industrial expansion now valent throughout the country uld create difficulties for Ross leral in maintaining the full manwer of approximately 6,000 field ployes throughout the country. wever, this develops to be true only one or two spots, of which llas, Tex., would be an example. e manpower situation in Texas has n met by the appointment of two manent supervisors for the state insure thorough training of new n.

t is interesting to note that dete the tremendous industrial activ- in lower California, there still ms to be an ample supply of firstss field representation.

Ross expressed confidence that ay's box-office rise is an indicator a generally healthy situation for motion picture industry.



Irving Cummings
Jeanette Loff
Marjorie Beebe
Jane Woodworth
Dennis J. Shea

▼ ▼ ▼

● ● ● **RIGHT on top of the recent nerve-shattering inter-borough rivalry 'twixt the Yankee Bronx and Dodger Brooklyn comes an inter-city rivalry which is likewise considerably torrid......It's 'twixt Memphis and New Orleans......Although the former community has already been selected and clarioned as the world premiere venue of Paramount's "Birth of the Blues" on Oct. 31, the latter city demands the event...... Louisiana's Governor Sam H. Jones has wired to Vice-Prexy Y. Frank Freeman pointing out that N'Orlins folks, Suh, are mighty proud of their musical traditions, Suh, and that world premiere had better be transferred to N'Orlins, Suh, or else!......The Blues spouted on Basin Street, just as well as on Beale Street in Memphis, Suh!......We ain't aimin' at appeasement, but Phil M. sorta suggests that it might be a purty happy solution if Frere Freeman, et al, held that world premiere in both the squabblin' sectors so's the said squabblin' would cease,—and not hatch blues of a different-than-musical sort in either of the rival camps......**

▼ ▼ ▼

● ● ● *HEARD ON THE HOOF:......Capt. A. T. Kaplan, U.S.A., of the Fifth Ave. Playhouse until Uncle Sammy called him actively into khaki, is down in Camp Croft, Spartanburg, S. C., a-managing four army theaters, and writes us that he gets 20,000 admissions weekly ("Wish I could get that many in the Fifth Ave. Playhouse!," sez he). . . .* ● *Based on his 25 years on the stage, musical comedy, farce, and the screen, Charlie Ruggles' memoirs will be issued next Spring under the imprint of Stephen Slesinger (Charlie's now co-starring with Charlotte Greenwood in 20th-Fox's "The Perfect Snob"). . . .* ● *Reports are current that Director Al Santell, now in New York on a combo biz and pleasure trip, has been set to direct an as yet untitled musical for RKO Radio on his return to the Coast. . . .* ● *New York Public Library has placed 12 shootin' scripts of Warner pix on their permanent file in the Astor, Lenox and Tilden Foundation collection, 'mong the scripts being "The Sea Hawk," "Manpower," "The Wagons Roll at Night," "Out of the Fog," "Footsteps in the Dark," and "Santa Fe Trail"......*

▼ ▼ ▼

● ● ● **OUT OF THE STREET:......Frank Capra wants Josephine Hull, Jean Adair and John Alexander of the footlight version of "Arsenic and Old Lace" for roles in the screen version which the Warners will make......Patricia Collinge and Minnie Dupree will respectively pinch-hit for Josephine and Jean......Sub for Alexander hasn't been selected yet. . . .** ● **Fredric March and his wife, Florence Eldridge, return to their roles in "Hope for a Harvest" in Philadelphia on Nov. 10, and after two weeks there the show hits Broadway......**

▼ ▼ ▼

● ● ● *JOTTINGS:......First of Hal Roach's streamlined features, "Tanks a Million," opened yes'day at the local Criterion with some 500 men from the armed forces of the U. S. as special guests, invited via the N. Y. City Defense Recreation Committee and the N. Y. Catholic Committee, in co-op with USO. . . .* ● *Lots of film folks cheering their celluloid comrade, Gene Autry, at opening of the Rodeo yes'day in Madison Sq. Garden. . . .* ● *Leo the Lion offers this novel observation on current motion picture biz as evidenced by "Honky Tonk" reports: The percentage of business recorded at box-offices varies only 5 per cent in a breakdown of four different population groups......*

▼ ▼ ▼

● ● ● **QUESTIONS AND ANSWERS DEPT.:......No, Bertha, that new Disney picture, "Dumbo," is NOT about the Senate sub-committee.**

Rowlands Appeals Clearance Rebuff

(Continued from Page 1)

complaint, finding that the complainant's plea for a better run for the Westwood Theater did not come under the classification of clearance. Hellman indicated that the complaint might be one of run but that was not mentioned in the action. The five decree-signing companies and T & D's Sierra Theater were named.

Irving Rand to Arbitrate Egyptian Theater Complaint

Portland, Ore.—Irving Rand, attorney, has been named arbitrator in the clearance action brought by Graeper's Egyptian Theater against Loew's, Warner Bros., 20th Century-Fox and Fox West Coast. No date for the hearing has been set.

Piedmont Theater, Oakland, Hearing Scheduled Oct. 28

San Francisco — Arbitration of the complaint filed by the Piedmont Theater, Oakland, has been set for Oct. 28. Donovan O. Peters is the arbitrator.

Middleton Open Air Theater Hearing Off at WB Request

New Haven — Hearing of the some run arbitration complaint filed by the College Open Air Theater, Middleton, against the five consenting companies has been postponed at the request of Warner Bros. Previously a postponement was granted at the request of the complainant.

Ritz Arbitration Case Hearing Set for Oct. 27

Detroit—Hearing in the arbitration case brought by the Ritz Theater of Watervleit, has been set for Oct. 27, with Paul W. Voorhies, former attorney general of Michigan, named as arbitrator.

K & S Arbitration Case Postponed to Oct. 13

Chicago — Arbitration case filed by the K & S Theater Corp., of which Sidney Schatz is, president, against Vitagraph and RKO, will be heard Monday.

Oriental Theater Hearing Postponed to Oct. 20

Chicago — The Oriental Theater arbitration case has been postponed until Oct. 20.

"Heaven" Music Hall Bow Set for Oct. 30

"One Foot in Heaven," which had its world premiere last week in Washington, will open at the Radio City Music Hall on Oct. 30, Warners announced yesterday. Pic is down for national release Nov. 1.

Majors Are Cleared In Browne-Bioff Case

(Continued from Page 1)

a continuous flow of box-office receipts." He likened the film industry to that of a concessionaire who would face irreparable losses in the event of a rainy week-end.

In the exposition of his case, Correa disclosed that the Government will attempt to prove that the four companies were compelled to agree to payment of $50,000 each annually. He added that the Government thinks that the companies should have been more courageous but had no doubt of their coercion.

Bioff was represented by Henry A. Uterhart of New York and George Breslin and Michael G. Luddy of California. Browne's attorneys were former U. S. Attorney Martin Conboy and David Asch. In addition to Correa, the Government case is being handled by Boris Kostelanetz and John Burling.

Defense Challenges Ten

In the selection of a jury, which consumed the greater part of the day, the defendants challenged 10 jurors and the Government four. Neither side accepted any women.

Featured in the questioning of the jurors was the series of articles written by Westbrook Pegler, with the defense counsel ferreting for possible prejudice by readers of the World Telegram's syndicated columnist. Most jurors admitted reading the articles but only three who were excused confessed a prejudice created by them.

Another concern of both sides was a possible bias for or against union leaders and trade unions generally. Questions were also asked as to any financial interest in film companies.

Earlier in the day, Judge Knox read a list of names, namely of film executives, to determine whether the jurors knew any of those names. The list submitted by the defendants were as follows: Nicholas M. Schenck, Barney Balaban, Jack Cohn, Sidney R. Kent, Albert Warner, George J. Schaefer, Harry M. Warner, Y. Frank Freeman, Edgar J. Mannix, Harry Cohn, Joseph M. Schenck, Austin Keough, Charles Moskowitz, Arthur W. Stebbins, Louis B. Mayer, Al Lichtman, Smith and Allan, John Balaban, James Coster, Westbrook Pegler, Duncan Underhill.

It was rumored in the courtroom that those names were probable witnesses for one side or the other.

In a detailed statement of what the Government claims occurred, Correa said that film executives were first approached by the defendants in 1936 on the question of payment with an initial demand of $2,000,000. The payments, it was alleged, were made to the total of $400,000 in cash and in installments from $10,000 to $50,000.

Payments Entered, Unexplained

Although the companies recorded the payments in their books, they did not show what they were made for. These payments continued up to the time of the filing of the indictment, the Government claimed.

When the second payment was due, Correa said, executives of Loew's concerned about paying in currency obtained a change in the manner of paying. The new method was through the increased purchase by Loew's of raw film stock of Dupont through its agency Smith & Allan, with Bioff's brother-in-law as salesman receiving the commission.

The plan also called for increased payments so that Bioff's representative could meet income tax payments for his increased earnings. Subsequently, an intimate of Bioff's was substituted for his brother-inlow, Correa concluded.

Trial continues today with attorneys for defendants making their opening statements. Judge Knox announced there would be no hearig tomorrow or Monday.

In the Jury Box for Browne-Bioff Trial

Jurors seated yesterday for the trial of George E. Browne, IATSE prexy, and William Bioff, his West Coast rep., on a Federal indictment charging extortion from four majors are:

Paul D. Thorn, foreman, of 425 W. 23rd St., cashier for Western Union; Francis L. Corcoran, 16 Henderson Pl., real estate; John McKeown Stebbins, 444 E. 58th St., production man for The New Yorker; James D. Banks, Winfield Ave., Harrison, life insurance broker; Murray J. Dunn, 1990 Ellis Ave., New York Telephone Co. tester; Ezra Koster Wickman, 9 E. 96th St., executive for the Commonwealth Fund; Paul Fisher, 246 Bronxville Ave., mortgage broker; Arthur Otten, 148 Beach Ave., Larchmont, Texas Oil Co. clerk; Frank James Hammond, 1931 Benedict Ave., margin clerk; Robert H. Celander, 32 Park Drive, Tuckahoe, Consolidated Edison buyer; Warner L. Overton, 465 W. 23rd St., telephone engineer; and Otto Detmar Sutter, 308 E. 79th St., sales manager.

Alternates are: William McKnight Bowman, 320 E. 57th St., architect, and Philip S. Barrington, 225 Central Park West, advertising executive.

"Sundown's" Print Order Increased by 35 Per Cent

Print order for Walter Wanger's "Sundown" has been increased 35 per cent above the usual number, due to the record number of day-and-date bookings. Picture opens on Oct. 31 and United Artists reports there will be more simultaneous premieres on "Sundown" than on any other picture released by the company.

Jack Moffitt Joins Warners

West Coast Bureau of THE FILM DAILY

Hollywood—Jack Moffitt has joined Warners' scenario staff. He has resigned as movie and dramatic editor of the Kansas City Star and will make his home in Hollywood. During his previous studio writing assignments he was on leaves of absence from the paper.

Al Santell Buys Rights To Chi. Broker's Play

Director Al Santell, vacationing in the Mid-west and East, has purchased the screen rights to "Alicia's Man," play written by Leo McNaney, a Chicago brokerage official who penned the production in his spare time. Santell became interested after seeing the play presented by the Webster Groves stock company in Oak Park, Ill.

Playwright stipulated in the contract that "Alicia's Man" cannot hit the screen for one year, or until after it's Broadway production.

Albert Roberval Expires

Montreal — Albert Roberval, 72, prominent as musician, orchestra director and stage manager, died in St. Luke's Hospital.

TO THE COLORS!

New Britain, Conn.—J. Wallack, assistant manager of the Strand here, leaves Oct. 10 for Army service.

New Orleans—Billy Briant, booker of the 20th Century-Fox exchange here, has been called into the Army. He is the son of Clarence Briant, M-G-M exchange manager.

Richmond, Va.—Harvey Kelly, assistant manager of the Grand Theaters, has been inducted into the Army as has Ollie Burruss, Colonial doorman.

New Orleans—John Parson, FILM DAILY correspondent in the Gulf States, has been called up for Army service. He's the second F. D. staffer here to go; Bill Specht preceded. Clarence Daigle of The Item now takes over.

Chicago—Mike Serabo of the Warner Exchange leaves in two weeks for Army service.

Kingsport, Tenn.—Charles Burns manager of the Rialto, has been inducted into the Army.

Mich. Allied Votes Unity Plan Approval

(Continued from Page 1)

and chairman of the board of national Allied, decried the publicit given to Hollywood salaries, an the disunity of representatio through several exhibitor organizations rather than through a [illegible] ment on a common program wher facing national issues, as the consent decree. Myers modified hi long-standing definition of independent exhibitor to "any one whos interest in the theater is greate than in any other branch of th industry," thus including man houses formerly classed as affiliated

Myers maintained there was n pre-arrangement for any produce group to meet with the propose all-industry committee, but supported such a conference as th preferable way to adjust grievances rather than to meet and pas resolutions to be made public.

Institutional Publicity for Pix

Earl J. Hudson, president o United Detroit Theaters, read plan for a strong campaign, which ma become national in scope, for institutional publicity for picture using testimonials of respecte Americans from the Presiden down giving many different viewpoints of picture values. Trailer would be used and changed weekl and special space in newspaper would be used.

Speakers on the program stressing unity included Abe Montague Columbia sales manager; Rub Jackter, his assistant; Arthur W Kelly, UA vice-president; an Claude Lee, Paramount director o public relations.

The convention re-elected President Ray Branch of Hastings Vice-President W. James Olson o Clare; Secretary-Treasurer Edga E. Kirchner of Detroit; and Business Manager Pear M. Sprott o Detroit.

New Directors

New directors are Cass R. Beechler of Charlotte; H. G. Carley o Holland; William A. Cassidy o Midland; Glenn A. Cross of Batt Creek; Allen Johnson of Gran Rapids; Fred Pennell of Decatu P. C. Schram of Kalamazoo; William Schulte of Detroit; Willia Schuttenhelm of Detroit; J. E Stocker of Detroit; W. G. Thick o Marshall; and Fred Witters o Saginaw.

Sam Barton Dies

Sam Barton, 46, trick bicycle ride in "It Happened on Ice" at the Center theater, died yesterday afternoo after pedalling off the stage following his performance.

Olsen Eying Milwaukee Field

Milwaukee—Charlie Olsen, operating the Lyric, Indianapolis, ma invade the local field, taking over dark house.

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CLARK GABLE KISSES
LANA TURNER AND...
IT'S SCREEN HISTORY!

To be specific—it's terrific!
"HONKY TONK"

Starts TODAY
DOORS OPEN 10 A. M.
CAPITOL
BROADWAY and 51st STREET

FRANK MORGAN with CLAIRE TREVOR
MARJORIE MAIN · ALBERT DEKKER · HENRY O'NEILL
CHILL WILLS

Screen Play
Marguerite Robe
and John Sanf
Directed
JACK CONW
Produced
PANDRO S. BERM
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Sizzling ads! No punches pulled—just crowds!

229%

As we go to press "Honky Tonk" has captured America to the box-office tune of 229% of normal business! When you watch "Honky Tonk" blazing new records across the nation, another great success following "When Ladies Meet," "Dr. Jekyll and Mr. Hyde," "Lady Be Good" you'll agree that the Friendly Company is setting a pace beyond anything this industry has ever seen. The best is yet to come. Be there when it happens.

D to Survey Sales licies Under Decree

(Continued from Page 1)

non-consenting companies, start- in late October.

urveys will cover how and pictures are sold, whether rritories are being discrim- against, whether there are decree violations, such as the ng of shorts, and to furnish nplete present sales policy in- mation to exhibitors.

bjective is to learn whether dis- utors are living up to the spirit well as the letter of the decree, ording to Sidney R. Samuelson Eastern Pennsylvania Allied describes this as a statistical vey to be followed by definite ommendations based on disclos- s.

he plans are to be presented to Allied board in about two weeks extend AID service to exhibi- s nationally.

Present at the meeting besides nuelson were Arthur K. Howard Boston and Don E. Rossiter of lianapolis.

hitney-Disney Good-Will forts Lauded by Reisman

(Continued from Page 1)

nerican short subjects to show in uth American schools and thea- s, and another group of shorts signed primarily for the embassies. orts will seek to "sell" the United ates and overcome Nazi propa- nda films.

Disney has acquired two new char- ters, a gaucho created by the noted ist Molino Campos, and a Brazilian rrot. He also has made a number background shots and acquired sic for future use in his produc- ns.

Reisman said that business ap- ared to be a little better than it s during his last Latin-American ar a year ago. There is practically production in Brazil, he said, but gentina is making good pictures low budgets.

Whitney is due back in New York Monday.

Veek-End In Havana's" Record

Denver—"Week-End In Havana," th - Fox's Technicolor musical, nashed the 10-year opening day cord at the Denver Theater by ating "A Yank in the R.A.F." $299.

STORKS!

Born recently to Mr. and Mrs. Wil- m Gaddoni in Albany was a son no has been named William Louis. addoni is head booker for M-G-M ere, while Mrs. Gaddoni, the form- Alice Schmitz, was formerly em- oyed as receptionist in the Vita- aph exchange.

WHO'S WHO IN HOLLYWOOD

• • • *Introducing Interesting Personalities* • • •

DOUGLAS FAIRBANKS, JR. Actor. Born in New York City, 1909, son of Douglas Fairbanks, Sr., and Anna Beth Sully Fairbanks. Educ. in America and abroad. Has been an artist in Paris and a fictionist. Made screen debut at age of 14 in "Stephen Steps Out." Went to Europe and returned two years later as a stock player at Paramount, where he played in "Wild Horse Mesa" and "The Air Mail." First good break came with "Stella Dallas." After intervals of stage work, came back to Hollywood and made "The Barker" and "The Dawn Patrol," which got him a starring contract. Was a regular contributor as a writer and artist for "Vanity Fair." He organized an English producing company. For the past few years he has shuttled between the New York and London stages and Hollywood. His most recent motion picture is "The Corsican Brothers," to be released shortly. He recently toured South America as an Ambassador of Good-Will especially appointed by President Franklin D. Roosevelt.

Industry to Give Full Support to Army Shows

(Continued from Page 1)

tertainment of men in camps was expressed here yesterday at a meeting between representatives of the entertainment groups and officials of the Army and Navy.

The meeting planned a regular circuit of shows, details of which were to be worked out later. The group found so much harmony that the meeting, scheduled for two days, was concluded in one.

The motion picture industry was represented by Y. Frank Freeman and Jock Lawrence of the Hollywood branch of the Motion Picture Committee Co-operating for National Defense; Lawrence Beilenson, of the Screen Actors Guild; and Alfred Harding, of Actors Equity.

Others present included Eddie Dowling, chairman of the entertainment committee of the Citizens' Committee, and Lawrence Phillips, executive director of that group; Neville Miller, president National Association of Broadcasters; George Heller, American Federation of Radio Artists; Erwin D. Tuthill, executive director of United Service Organizations, and a group of Army and Navy officials headed by Brigadier General T. H. Osborn, and Commander John Reynolds.

Complete plans for the tremendous circuit, and for accommodating the shows to camp facilities, will be worked out in further meetings, and by sub-committees.

Metro to Keep 50-50 Terms on 'Gone With Wind'

(Continued from Page 1)

drawn from all screens and contracts for the picture must be played out by Oct. 15. Most of the bookings after Jan. 1 will be repeat performances.

Army Planning to Use Hitler's "Terror" Films

(Continued from Page 1)

to show the pictures in draftee camps throughout the country.

"Movies showing panzers, dive bombers and tanks in action, intended as fear propaganda, actually can give selectees and enlisted men a first hand opportunity to analyze and discuss with their instructors Nazi operations in the field," Col. M. E. Gillette, Commanding Officer, U. S. Signal Corps at Fort Monmouth, N. J., told an audience of 200 amateur photographers at the Westinghouse Lamp Division here last night.

In military classrooms, rookie soldiers and officers alike would watch the German armies rolling across the fields of Poland, France and the Low Countries. Lectures would point out significant details of attack with students making notes and discussing tactics. At some points the films would be stopped and re-run for closer study, Col. Gillette explained.

Oscar Hanson Preparing To Launch Own Venture

(Continued from Page 1)

other Nathanson interests in Canada, said yesterday in New York that he was preparing to start his own enterprise in the film business. Plans, he said, are in a preliminary stage, but he declined to give details until they are further advanced. He returns to Toronto today.

Chi. Theaters in Fund Drive

Chicago—Local theaters start the drive to meet a $31,000 Community Fund quota today. Jack Kirsch, Illinois Allied prexy, heads the campaign.

Young to Horlacher in D. C.

Syracuse—Herb Young, assistant manager of the RKO-Schine Paramount, has resigned to go with Horlacher in Washington.

Coast Studios Will Start 9 This Week

West Coast Bureau of THE FILM DAILY

Hollywood — Nine pictures are scheduled to go into production during this week. The check-up:

At Columbia: Five shooting, including "West of Tombstone," western co-starring Charles Starrett and Tex Ritter. Howard Bretherton directing.

At M-G-M: Seven shooting, including an untitled "Dr. Kildare" film, with Lew Ayres, Lionel Barrymore, Robert Sterling, Barry Nelson and Samuel Hinds. W. S. Van Dyke directing; "Mr. and Mrs. North," Broadway stage play by Owen Davis, starring Gracie Allen with Rose Hobart and Thomas Conway. Robert Sinclair directing, with Irving Asher producing.

At Monogram: Three shooting, including "I Killed That Man," drama, with Joan Woodbury and Ricardo Cortez. Kozinsky Brothers production with Phil Rosen directing.

At Paramount: Five shooting.

At Republic: Three shooting, including "Tuxedo Junction," comedy with Weaver Bros. and Elviry. Frank McDonald directing.

At RKO: Five shooting, including Sam Goldwyn's "Ball of Fire."

At 20th Century-Fox: Seven shooting.

At Universal: Seven shooting, including "Fifty Million Nickels," comedy, (tentative title) with Harriet Hilliard, Ken Murray, Don Douglas, Iris Adrian and Marjorie Gateson. Director, Harold Young; "Dr. Rx" (tentative title) with Lionel Atwill, Patric Knowles and Anne Gwynne. Director, William Nigh.

At Warners: Nine shooting.

Hal Roach: Shooting "Hay Foot," with William Tracy, James Gleason, Noah Beery, Jr. Fred Guiol directing.

Edward Small: Two shooting, including "Heliotrope Harry," with Brian Donlevy, Miriam Hopkins and Preston Foster; Edward Marin directing.

Arnold Pressburger: Shooting "Shanghai Gesture."

Metco, Baltimore, Will Intervene in Linden Case

(Continued from Page 1)

Met, Rialto and Fulton. Arbitrator will be selected next week.

At the same time it was learned that the complaint of Sam Mellits on behalf of his Dentonia Theater, Denton, Md., over clearance granted by Loew's to the Reese Theater, Harrington, Del., will be heard next Wednesday.

This case is considered interesting because there will be no attorneys at the hearings, marking the first time in Washington film arbitration that lawyers will not be present. Joseph A. Cantrell is the arbitrator.

WEDDING BELLS

Chicago — Harry Kurnitz, film writer, and Muriel Salmonds, English actress, were married here.

West Coast Bureau of THE FILM DAILY

Hollywood—Lucia Carroll, Warner starlet, was married to Carl A. Schroeder, West Coast executive for Annenberg magazines, in Carson City, Nev.

Chicago—Alice Alcott of the Warner Exchange will be married this week to A. Pischke.

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Mercy Island"

with Ray Middleton, Gloria Dickson, Otto Kruger

Republic 72 Mins.

COMPETENT CAST HELPS MAKE THIS ONE OF THE STUDIO'S MORE SUBSTANTIAL DRAMATIC OFFERINGS.

Dramatic content of this yarn about a lawyer obsessed with his own ego is not very high but a competent cast manages to breathe a little fire into the proceedings. Script, based on the novel of the same name by Theodore Pratt, is a weak one.

Film should hold audience's interest although at times it lags. Although Director William Morgan is able to inject some suspense as the film approaches the climax, the story ebbs away at the finish.

Action is centered on one of the uncharted islands off Key West. There, because of Ray Middleton's obstinacy, the fishing boat is rammed on a reef and its propeller torn loose. Living on the island is Otto Kruger, a doctor who is a fugitive from justice. At first Middleton is anxious to bring him back to vindicate him and garner some publicity for himself.

After awhile, he runs amuck and promises to convict the doctor. Middleton also jealously accuses his wife, Gloria Dickson, and his friend, Don Douglas, of improper relations. All problems are solved when an alligator kills Middleton who disregards the advice of the doctor and scours the swamp for the distributor to the boat which was hidden by Terry Kilburn, young assistant to Forrester Harvey, the boat captain.

CAST: Ray Middleton, Gloria Dickson, Otto Kruger, Don Douglas, Forrester Harvey, Terry Kilburn.

CREDITS: Associate Producer, Armand Schaefer; Director, William Morgan; Screenplay, Malcolm Stuart Boylan; Original, Theodore Pratt; Cameraman, Reggie Lanning; Film Editor, Ernest Nims.

DIRECTION, Adequate. PHOTOGRAPHY, Good.

Wilson Talk Opens Films' Community Chest Activity

West Coast Bureau of THE FILM DAILY

Hollywood — Active participation by the motion picture industry in the city-wide Community Chest campaign began yesterday when Carey Wilson addressed 2,000 high school student leaders and faculty members on the subject at John Adams Junior High School. Because of his outstanding contribution in campaign work to last year's drive, Wilson was selected to represent the industry in revealing the plans already formulated to assure the success of the current campaign.

On Tuesday, Oct. 21, Edward Arnold, chairman of the Permanent Charities Committee of the industry and president of the Screen Actors' Guild, will be guest speaker at a special motion picture Community Chest day at the Ad Club. He, too, will talk on the part the industry is taking in the local campaign. Other speaking engagements are now being scheduled for similar meetings during the ensuing weeks, with representative members of the movie contingent filling the dates.

"Spooks Run Wild"

with Bela Lugosi, Huntz Hall, Leo Gorcey, Bobby Jordan

Monogram 64 Mins.

(HOLLYWOOD PREVIEW)

HORROR AND COMEDY NEATLY MIXED IN PIC THAT SHOULD FIND FAVOR AS SUPPORTING FILM FARE.

Coming in for a goodly share of laughs and thrills due to the teaming up of "horror master" Bela Lugosi and the tough "East Side Kids," (Huntz Hall, Leo Gorcey and Bobby Jordan) "Spooks Run Wild" aptly foretells the picture pattern, that should find favor as supporting film fare for followers of Lugosi, the East Side Kids, or "spook" fans generally.

Based on a well-mixed original story and screenplay of horror and comedy situations by Carl Foreman and Charles R. Marion, Director Phil Rosen paces the pic at a clip beyond what is expected in a low-budgeted film, with the exception of but few scenes, showing to fine advantage the Lugosi glarings and "Kids" comedy.

On their way to summer camp the "Kids" overhear a radio broadcast of the fact that a killer has escaped into the section where they are to encamp. Once arrived no time is wasted in getting into the filmed arrival of Lugosi, his midget aide, a mysterious Dr. Von Grosch, the "Kids" midnight visit to the haunted house where constant happenings keep the audience "keyed" until the final capture of the fiend, and the escape of the picture's feminine love interest in the nick of time.

Marcel Le Picard's photography of the Sam Katzman production, is of high caliber. Pete Mayer acted as associate producer.

CAST: Bela Lugosi, Huntz Hall, Leo Gorcey, Bobby Jordan, Sunshine Sammy Morrison, David O'Brien, Dorothy Short, David Gorcey, Donald Haines, Dennis Moore, P. J. Kelley, Angelo Rossitto and Guy Wilkerson.

CREDITS: Producer, Sam Katzman; Associate Producer, Peter Mayer; Director, Phil Rosen; Original Story and Screenplay, Carl Foreman and Charles R. Marion; Add. Dialogue, Jack Henley; Asst. Director, Art Hammond; Prod. Mgr., Ed W. Rote; Photography, Marcel Le Picard; Recordings, Glen Glenn; Musical Directors, John Lange and Lew Porter.

DIRECTION, Fine. PHOTOGRAPHY, Fine.

George Becker Transferred

Detroit—George Becker, formerly PRC rep. in Western Michigan, has been transferred to the Cleveland branch and will cover the Toledo territory for Lee Goldberg, franchise holder in Cleveland, Cincinnati and Indianapolis. Meanwhile, Herb Ives has been appointed booker of the Detroit exchange by William Flemion, Detroit branch manager, replacing Carl Zipper, resigned. Ives formerly was head booker for RKO.

Blake Completes Short

B. K. Blake, producer and director of Columbia short subjects has just completed a two-reel musical featuring Belle Vine, Condos Bros., the three Petters Sisters, 10 Powers singing models, Pancho and Marquita and Gracie Barrie. Charles Harten did the camera work.

"Man From Montana"

with Johnny Mack Brown, Fuzzy Knight

Universal 59 Mins.

GOOD WESTERN WITH RUN-OF-MINE STORY WHICH, HOWEVER, GIVES BROWN'S HEROICS SWAY.

It's the ranchers versus the homesteaders when the latter move into Montana by Government decree, while the ensuing bloodshed is really precipitated by a small gang, headed by James Blaine, which wants to profit as a result of the two principal factions' rivalry. Story is an average yarn but it affords Johnny Mack Brown, as the sheriff, to do his stuff, and what he does should please his considerable following of adventure-loving fans.

In his impressive trappings and astride a superb piece of horseflesh, Brown dashes hither and thither trying to put out the fires of feuding before they consume the cattle community. At times the redoubtable hero has to resort to his six-shooter to win his points, and, toward the finale, even his skin, for he's trapped by Blaine's men in the gang's ranch house.

But up comes Edmund Cobb and his henchmen to salvage the day,—and the Brown hide. Nell O'Day and Jeanne Kelly are the femme interest. The former's pop is popped-off, and so is the latter's dad, but not fatally. Thrill scenes are at the wind-up and along midsection of the footage where Brown saves Sally when the quartet of wagon horses run away as the townies frighten them in a demonstration against her being hooked-up with the homesteaders.

Fuzzy Knight, as usual, handles his comedy role okay. There's a sprinkling of prairie music as action relief. Star and cast do well and the direction and photography are right up to snuff.

CAST: Johnny Mack Brown, Fuzzy Knight, Billy Lenhart, Kenneth Brown, Jeanne Kelly, Nell O'Day, William Gould, James Blaine, Dick Alexander, Karl Hackett, Edmund Cobb, Frank Ellis, Kermit Maynard, Jack Shannon, Murdock MacQuarrie, Charles Murphy, and The King's Men.

CREDITS: Director, Ray Taylor; Associate Producer, Will Cowan; Original Screenplay, Bennett Cohen; Cameraman, Charles Van Enger.

DIRECTION, Good. PHOTOGRAPHY, Ditto.

Dennis Morgan as Crusoe

West Coast Bureau of THE FILM DAILY

Hollywood — Dennis Morgan will be starred by Warner Bros. in "Robinson Crusoe." "Robinson Crusoe" will follow immediately after "The Desert Song," in which Morgan will be given his first star singing role for Warners.

60 "Ghost" Prints for Chi.

Chicago—To meet th print demand and make unnecessary the bicycling required when "Buck Privates" was released, Universal has rushed in 60 prints of the Abbott-Costello "Hold That Ghost."

Bill McIllwain Resigns

Syracuse—Bill McIllwain has resigned as manager of the RKO-Schine Empire here and leaves today for his Connersville, Ind., home.

"A Girl Must Live"

with Margaret Lockwood, Hugh Sinclai Lilli Palmer

Universal 70 Mi

BRITISH - MADE COMEDY ABOU CHORUS GIRLS HAS ITS MOMENT STRICTLY FOR ADULTS WHERE [illegible] ABLE.

Main item of interest in this comedy w be the British treatment of the gold dig ging efforts of a couple of chorus girl Carol Reed, who is one of the better d rectors in England, has added nothing his laurels. However, he has managed present a fair amount of amusing and spic situations.

Lovely Margaret Lockwood is miscast the demure student who leaves school Switzerland to attain a career on the stag She carries on, however, as a good troupe and is an attractive addition to the cast. Bes moments are supplied by the two chorine Lilli Palmer and Renee Houston. The girl stage a real feline scrap that is a honey Miss Palmer, incidentally, is a come blonde who obviously can act and appear worthy of Hollywood's attention.

Hugh Sinclair as the young man with title is responsible for the fracas amon the chorus girls who are out to win his attention. Producer of the night club show i David Burns, well-known on Broadway fo his comic characterizations in "The Ma Who Came to Dinner" and "Pal Joey." He gives the backstage scenes a whiff o authenticity with his capable delivery. Nauton Wayne is good as the heel wh wants to blackmail Sinclair. Quite expectedly, Sinclair survives all the obvious advances of the other chorines for Miss Lockwood.

CAST: Margaret Lockwood, Renee Houston, Lilli Palmer, George Robey, Hugh Sinclair, Naunton Wayne, David Burns, Mary Clare, Kathleen Harrison, Moore Marriott, Drusilla Wills.

CREDITS: Director, Carol Reed; Cameraman, Jack Cox; Screenplay, Frank Launder; Original, Emery Bonett.

DIRECTION, Adequate. PHOTOGRAPHY, Fair.

Ross Named HUT Prexy

Montreal—Following dissolution of the operating arrangement with Famous Players Canadian and consummation of a new agreement with Odeon Theaters, officers and directors of Hamilton United Theaters Ltd. of Hamilton have been named as follows: W. D. Ross, president; G. C. Williams, Joseph Honson, F. A. Sherman and H. Borden, directors, with T. J. Bragg as secretary.

"Sergeant York" Stays On

Syracuse — Warners "Sergeant York," after two weeks at the RKO-Schine Eckel moves to the pool's Empire today at advanced prices, 40-55c as against the regular 30-44c. Pic originally was at Keith's.

Dr. Smith Again NFS Prexy

Ottawa—Dr. Sydney Smith, president of the University of Manitoba, was re-elected president of the National Film Society of Canada at the annual meeting here.

☆ REVIEWS OF THE NEW FILMS ☆

"The Eternal Gift"

mont Pictures 90 Mins.

MPRESSIVE PICTURIZATION OF A .THOLIC SOLEMN MASS WHOSE BOX FICE VALUE APPEARS RESTRICTED TO .THOLIC AUDIENCES ONLY.

gious film depicting the Catholic emn Mass which was produced under supervision of the Perpetual Novena in nor of Our Sorrowful Mother. Entire vice was photographed in a Chicago urch and it is a good technical job.

Monsignor Fulton J. Sheen makes an quent narrator as he describes the various ases of the Mass. The service is conted by the celebrant, the Deacon and Subdeacon. Rev. James R. Keane is celebrant and his reading of the service both stirring and impressive.

Film's spiritual appeal is obviously coned to people of Catholic faith. It cernly will lead to a better understanding the Mass which is a liturgy of the Last pper. Religious audiences will find it inspiring spectacle.

CREDITS: In Charge of Production, Rev. gh Calkins; Director of Photography and cording, David Wark Scott; Cameraman, ward Siemon; Director of Music, Rev. win V. Hoover; Continuity, Edward hager.

Varners to Plug Shorts a So. American Market

Coast Bureau of THE FILM DAILY

Hollywood—Norman Moray, short bjects sales manager for Warner os., is here to confer with Jack Warner on plans for expansion the South American market. arner returns from his vacation t. 20, when conferences will start.

Unprecedented bookings for Techcolor shorts made by the Ballet isse de Monte Carlo, "Spanish esta" and "The Gay Parisienne," e felt by Warner to be opening dge for heavy campaign that ll eventually embrace all War r product. Foreign bookings to te on Ballets are said to be heavr than on any pictures since iarlie Chaplin silents. They have reign market advantage in that ey have no dialogue as language fficulty hurdle.

In addition to South American arket, shorts are booking heavily Australia, Egypt, India, East dies, and Africa.

Two more ballet shorts have been heduled to be made on return of mpany from tour in East. They e "Prince Igor" and 'Blue Daibe." Gordon Hollingshead is asciate producer on the shorts.

RC In Circuit Deals

Producers Releasing Corp. has anunced the closing of deals for the 41-42 program with the following rcuits: Waters Theaters, Atlanta; incey Circuit, Charlotte; Ray Allin circuit, Pittsburgh; Frisina musement Co., St. Louis, and the aine and New Hampshire circuit, oston. PRC's "Reg'lar Fellers" s been booked into 14 Texas theers.

"The Masked Rider"

with Johnny Mack Brown, Fuzzy Knight, Nell O'Day

Universal 58 Mins.

JOHNNY MACK BROWN CLICKS AGAIN IN ACTION-LADEN WESTERN.

Western fans will not be disappointed with Johnny Mack Brown's performance in his latest adventure tale. The former All-American, who has now become the strong silent type of cowboy hero, portrays his role in a convincing manner.

Story moves along at a good pace. Director Ford Beebe uses to a good advantage the musical score to heighten the dramatic effectiveness. Camera work is also worth citing since background appears Mexican and authentic. Carmela Cansino and the Guadalajara trio furnish the Spanish musical interludes used to pad out the film.

Starting from the end, the villain of the piece is Grant Withers, who is the foreman of the mine and also The Masked Rider. Half-partner in the mine is Nell O'Day who calls upon Brown for assistance when The Masked Rider continues to rob the silver bullion. For awhile, suspicion is directed at the girl's partner, Guy D'Ennery, the elderly don. By a ruse, Brown forces Withers to show his hand and, after a hard riding chase, saves the dav. Fuzzy Knight supplies the comic support.

CAST: Johnny Mack Borwn, Fuzzy Knight, Nell O'Day, Grant Withers, Virginia Carroll, Guy D'Ennery, Carmela Cansino, Roy Barcroft, Dick Botiller, Fred Cordova, Al Raskell, Rico DeMontez, Bob O'Connor.

CREDITS: Associate Producer, Will Cowan; Director, Ford Beebe; Cameraman, Charles Van Enger; Screenplay, Sherman Lowe and Victor I. McLeod; Original, Sam Robbins.

DIRECTION, Good. PHOTOGRAPHY, Top-Notch.

Warners to Distribute "Target for Tonight"

London (By Air Mail)—Warners will distribute the Ministry of Information's "Target for Tonight," authentic screen story of an RAF bombing raid on Germany, in the U. S., Canada and South America. Deal for distribution on the other side was set by Sidney Bernstein on his recent visit to the U. S. Controversy rampant here in exhib. circles as a result of distribution arrangements on this side is fading. British exhibs. took exception to local terms, etc.

No release date for "Target for Tonight" has been announced by Warners here.

Reel Fellows to Meet

Chicago—The Reel Fellows Club will meet Sunday in the Congress Hotel. Twelve applications for membership will be acted upon. The annual dinner dance will be held Jan. 20 at the Congress.

John J. O'Neill Dead

Rochester—John J. O'Neill, long prominent in theater management circles here, died Monday.

☆ SHORTS ☆

"Candidates Class"

U. S. Marine Corps **12 Mins.**

Very Interesting

Here is a short which gives audiences a vivid and accurate idea of the meticulous and varied training imparted to candidates seeking commissions in the U. S. Marine Corps Reserve. For the most part, sequences have famed Quantico, Va., as their locales. In the Marine Corps Schools there, the young men are groomed in the art and science of warfare to fulfill the exacting requirements demanded by that branch of the service, and to carry on its glowing traditions on land, sea and in the air.

There are some excellent views of work on the rifle range, as well as of other forms of gunnery. Reel is put together in highly professional style, comparing favorably with rugged Hollywood standards. Theater patrons everywhere will enjoy its contents and feel prideful that our Marine Corps stands so well prepared to defend the American way should need arise.

The Marine Corps Photographic Section produced "Candidates Class" under supervision of Capt. W. M. Nelson. Lieut. William A. Halpern's direction is thorough and interesting, making the most of a solid script by Sergeant Stanley Kops. The photography by Staff Sergeant John Rogers and Private First Class Donovan Raddatz is neat, and the production adeptly edited by Corporal Morris R. Abrams. Narration by Richard Starke is lively and well-delivered.

This film is available to exhibitors on request, and at no charge, by merely contacting their local Marine Corps Recruiting Office.

"How To Take a Vacation"

(Benchley Comedy)

Paramount **10 mins.**

Typical Benchley Satire

Done in the funny Benchley style, this comedy of the man who gets mommy to let him go on a vacation with a couple of cronies will get it's share of laughs. The trio starts off bravely enough and arrive at their forest cabin in good spirits—only to run into a spell of wet weather. A diet of beans and poker (with their Indian guide the big winner) soon bores, and daddy is glad to finish his vacation at the beach with his wife.

"Meet the Champs"

(Sportlight)

Paramount **10 mins.**

Archery Thriller

California's Wilhelm Brothers, archery experts, are featured here. Opening with some more or less routine stunts, the reel builds up to a fine thriller sequence in which one of the brothers not only shoots an apple from his partner's head, but follows through by removing a ping-pong ball, dice and then a collar button. Audiences should like it.

Unity's Need Vital, Richey Tells Allied

Detroit—The dangers of disorganization of any industry are more apparent today than ever before, H. M. Richey, M-G-M's director of exhibitor relations, told the Michigan Allied convention yesterday in an address which stressed the necessity of unity.

"I am thoroughly convinced," Richey said, "that if a movement for unity is contaminating, if sitting down with the other fellow to discuss and solve common problems is infectious, that we are in for the type of epidemic that will quarantine us from the outside world when we come to problems arising from within the industry. "But," he continued, "the quarantine will serve as the smallpox sign on the door for those from without who have for years been offering quack remedies to cure what they said were the ills of the industry."

Richey said he believed there always will be those who will question the motives of anyone who suggests a round table conference of the various elements of this business, but that they are in the vast minority, not the majority.

"I see nothing strange that a question of unity should be Number One in the minds of so many people at this time," Richey said, "because I believe that the industry is being driven closer and closer together by the emergency."

Richey asserted that attacks from the ouptside, efforts at unreasonable taxation, outside competition and other factors have "brought us to the realization that the other fellow's problem is sometimes our problem and certainly your problem is many times his problem."

The trend toward unity is taking place, Richey said, adding that he didn't believe any small group could stop it.

"Frankly," he continued, "I don't believe such a conference or permanent working organization will over-night solve every problem in the industry. But I know this—you have proven it here in Michigan—that the closer the various elements in this business get together, the more they understand each other's problems, the nearer will they come to solution."

Tony DiLorenzo Dies

Hartford—Tony DiLorenzo, one of the state's pioneer exhibitors, is dead here. He is survived by his widow, sister of Michael Daly, with whom DiLorenzo operated the Daly Theater, Hartford, and six children. His exhibition activity started 25 years ago at the Crown, Hartford.

TO THE EXHIBITORS WHO ARE WAITING TO TURN IN THEIR U. S. O. THEATRE DRIVE COLLECTIONS

The exhibitors who joined the U.S.O. Theatre Drive had two jobs.

First—to collect the biggest fund in movie history. That job was done.

Second—to promptly turn this money over to their Distributor Co-Chairmen. This job is unfinished.

I am making this a personal appeal to every exhibitor who has been slow in remitting his collections to his Distributor Co-Chairman.

The Committee desires to turn this money over to the U.S.O. in one check—to dramatize in a draft of seven figures what the exhibitors of the country have helped to do for the boys in uniform. I need your immediate cooperation. Don't spoil a terrific start by a slow finish.

Please send in your collections at once.

JOSEPH BERNHARD
CHAIRMAN
MOTION PICTURE THEATRES DRIVE
NATIONAL U.S.O. CAMPAIGN

FILE COPY
DO NOT REMOVE

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

80, NO. 72—In Two Sections. Section 1. NEW YORK, FRIDAY, OCTOBER 10, 1941 TEN CENTS

TESTIFIES BIOFF CALLED SELF IA'S BOSS

Para. and Loew's to Back Institutional Campaign

Other Circuits Expected To Support Plan Proposed By Earl J. Hudson of UDT

Paramount and Loew's have pledged their theaters to the institutional and trailer campaign proposed by Earl J. Hudson, president of United Detroit Theaters. Proposal was endorsed by a number of major company executives who attended the Michigan Allied convention and the plan is scheduled to become national in scope immediately.

George Dembow, sales manager of

(Continued on Page 2)

Withdrawal of Minn. Branches Is Mulled

Possibility that the five decree-signing companies and United Artists will fold up their branches in Minneapolis due to the upholding of the anti-blocks-of-five law was reported yesterday. While the next move on the part of the distributors is as yet undecided, future

(Continued on Page 7)

85 to Attend Columbia Sales Convention Here

Columbia starts the second of its three sales meetings today at the Warwick Hotel, with more than 85 delegates, including New York home office executives and members of the

(Continued on Page 2)

Varied Columbus Day Observance in N. Y.

Home office observance of Columbus Day, which will be marked on Monday due to the fact that the 12th falls on Sunday, will be varied. Twentieth-Fox will be closed all day; RKO Radio, Universal, Warners and Metro have determined to close at 1 p.m. Paramount will remain open all day; UA, Columbia and Republic yesterday had not reached a decision.

THE FILM DAILY will be published as usual Monday.

"U" IN LONG-TERM CIRCUIT DEALS

Contracts with Warners, RKO and Paramount Partners Augment That Negotiated with Fox West Coast

Universal has entered into a record number of big circuit deals in the last few weeks, according to William A. Scully, vice-president and general sales manager, who returned this week from an extended national tour in company with William J. Heineman, assistant sales manager.

Uptrends in general business conditions coupled with recognition of Universal quality have resulted in the greatest business impetus the company has felt in many years, Scully said.

Among the more important circuit deals are the already announced three-year contract negotiated with all the Fox West Coast theaters, set under the new decentralized buying plan; a three-year deal with the Warner circuit; a long-term deal

(Continued on Page 3)

Amusement Receipts In '41 to Set Mark

Washington Bureau of THE FILM DAILY

Washington — Pointing out that the motion picture industry is the biggest money recipient in the amusement and entertainment field, the Department of Commerce yesterday predicted that 1941 might yet establish a new record in amusement receipts.

The Department said that cash in-

(Continued on Page 6)

Ohio Film Censor Board Will Be Reorganized

Columbus—The Ohio Censor Board is to be reorganized with the resignation, effective Oct 15, of Roy Reich-

(Continued on Page 7)

Strike Settlement Formula in Mexico

Motion Picture Workers' Union and the distributors in Mexico have arrived at a formula for the settlement of the five-week-old strike, foreign managers were advised here yesterday. Shipments of films to Mexico City will be resumed in a few days, it was said.

Distribs. feel agreement reached

(Continued on Page 6)

Agree Upon Settlement In Great Northern Case

Philadelphia — An agreement has been reached in the arbitration case filed by the Great Northern Theater against Paramount, M-G-M and 20th

(Continued on Page 6)

Para. Will Swap Debentures

Offers $20,000,000 in 4s56 for 3¼s47, Notes

Paramount yesterday advised holders of its 3¼ per cent convertible debentures, due Mar. 1, 1947, that it was prepared to exchange a maximum of $20,000,000 aggregate principal amount of its 4 per cent debentures, due Sept. 1, 1956, for (a) an equal amount of its 3¼ debentures when accompanied by the Mar. 1, 1942, and and all un-

(Continued on Page 6)

Attacks Constitutionality Of N. Y. State Censorship

Albany—Article 43 of the New York State Education law is attacked as unconstitutional in a petition filed yesterday by Morris Ernst, counsel for Arthur Mayer and Joseph Burstyn, distributors of "The Forgotten Village," with the Board of Re-

(Continued on Page 7)

West Coast Labor Exec. at First Demanded $2,000,000 Pay-off, Schenck Swears

William Bioff, West Coast representative of the IATSE, identified himself as "the boss of the union," who had obtained election of George E. Browne as the international president, Nicholas M. Schenck, president of Loew's, stated in court yesterday while testifying as the first Government witness in the extortion trial of the two labor officials.

Schenck, in detailing the negotiations starting from Bioff's original

(Continued on Page 7)

Seven Coast Locals Stage IATSE Revolt

Revolt against the International authority of IATSE has broken out among seven of the IA Hollywood craft locals here for negotiations with Pat Casey, studio labor contact, and the producers, it was learned yesterday.

Decision was reached when the

(Continued on Page 7)

UA Owners, Directors Will Meet Informally

Meeting of United Artists board of directors and owners scheduled for today will be an informal one

(Continued on Page 3)

Selznick to Start First by December

Chicago—David O. Selznick will have one production under way by December and two more by January, the new UA owner-producer declared here yesterday on his arrival en route to New York.

Selznick confirmed THE FILM DAILY'S exclusive story that GWTW would be sent out again by Metro next year with no cut in footage or prices. He added the pic probably would be a February or March release.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

Vol. 80, No. 72 First Section

Fri., Oct. 10, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(*Thursday, Oct. 9*)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat	9⅞	9⅞	9⅞	— ⅛
Col. Picts. vtc. (2½%)	7	6¾	6¾	— ⅜
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	¾	¾	¾	—1-16
East. Kodak	141	137	137	— 5
do pfd.	....	....	....	.....
Gen. Th. Eq.	13	12⅝	12⅝	— ⅜
Loew's, Inc.	38	37	37¼	— ½
do pfd.	110	110	110	.....
Paramount	14⅜	13¾	13⅞	— ¾
Para. 1st pfd.	107⅝	105	105	— 2⅛
Para. 2nd pfd.	13	13	13	— ⅛
Pathe Film	14	14	14	— ¼
RKO $6 pfd.	50	50	50	— ½
20th Century-Fox	9	8½	8½	— ½
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	155	152	155	+ 3¼
Warner Bros.	5⅛	4⅞	5	— ¼
NEW YORK BOND MARKET				
Loew's deb. 3½s 46	103¾	103¾	103¾	— ¼
Par. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	99½	99½	99½	.....
Warner Bros.' dbs. 6s48	....	....	....	.....
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	3-16	3-16	3-16	.....
Sonotone Corp.	2⅛	2⅛	2⅛	.....
Technicolor	9½	9¼	9¼	— ⅜
Trans-Lux	¾	¾	¾	.....
Universal Corp. vtc.	8⅛	8	8⅛	+ ⅜
Universal Picts.	22	22	22	— 2½

WHEN SPEED'S YOUR NEED
PHONE TELEGRAMS TO
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

85 to Attend Columbia Sales Convention Here

(*Continued from Page* 1)

sales staffs of 10 branch offices from the Mid-East and Eastern divisions, and Canada, attending. Sessions run through Sunday. A. Montague presides.

Among the home office execs. attending will be Jack Cohn, A. Schneider, N. B. Spingold, Rube Jackter, Louis Astor, Louis Weinberg, Max Weisfeldt, Leo Jaffe, Hank Kaufman, Maurice Grad, Mort Wormser, George Josephs, Bill Brennan, Bernie Zeeman, David Lipton, Hortense Schorr, Vincent Borrelli, Joe Freiberg, Seth Raisler, Irving Sherman, Lou Melamed, Al Seligman, Jack Segal and Arnold Picker.

Present from the Mid-East, Eastern and Canadian offices are the following division managers, branch managers and salesmen:

WASHINGTON — Mid-Eastern Division Mgr. S. A. Galanty; Salesmen, O. D. Weems, J. B. Walsh, C. A. Wingfield, B. Caplon, J. Kushner.

PITTSBURGH—Branch Mgr. A. H. Levy; Salesmen, S. Sugarman, C. Kosco, S. Goldberg, G. Tice, R. Kimelman.

CINCINNATI—Branch Mgr. A. S. Moritz; Salesmen, C. R. Palmer, H. W. Rullman, L. E. Davis, P. Niland, J. A. Curran.

CLEVELAND—Branch Mgr. L. Zucker; Salesmen, M. Glick, J. Share, O. Bloom, G. Vojae.

ALBANY—Branch Mgr. J. Miller; Salesmen, E. Hochstim, J. Armm, W. Silverman, S. Goldberg.

BOSTON—Branch Mgr. I. H. Rogovin; Salesmen, E. Cohen, S. Simons, C. Myshrall, H. Olshan, J. Wolf, A. Barry, G. Haupert.

BUFFALO—Branch Mgr. P. Fox; Salesmen, G. H. Ferguson, J. Bullwinkel, N. Marcus, C. Harter.

NEW HAVEN—Branch Mgr. T. F. O'Toole; Salesmen, B. J. Lourie, S. Swirsky.

NEW YORK—District Mgr. N. Cohn; Branch Mgrs., S. Trauner and I. Wormser; Salesmen, S. Sokoloff, S. Schussel, J. Wenisch, M. Fraum, E. Helouis, S. Feinblum.

PHILADELPHIA—Branch Mgr. H. E. Weiner; Salesmen, J. Schaeffer, D. Korson, J. Engel, S. Bell, L. H. Wurtele.

CANADA—General Mgr. of Canada L. Rosenfeld; General Sales Mgr. D. Coplan; Salesmen, A. Cass of Toronto, W. Elman of Montreal.

Grainger Leaves for Coast To Attend Regional Meet

James R. Grainger, president of Republic, planed out yesterday for the Coast, with stops at Detroit, Chicago and Dallas. He will arrive at Republic's North Hollywood studios in time to preside at the first of the four regional meetings to be held within the next month. Coast meeting will take place Oct. 15 and 16. Dates of the New Orleans, Chicago and New York meetings will be announced later.

Grainger will be back in New York on Oct. 27, stopping off at San Francisco, St. Louis and Pittsburgh on the return trip.

Marquand Novel for Laughton

West Coast Bureau of THE FILM DAILY

Hollywood—RKO has bought J. P. Marquand's 1925 novel, "Lord Timothy Dexter," as a vehicle for Charles Laughton. Charles Bennett will prepare the scenario. David Hempstead will produce.

Tradeshow "Target" Tuesday

"Target for Tonight" will be tradeshown by Warners at the New York home office Tuesday. No further tradeshow dates set as yet.

Smith, Barney to Market Eastman Kodak Stock

Smith, Barney & Co. will conduct a secondary distribution of between 12,000 and 15,000 shares of Eastman Kodak Co. stock, when market conditions are suitable. Whether the shares are holdings of an estate could not be ascertained.

The stock long has been a "Blue Chip" and closed yesterday at $137 a share on the New York Stock Exchange.

Clearance Elimination Asked by J. L. Shulman

Asking for the elimination of clearance between the Plaza and Windsor Theaters, Windsor, Conn., Joseph L. Shulman, operator of the Plaza, has filed a demand for arbitration with the New Haven tribunal against the five decree-signing companies. The Windsor now has 30 days' clearance over the Plaza.

23 Pix Slot Machines Operating in Milwaukee

Milwaukee — Milwaukee has just 23 coin in the slot moving picture machines, according to a survey completed by the police department. The Common Council's license committee has before it an ordinance proposing to permit fees for almost every type of coin operated device, which would raise between $150,000 to $200,000 annually, it is estimated.

Columbia to Distribute Four Argentine Features

Buenos Aires (By Air Mail)—Deal whereby Columbia will distribute four pictures made by Lumiton, a local producing outfit, is expected to be consummated when J. A. McConville, Columbia foreign manager, arrives next week. Columbia will take an active interest in the production.

Helen Morgan Dead in Chi.

Chicago — Helen Morgan, 41, is dead here following a recent emergency operation for liver and kidney ailments.

Interment will take place in La Grange tomorrow.

Para. Gives Levant Term Pact

West Coast Bureau of THE FILM DAILY

Hollywood—Paramount has signed Oscar Levant, pianist and author, to a term contract. His first picture is tentatively set as "You Go Your Way."

COMING and GOING

JOSEPH M. SCHENCK will arrive today by plane from the Coast.

JAMES R. GRAINGER planed out yesterday for the Coast with stops at Detroit, Chicago and Dallas scheduled.

BUCK JONES has left the Coast for Kansas City where he will be guest of honor [illegible] he American Royal Live Stock and Horse [illegible] Oct. 18.

DUKE HICKEY, NSS home office publicist, accompanied by **HERB LEVINGER**, eastern advertising man, left yesterday for Chicago.

PATRICIA DANE, M-G-M newcomer, will come to New York on vacation when she finishes her role in "Johnny Eager."

NEIL AGNEW, Para. sales manager, **R. M. GILLHAM, ALEC MOSS** and **AL WILKIE** expect to plane to Hollywood late next week for a special screening of the company's new Technicolor feature, "Louisiana Purchase."

BETTY FIELD arrives here from the Coast today via TWA Stratoliner with a Broadway stage appearance in view.

ALFRED SANTELL leaves for the Coast tomorrow following a New York vacation. He will stop off in Chicago where **MRS. SANTELL** will join him.

EMERSON YORKE, film producer, is in Philadelphia for several days.

DAVID O. SELZNICK, LAUDY LAWRENCE and **VAL LEWTON** arrive on the Century today from Chicago.

JAN STRUTHERS, noted British author, has started a nation-wide tour and will appear as guest star at theaters where the Information Please shorts are playing.

WILLIAM KEIGHLEY, director, and his wife, **GENEVIEVE TOBIN**, plan to leave Burbank for a three-month vacation in Mexico City as soon as Keighley completes shooting on "The Man Who Came to Dinner."

JOSEPHINE HULL and **JEAN ADAIR**, of the Broadway cast of "Arsenic and Old Lace," leave for the Coast around Oct. 20 to appear in the pitcurization of the play.

Para. and Loew to Back Institutional Campaign

(*Continued from Page* 1)

National Screen Service, has pledged his company to handle the service of trailers and other accessories on a strictly cost basis as its gift to the campaign.

While other circuits yesterday had not received full details of the plan, it is believed in trade circles that they will give their support. Harry Brandt said, "I'm all for it and my theaters will go for it."

Michigan Allied leaders expressed the opinion that the national organization may adopt it subsequently.

Campaign is expected to follow along the lines of testimonials of prominent Americans who will give their opinions of picture values. Trailers and special space in newspapers will be used.

Hub's Majestic Goes Legit.

Boston—Majestic is reverting to legit.

NOTICE OF TRADE SHOWINGS

New York City—

Picture . . . . "TARGET FOR TONIGHT"
Company . . . . Warner Bros.
Date . . . . Tuesday, October 14, 1941
Time . . . . 10 a.m.
Place . . . . Screening Rm., 321 West 44th St., N. Y. C.

Expect AFL to Move For Arnold's Ouster

Seattle—American Federation of Labor convention is expected to act upon a resolution next week aimed at the ouster of Thurman W. Arnold, [illegible]stant Att[illegible]ey General and chief of the Department of Justice's anti-trust division. Drafting of the resolution, now in progress, follows severe criticism of Arnold by the Federation's Executive Council.

THURMAN W. ARNOLD

In its report the council charged that Arnold, "frustrated by the courts," had given up "all pretense of being a law-enforcement public servant" and had assumed "the role of a full-blown anti-labor lobbyist."

"In this, of course," the report continued, "he is greatly encouraged by the reactionary press, which from the beginning has hailed Arnold's exploits against labor, for they have proved a convenient and inexpensive means for anti-labor employers to attack organized labor and to further their anti-labor aims.

"We dare not minimize the danger of this new threat to labor's basic rights. Notwithstanding the many defeats in the courts, Arnold still has effective access to many Congressmen and Senators who share his anti-labor views."

The Federation resolution, it was reported, would ask Attorney General Francis Biddle to inquire into, among other things, what the Council termed "Mr. Arnold's publicity campaign," including magazine articles and his use of "the public press and the public forum in a most deplorable and most unconscionable manner."

"Common decency and a sense of justice," the Council report declared, "should have restrained a public servant from applying, as he recently did in an article published in a magazine with national circulation, the libelous title and epithet of 'labor's hidden hold-up men' to the officials of labor organizations who have already been victimized by indictments declared unfounded by the Supreme Court of the United States, indictments unnecessarily issued by that very public servant."

Triple Bills Creep Back In Chi. Area

Chicago—Triple feature programs, are slowly, creeping back in the Chicago residential section. Five houses in the city and the Stadium Theater in Evanston are advertising triple programs.

● ● ● WHEN you stop to think about it, it's mainly via the efforts of the fair sex that the great "Night of Stars" is a sellout each year in Madison Sq. Garden......That the same happy circumstance will prevail on the evening of Nov. 26 is a foregone conclusion......The Women's Division this time for the big event has Mrs. Herbert H. Lehman and Mrs. Roger W. Straus as honorary chairmen, along with them being Mrs. Barney Balaban, Mrs. Irving Berlin, Miss Fanny Brice, Miss Sophie Tucker, Mrs. Eddie Cantor and Mrs. Joseph Stroock......Acting as executive chairman is Mrs. Leo Spitz and Co-Chairmen Mrs. Nate Blumberg, Mrs. Hal Horne, Mrs. Ted Lewis and Mrs. Abraham F. Wechsler......Then as vice-chairmen, Mrs. Michael Addison, Mrs. Ben Bernie, Mrs Sol Boneparth, Mrs. Phillip Brenner, Mrs. Israel Goldstein, Mrs. Irving Lewine, Mrs. Louis Nizer and Mrs. Damon Runyon......Director of the Women's Division is Mrs. Albert S. Liebers...... Talk about your all-star femme "teams"!......

▼ ▼ ▼

● ● ● *CUTS AND SPLICES:......Milton Marx, Warner Bros. ad. dept. staff artist, will have his first one-man show at the Sterner Art Galleries, 9 East 57th St., from Oct. 20 to Nov. 1, exhibit consisting of water colors depicting the New York scene o'er a period of years and'll be called "New York—Now and Then". . .* ● *Which reminds that there's a helluva pack of academic talent 'mong the h.o. pic artists, and if the best of their works were harnessed together such an exhibit would be an international wow. . .* ● *B & K is using 24-sheet posters in a Chicago-wide campaign stressing the new slogan, 'It's Showtime at B & K Theaters," and also bringing out circuit's 24 years of leadership with six houses in the Loop, and many nabe houses, with best in films and comfort for the theatergoer. . .* ● *Commencing its 15th season, the Fifth Ave. Playhouse will hold the American premiere of "Le Roi," starring Raimu, Victor Francen, Gaby Morlay and Elvira Popesco, on Oct. 27......The showing will mark house's 15th anniversary, it having been opened Oct. 29, 1926, with a revival of "The Cabinet of Dr. Caligari"......*

▼ ▼ ▼

● ● ● SPORTS DEPT.:......Earle Hammons and Craig Wood, open golf champ, have been doing a lot of lunching together lately......Trade wondering whether E. W. is about to make some golf shorts or is he brushing up on his own game?......

▼ ▼ ▼

● ● ● *RISE AND SHINE DEPT......Paolo (Garibaldi) Grosso, official RKO shoe shiner, is 71 years old today......and thereby hangs an interesting tale......"Gary" has been shining shoes for 57 years, his career going back to the ealry days of the B. F. Keith Corp. He polished the boots of Keith himself and for his son,......also Klaw, Erlanger, Martin Beck, Florenz Ziegfeld, Charles Dillingham, Al Smith and many other celebrities......He figures he's shined more than a half-million pair of shoes......Once he was asked how much salary he would want to play a bootblack role in a Helen Hayes play......Gary wanted $250 a week......He was asked if he would take $25......"Yes," said Gary, "but it's a big cut." He has eight children living and eight dead......And has had no vacation in 57 years except Sundays and rainy days......*

▼ ▼ ▼

● ● ● SPORTS DEPT.:......The Paramount ladies' softball team, representing Paramount Film Exchange, Toronto, in the Olympic senior league, has been invited to hie to New Orleans for the International Championship Series with the Jax Girls of that city......In Thelma Golden, the Paramounts have probably the outstanding femme pitcher in the sport......Why doesn't Paramount use this as a slogan for Thelma's prowess: "If It's a Paramount Pitcher, It's the Best Show in Town"......

"U" in Long-Term Deals with Circuits

(*Continued from Page* 1)

with the RKO circuit and contracts with the Paramount theater partners.

Included in the last named deals are the Great States circuit, B & K, Minnesota Amusement Co., Intermountain, Wilby & Kincey, Texas Consolidated and Interstate circuits, M & P and Butterfield.

WILLIAM A. SCULLY

In Canada, F. J. R. McCarthy reported contracts closed with Famous Players Canadian Corp. and the Odeon circuit.

Product viewed at the studio is tops, Scully said.

Toronto—F. J. A. McCarthy, Universal's Canadian and Southern sales manager, conferred here yesterday with J. J. Fitzgibbons, president of Famous Players Canadian, and R. W. Bolstad, vice-president of the Paramount affiliate.

The two FPC execs. left immediately after the meeting for a tour of Western Canada theaters without making any announcement.

McCarthy remains over.

UA Owners, Directors Will Meet Informally

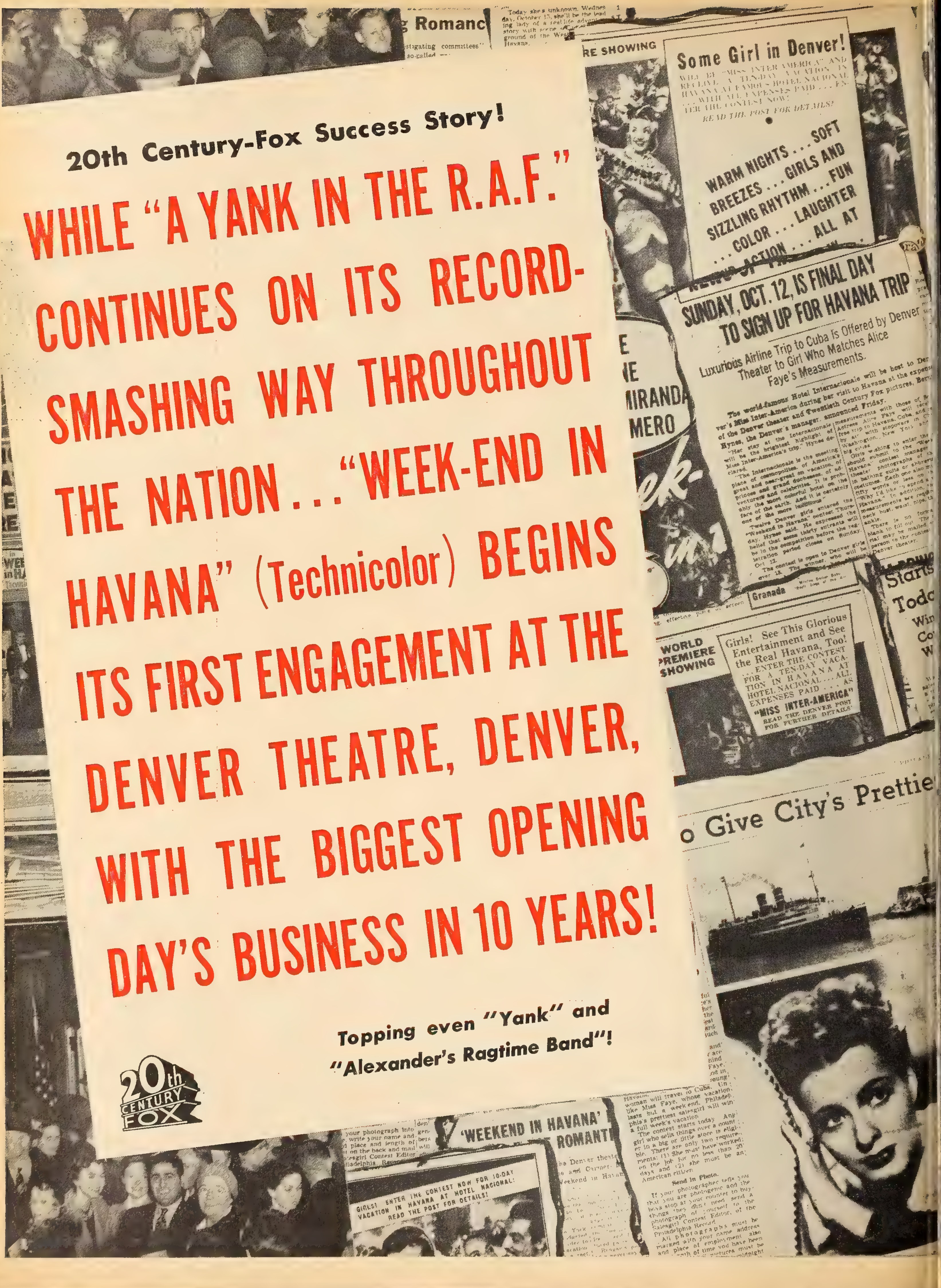
(*Continued from Page* 1)

and not a session with a definite purpose. David O. Selznick, the new owner-member, will attend. Selection and announcement of a new president may be delayed several weeks.

M & P Adds "Flesh" to Duals

Boston—M & P's Egyptian Theater in Boston's suburban area has added stage shows to duals.

OCTOBER 10
Helen Hayes
Harry Richman
OCTOBER 11
Lillian Hackett
Maurice Pivar
OCTOBER 12
William Nigh
Crauford Kent
Joseph S. Skirball
Bob Doidge
Amerigo Aboaf
George A. Noffka
Peggy Diggins
John Graham

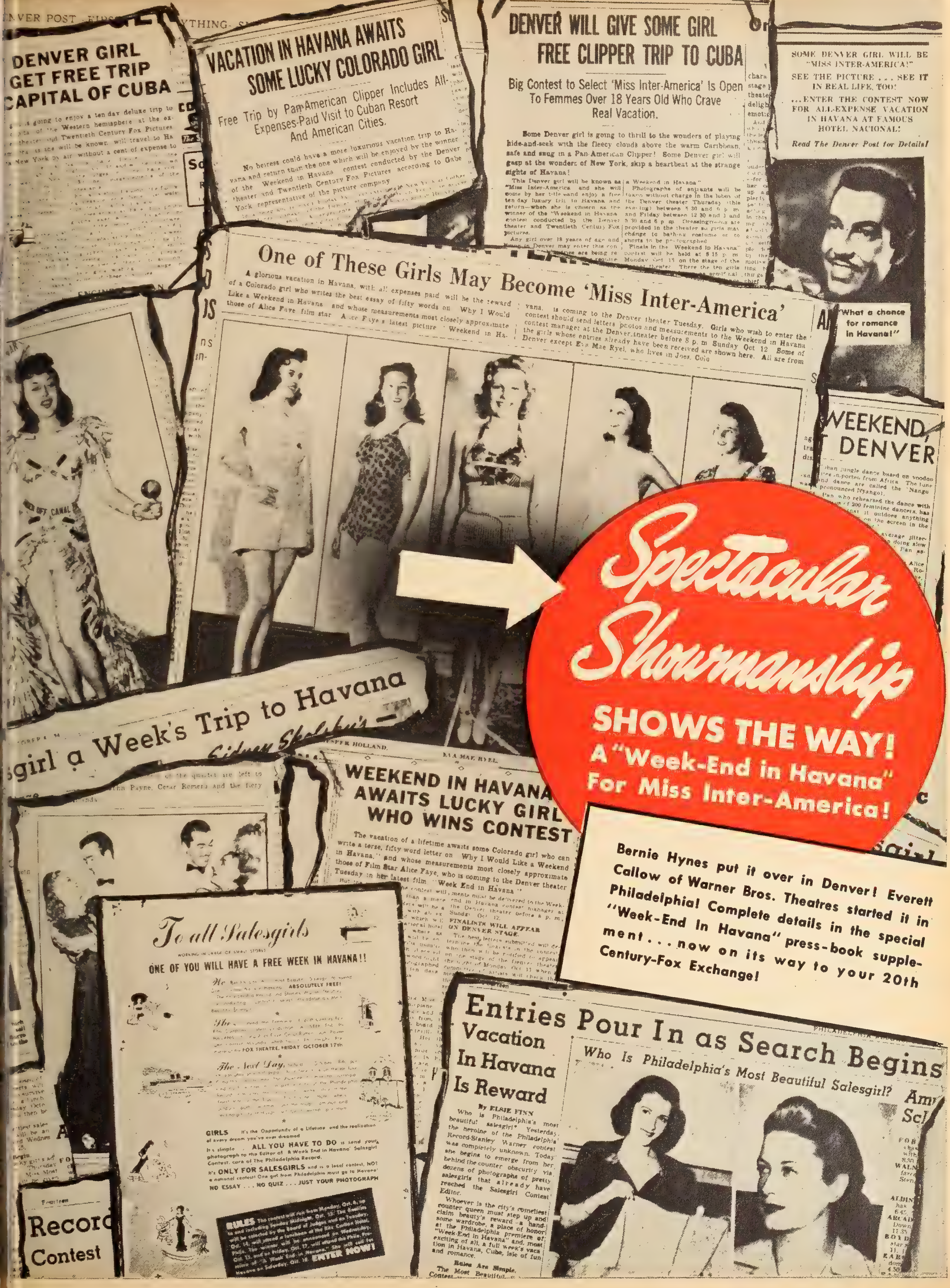

Romanc
RE SHOWING
Some Girl in Denver!
WARM NIGHTS . . . SOFT BREEZES . . . GIRLS AND SIZZLING RHYTHM . . . FUN . . . COLOR . . . LAUGHTER . . . ACTION . . . ALL AT
SUNDAY, OCT. 12, IS FINAL DAY TO SIGN UP FOR HAVANA TRIP
Luxurious Airline Trip to Cuba Is Offered by Denver Theater to Girl Who Matches Alice Faye's Measurements.
MIRANDA
MERO
Granada
WORLD PREMIERE SHOWING
Girls! See This Glorious Entertainment and See the Real Havana, Too! . . . ENTER THE CONTEST FOR A TEN-DAY VACATION IN HAVANA AT HOTEL NACIONAL . . . ALL EXPENSES PAID . . . AS "MISS INTER-AMERICA" READ THE DENVER POST FOR FURTHER DETAILS
Starts Toda
o Give City's Prettie
'WEEKEND IN HAVANA' ROMANT
GIRLS! ENTER THE CONTEST NOW FOR 10-DAY VACATION IN HAVANA AT HOTEL NACIONAL: READ THE POST FOR DETAILS!
Send in Photo.

20th Century-Fox Success Story!

WHILE "A YANK IN THE R.A.F." CONTINUES ON ITS RECORD-SMASHING WAY THROUGHOUT THE NATION . . . "WEEK-END IN HAVANA" (Technicolor) BEGINS ITS FIRST ENGAGEMENT AT THE DENVER THEATRE, DENVER, WITH THE BIGGEST OPENING DAY'S BUSINESS IN 10 YEARS!

Topping even "Yank" and "Alexander's Ragtime Band"!

20th CENTURY FOX



Spectacular Showmanship

SHOWS THE WAY!

A "Week-End in Havana" For Miss Inter-America!

Bernie Hynes put it over in Denver! Everett Callow of Warner Bros. Theatres started it in Philadelphia! Complete details in the special "Week-End In Havana" press-book supplement...now on its way to your 20th Century-Fox Exchange!

DENVER POST

DENVER GIRL GET FREE TRIP CAPITAL OF CUBA

is going to enjoy a ten day deluxe trip to the Western hemisphere at the ex- of the theater and Twentieth Century Fox Pictures as she will be known, will travel to Ha New York by air without a cent of expense to

---

VACATION IN HAVANA AWAITS SOME LUCKY COLORADO GIRL

Free Trip by Pan-American Clipper Includes All-Expenses-Paid Visit to Cuban Resort And American Cities.

No heiress could have a more luxurious vacation trip to Havana and return than the one which will be enjoyed by the winner of the "Weekend in Havana" contest conducted by the Denver theater and Twentieth Century Fox Pictures according to Gabe York representative of the picture company

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DENVER WILL GIVE SOME GIRL FREE CLIPPER TRIP TO CUBA

Big Contest to Select 'Miss Inter-America' Is Open To Femmes Over 18 Years Old Who Crave Real Vacation.

Some Denver girl is going to thrill to the wonders of playing hide-and-seek with the fleecy clouds above the warm Caribbean, safe and snug in a Pan-American Clipper! Some Denver girl will gasp at the wonders of New York, skip a heartbeat at the strange sights of Havana!

This Denver girl will be known as "Miss Inter-America" and she will come by her title and enjoy a free ten day luxury trip to Havana and return—when she is chosen as the winner of the "Weekend in Havana" contest conducted by the Denver theater and Twentieth Century Fox pictures.

Any girl over 18 years of age and living in Denver may enter this con

a Weekend in Havana."

Photographs of entrants will be taken without charge in the lobby of the Denver theater Thursday (this evening) between 5:30 and 6 p. m. and Friday between 12:30 and 1 and 5:30 and 6 p. m. Dressingrooms are provided in the theater so girls may change to bathing costume or to shorts to be photographed.

Finals in the "Weekend in Havana" contest will be held at 8:15 p. m. Monday Oct. 13 on the stage of the theater. There the ten girls

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SOME DENVER GIRL WILL BE "MISS INTER-AMERICA!"

SEE THE PICTURE . . . SEE IT IN REAL LIFE, TOO!

...ENTER THE CONTEST NOW FOR ALL-EXPENSE VACATION IN HAVANA AT FAMOUS HOTEL NACIONAL!

Read The Denver Post for Details!

"What a chance for romance in Havana!"

One of These Girls May Become 'Miss Inter-America'

A glorious vacation in Havana, with all expenses paid will be the reward of a Colorado girl who writes the best essay of fifty words on "Why I Would Like a Weekend in Havana" and whose measurements most closely approximate those of Alice Faye film star. Alice Faye's latest picture "Weekend in Havana," is coming to the Denver theater Tuesday. Girls who wish to enter the contest should send letters photos and measurements to the Weekend in Havana contest manager at the Denver theater before 8 p. m. Sunday Oct 12. Some of the girls whose entries already have been received are shown here. All are from Denver except Eva Mae Ryel, who lives in Joes, Colo.

WEEKEND IN DENVER

jungle dance based on voodoo from Africa. The tune and dance are called the "Nango" (pronounced Nyango).

Pan who rehearsed the dance with 200 feminine dancers, has it outdoes anything on the screen in the

---

girl a Week's Trip to Havana

Sidney Skolsky's

JASPER HOLLAND.

EVA MAE RYEL.

WEEKEND IN HAVANA AWAITS LUCKY GIRL WHO WINS CONTEST

The vacation of a lifetime awaits some Colorado girl who can write a terse, fifty word letter on "Why I Would Like a Weekend in Havana," and whose measurements most closely approximate those of Film Star Alice Faye, who is coming to the Denver theater Tuesday in her latest film "Week End in Havana."

ments must be delivered to the Weekend in Havana contest manager at the Denver theater before 8 p. m., Sunday Oct 12.

FINALISTS WILL APPEAR ON DENVER STAGE.

To all Salesgirls

WORKING IN LARGE OR SMALL STORES

ONE OF YOU WILL HAVE A FREE WEEK IN HAVANA!!

ABSOLUTELY FREE!

FOX THEATRE, FRIDAY OCTOBER 17TH

The Next Day,

GIRLS It's the Opportunity of a Lifetime and the realization of every dream you've ever dreamed

It's simple . . . **ALL YOU HAVE TO DO** is send your photograph to the Editor of "A Week End in Havana" Salesgirl Contest, care of The Philadelphia Record.

It's **ONLY FOR SALESGIRLS** and is a local contest, NOT a national contest! One girl from Philadelphia must go to Havana!

NO ESSAY . . . NO QUIZ . . . JUST YOUR PHOTOGRAPH

RULES ENTER NOW!

Record Contest

Entries Pour In as Search Begins

Vacation In Havana Is Reward

Who Is Philadelphia's Most Beautiful Salesgirl?

By ELSIE FINN

Who is Philadelphia's most beautiful salesgirl? Yesterday the heroine of the Philadelphia Record-Stanley Warner contest was completely unknown. Today she begins to emerge from her behind-the-counter obscurity via dozens of photographs of pretty salesgirls that already have reached the Salesgirl Contest Editor.

Whoever is the city's comeliest counter queen must step up and claim beauty's reward—a handsome wardrobe, a place of honor at the Philadelphia premiere of "Week-End in Havana," and, most exciting of all, a full week's vacation in Havana, Cuba, isle of fun and romance.

Rules Are Simple.

The Most Beautiful Contest

Para. in 20 Million Deb. Exchange Offer

(*Continued from Page* 1)

matured coupons and (b) an equal aggregate principal amount of its corporate notes totalling $17,355,782. Outstanding 3¼ per cent debentures aggregate $12,681,000 principal amount.

Acceptance of the exchange offer must be made on or before Nov. 10 to the Manufacturers Trust Co., the company's agent; Paramount, however, reserves the right to extend the offer to a later date.

Para. Outlines Terms

In its notification to debenture holders, Paramount outlined the terms of the exchange offers as follows:

For each 3¼ per cent Convertible Debenture, with the March 1, 1942, coupon attached, presented for exchange on or before Nov. 10, the Company will deliver in exchange therefor a 4 per cent Debenture due 1956 of like principal amount with the March 1, 1942, coupon attached, in each such case without any interest adjustment. For each corporate note presented for exchange on or before Nov. 10, the Company will deliver in exchange therefor 4 per cent Debentures due 1956 of like principal amount with the March 1, 1942, coupons attached, in each such case with an interest adjustment as follows: The company will pay the interest accrued on each corporate note so presented, at the rate therein provided, to and including the date of such presentation, and the holder of each such corporate note will be required, simultaneously with the presentation thereof, to pay to the company an amount equal to the interest on the principal amount of such 4 per cent Debentures due 1956 from Sept. 1, 1941, to and including the date of such presentation. Any extension beyond Nov. 10, may be made with or without interest adjustments with respect to the 3¼ per cent Convertible Debentures, as the company may then determine."

The 3¼ per cent Convertible Debentures, which are unsecured, are convertible at any time on or before March 1, 1942, into three shares of common for each $100 in aggregate principal amount of debentures, at the basic conversion price per share of common of $33 1-3, and thereafter and on or before Feb. 23, 1947, into 2½ shares of common for each $100 principal amount of debentures at the basic conversion price per share of common of $40, the conversion prices being subject to adjustment.

Discussing the offer, the letter says:

> Three and one quarter per cent Convertible Debentures exchanged in accordance with this offer, will not be reissued, but will either be cancelled or tendered from time to time to the trustee of the indenture under which they were issued for retirement through the sinking fund provided for in that indenture. The 3¼ Convertible Debentures in the treasury of the company, and any 3¼% Convertible Debentures which the company may acquire otherwise than pursuant to this offer, will not be exchanged for 4% Debentures due 1956 but will also either be cancelled or tendered from time to time to the trustee of the indenture under which they were issued for retirement through the sinking fund.
>
> "The 4% Debenture due 1956, which will not be convertible and which will be unsecured, will be limted in aggregate principal amount to $25,000,000 and will be issued under an Indenture, dated as of Sept. 1, 1941, between the company and Manufacturers Trust Co., as trustee. Said Debentures will bear interest at the rate of 4% per annum, payable semi- annually, on March 1 and Sept. 1 in each year. The company has no present intention of issuing any of the additional $5,000,000 principal amount of 4% Debentures due 1956 which, under certain terms and conditions set forth in the Indenture, are issuable thereunder."

The $20,000,000 aggregate principal amount of 4% Debentures due 1956 have been authorized to be listed on the New York Stock Exchange.

REVIEWS OF NEW FILMS

"Target for Tonight"

Warners-British M of I 48 Mins.

DRAMATIC AND SUSPENSEFUL DOCUMENTARY PACKS A TERRIFIC PUNCH.

This photographic record of a bombing expedition carried out by a Royal Air Force squadron against an extensive German oil "dump" at Freihausen, on the Rhine, impresses as the most dramatic and suspenseful documentary (or semi-documentary) yet to come out of Endland.

Impregnated with effective drama and suspenseful to the Nth degree, its footage, occupying 48 minutes of screen time, packs a terrific punch. Highly exploitable, from both the standpoint of theme and content, "Target for Tonight" should score heavily.

Whether the picture is completely documentary, to be sure, may be open to debate. There is some footage showing Nazi anti-aircraft, presumably protecting Freihausen, in operation. This may represent a re-enactment. Or the footage may have been conveniently lifted from German films seized by the British and interpolated into the RAF camera record. The latter is a fair guess.

But that, after all, is really immaterial. So, too, is the question of whether the radio operator on the bomber actually was wounded by a piece of Nazi flak. It could have happened. However, there is no challenging the authenticity of the gallant RAF operation over Freihausen, no questioning the camera's honest record of what was accomplished, calmly and coolly, by the bomber's efficient crew.

The picture traces the operation from its conception (the result of study of aerial maps which disclose the German "dump" development) to the assignment of the mission, from the departure of the Wellingtons to the flight above the clouds to Germany, from the arrival over Freihausen to the successful completion of the bombing and then, with ever-rising suspense, from the departure of the flak-crippled bomber for its base.

The technique of the RAF is brilliantly and vividly picturized. It might be added in passing, too, that the honesty of the picture is heightened by the total absence of cinematic heroics and what passes here for flag waving.

Cast is restricted to pilots, bombardiers, gunners and members of the bomber crews, Air Marshal Sir Richard Peirse

CREDITS: Produced by the Crown Film Unit, with the co-operation of the RAF; Photography, Jonah Jones and E. Catford; Sound, Ken Cameron; Script and Direction, Harry Watt; Continuity, B. Cooper; Construction, E. Carrick; Unit Manager, J. Spiro; Music, Royal Air Force Central Band; Editor, S. McAllister.

DIRECTION, Corking. PHOTOGRAPHY, Fine.

"Moonlight In Hawaii"

with Johnny Downs, Jane Frazee, Leon Errol, Mischa Auer, Sunnie O'Dea

Universal 60 Mins.

(HOLLYWOOD PREVIEW)

SECOND MERRY MAC FOR UNIVERSAL IS A SOCKO REPEAT.

This one has been gathering dust on a Universal shelf for some time and after seeing it the reason is obvious. It's a socko follow-up on the Company's first Merry Macs film and with its release should elevate those boys and their gal to top-rank box-office standing. Yes, Universal has a good picture and one of those sure-fire star combos in the talented warblers.

In this effort they show further reasons why they belong in pictures. They are first-class natural comics and have all that male "Oomph" necessary to carry romantic leads.

Jane Frazee, another "U" comer shows to excellent advantage as a vocalist and as an actress. She has a rare, natural charm. Director Charles Lamont's work is great. Lots of comedy, well done, and good sensible direction of all characters makes this rather zany yarn entirely believable. Producer Ken Goldsmith has a fine eye for value as is attested by the production he has stuffed into this modest budgeter. Jack Otterson's sets are a good deal of help in setting the locale. The work of Leon Errol and Johnny Downs is up their usual high standard.

Johnny Downs, baritone in a broke quartette, quits his pals and takes a job as tourist guide squiring a group of ladies to Honolulu. The boys, (the male members of the Merry Macs) follow him by stowing away. They arrive in Honolulu and are immediately hired by Leon Errol, persuaded by his daughter, Jane Frazee, to star in a big-time radio show. However, when Errol and his business associate Richard Carle quarrel and dissolve their association, the boys are out —before they get started.

It is discovered that one of the ladies on the tour is a woman of means, so a mad scramble by two factions in the troupe to marry Errol or Carle to her, is started.

In the end Mischa Auer gets her— much to his regret, and the boys and girls all get jobs on the radio.

This is a good bet for any exhibitor and is going to zoom the b.o. stock of both the Merry Macs and Miss Frazee to a new high. The show's music is going to be whistled plenty.

CAST: Johnny Downs, Jane Frazee, Leon Errol, Mischa Auer, Sunnie O'Dea, Marjorie Gateson, Richard Carle, Maria Montez, Elaine Morey and the Merry Macs.

CREDITS: Associate Producer, Ken Goldsmith; Director, Charles Lamont; Author Eve Greene; Screenplay, Morton Grant James Gow, Erna Lazarus; Cameraman Stanley Cortez, ASC; Art Director, Jack Otterson; Associate, Martin Obzina; Editor, Arthur Hilton; Musical Director Charles Previn; Orchestrations, Frank Skinner; Musical numbers staged by Larry Ceballos.

DIRECTION, First rate. PHOTOGRAPHY, Excellent.

Amusement Receipts In '41 to Set Mark

(*Continued from Page* 1)

take of 15,115 moving picture hous in a year exceeds $670,000,000. Th it was pointed out, equals about $ per family in the nation. Th has a picture theater for eac[illegible],3 families, or approximately one f each 8,700 persons, it was said.

Despite intensity of public int est in the climax of the baseb season, census figures showed th total professional baseball receip in a year are less than one-third the cash receipts of bowling alle and billiard and pool halls, whi took in $87,450,000 in 1939, prac cally doubling their receipts in fi years. Horse and dog tracks to in $43,507,000, almost double bas ball receipts, while legitimate the ters and opera took in $32,461,00

The Department based its predi tion that 1941 might yet be a reco admissions receipt year, despite t poor start, on the heavy attendan at the World Series, at the la heavyweight prizefight, and at t opening of the professional footba season.

Agree Upon Settlement In Great Northern Case

(*Continued from Page* 1)

Century-Fox and naming the Ke stone as the interested party. Follo ing a hearing, the arbitrator foun that the seven-day clearance grant to the Keystone over the Gre Northern was reasonable. He di missed the case and ordered th costs shared equally.

Under the agreed settlement, how ever, the Great Northern will get i pictures not later than 21 days aft the Strand, and 21 days after th Strand's availability if that hous does not play a certain picture.

Strike Settlement Formula in Mexico

(*Continued from Page* 1)

is a satisfactory one in face of orig inal demands presented by the Syn dicate. Wage increases of approxi mately 15 per cent were granted t the workers but the distribs. won major point when the union agree to relinquish jurisdiction over th checkers.

During course of strike, unio successfully closed the offices o M-G-M, Columbia, Warner Bros. RKO and Paramount.

Browne-Bioff Trial Will Resume Tuesday

(Continued on Page 7)

emand of $2,000,000 and leading up o the alleged agreement with the efendants, disclosed that Bioff's nal price was annual payments of 5[illegible]) by Loew's, Paramount, Ware[illegible]ros., and 20th Century-Fox nd $25,000 annually from four ma- ors.

Paid to Forestall Local 306 Strike

Schenck also disclosed how Loew's as forced to pay $100,000 to Browne o obtain the settlement of a threatned strike here by Local 306, Moion Picture Machine Operators' Jnion, in the Fall of 1935.

The Loew's president faced crossxamination for part of the morning nd the entire afternoon. He will esume his testimony on Tuesday fternoon, the next scheduled hearng. The Government attorneys state hat David Bernstein, Loew's treasrer, will follow Schenck on the tand, with J. Robert Rubin or Leoold Friedman next.

Neither Martin Conboy, attorney or Browne, nor Henry A. Uterhart, Bioff's counsel, made an opening tatement yesterday.

Schenck narrated that Browne alled out his men in Chicago and lsewhere in 1935 in retaliation for eing dropped as a signatory to the asic agreement. Schenck appealed o other AF of L labor leaders, who nally agreed to the reinstatement f the IATSE as a party to the greement. It was then, he said, hat he learned how powerless both e and the other labor leaders were o combat a strike of projectionists.

The scene then shifted to New York when Schenck met Browne and Bioff several days before a slated onference on the basic pact. It was n Schenck's office that Bioff demanded $2,000,0000 from the industry afer announcing that he was the boss, he Court was told.

Says Bioff Decreased Demands

Protestations of both Schenck nd Sidney R. Kent, president of 0th-Fox, made at later meetings were in vain, the witness declared, lthough Bioff successively came down from $2,000,000 to $1,000,000 nd then to his final demand of annual tribute. Schenck stated that e had informed only Kent, David Bernstein and J. Robert Rubin of he tribute demanded by Bioff.

In the latter part of April, 1936, pursuant to Bioff's instructions, Kent nd Schenck personally delivered $50,000 apiece in cash to Bioff in the presence of Browne at the Waldorf-Astoria Hotel, the jury was informed.

At this point Schenck interjected n observation that Browne, although present, never uttered a word or expressed an opinion during any of the negotiations. It was in April of the following year when Bioff demanded next year's installment that Schenck, disgusted with the necessity of making cash payments, suggested the new method of having Bioff's nominee collect commissions as an agent of DuPont instead.

On several occasions Schenck in face of objections raised by defense attorneys was permitted to explain his fear that refusal to meet demands would lead to wrecking of Loew's. He said that all projectionists were under the banner of the AF of L and could not be replaced.

Schenck's Testimony Unshaken

George Breslin, California attorney for Bioff, took Schenck over his testimony step by step in an attempt to shake him. He closely questioned the witness on his failure to inform Government authorities of the demands. His attempt to imply that Schenck was friendly with Bioff and an intimate of Browne came to naught in the face of Schenck's positive denials.

Time after time, Breslin sought to pin down Schenck to an admission that he had discussed the demands with his brother, Joseph, the directors of Loew's, labor leaders and other film men. In discussing the purported payment by Loew's of $100,000 to Browne for his intercession in the Local 306 matter, Schenck said that Major Leslie E. Thompson, of RKO, had suggested Mort Singer, partner with RKO in operation of Midwestern theaters, as an intermediary to make the payment to Browne. RKO was also involved in the union dispute but the $100,000 payment was Loew's payment solely, he added.

Schenck will be cross-examined by Conboy on Tuesday. The Browne attorney had questioned the witness for a half hour when court recessed. Schenck scolded Conboy several times when the latter insisted on "yes" and "no" answers to his questions.

TO THE COLORS!

Samuel Kreisler, member of UA's publicity department, leaves his post oday to join the Army.

"KuKan" Distribs. on Coast Supply 16 mm. Portable Equipment to Exhibs. Lacking It

San Francisco—New selling angle for "KuKan," 16 mm. color documentary about China, used by Bill Alexander and Herb Edwins, distributors, is meeting with success here. Where there is no 16 mm. equipment, distribs. supply portable 16 mm. sound and projection outfit with film, sharing costs with the exhibitor. Following successful run at Clay, local arty movie showcase, nabe houses along the Bay are showing interest in the idea. A Golden State circuit house, the Verdi, will try out the film in a test run.

Attacks Constitutionality Of N. Y. State Censorship

(Continued from Page 1)

gents appealing for a review of the censor's refusal to license the pic for exhibition in this state.

Petition further contends that the article, under which the censor issued his order for eliminations in the picture, has been unconstitutionally applied in any event.

Appeal is based on the following additional grounds:

(a) That "The Forgotten Village" is the product of people of distinction and integrity, and deals with an important theme in a truthful, restrained and dignified manner.

(b) That the scenes ordered to be deleted are not "indecent" or "inhuman" within the meaning of Section 1082 of the Education Law, or by any definition; nor is the picture objectionable on any other grounds specified in Section 1082.

(c) That the order of the Motion Picture Division herein contravenes the current mores and is in direct conflict with public opinion as expressed in the press and crystallized in the statements of representative members of the community.

"Roxie Hart" Cast

West Coast Bureau of THE FILM DAILY

Hollywood — Twentieth Century-Fox has assigned George Montgomery for the lead opposite Ginger Rogers in "Roxie Hart." Others in the cast are Sara Allgood, Helen Reynolds, Thomas Mitchell, Walter Catlett and Lynne Overman.

Ohio Film Censor Board Will Be Reorganized

(Continued from Page 1)

elderfer of Circleville as supervisor of films. No successor will be named, Kenneth Ray, State Director of Education, assuming active supervision of the Board as provided by law.

Sue Warfield remains as assistant censor and another assistant censor to be appointed.

Two paid inspectors, first in the history of Ohio, will be selected to stop showing of uncensored film in beer parlors and roadhouses. The ITO of Ohio has campaigned for inspector for years.

Withdrawal of Branches In Minnesota Mulled

(Continued from Page 1)

selling in the state looms improbable.

Arthur Kelly, vice-president of UA, said yesterday that it was quite likely that his company's branch in Minneapolis would be withdrawn, the other companies indicating similar moves.

NSS to Install Chicago Rep.

Accompanied by Herb Levinger, Eastern advertising man, Duke Hickey, NSS home office publicist, departed for Chicago yesterday afternoon where he will install Levinger as special service representative in the Chicago office of National Screen. Levinger replaces Phil Rouda who resigned recently.

Seven Coast Locals Stage IATSE Revolt

(Continued from Page 1)

producers submitted counter proposals which amounted to an approximate 10 per cent wage increase, esstablishment of the minimum six-hour call and a general adjustment of working conditions. Locals, it was understood, demanded increases of 15 to 25 per cent and stipulations that the increases would not be diminished by working conditions.

Locals which plan to go through with the negotiations for separate pacts on their autonomous power are the Photographers, Local 659; Sound Men, Local 695; Electricians, Local 728; Makeup Artists, Local 706; Props, Local 44; Costumers Local 705, and Laborers and Utility Workers, Local 727. Projectionists, Local 165, and Grips, Local 80, have delegated the International to bargain for them. Laboratory Technicians, Local 683, successfully broke away on the Coast recently and negotiated its own contract.

When the delegates came East to negotiate separate pacts about two weeks ago with the producers, it was felt in some quarters the move for individual local contracts would fail without the assistance of the International.

As far as can be determined, events which led the delegates to make an issue of negotiating separate pacts stemned from the request of the International to have the delegates wait until the Browne-Bioff trial was over.

International subsequently did provide assistance at the request of the locals and delegated Steve Newman and Carl Cooper, IA Coast representatives, to sit in on the discussions. Newman and Cooper, however, admitted they were told they had no power, it was said.

Seven of the remaining locals then agreed they would not accept any brushoff from the International. Delegates are ready to stay on and fight the principle of autonomy through with the producers, it was emphasized.

Producers have signified their intention of meeting with these locals and the conferences continue tomorrow.

Col. to Pay Quarterly Div.

Columbia's board has declared a quarterly dividend of 68¾ cents per share on its $2.75 Convertible Preferred Stock, payable Nov. 15 to stockholders of record Nov. 1.

STORKS!

Detroit — William Robinson, of Film Truck Service, is the father of a son, William H., Jr., his first. Youngster is grandson of Harold C. Robinson, manager of Film Truck Service and president of Variety Club in 1940.

WHAT A SHOW! WHAT A NIGHT!

The Time of Your Life at the Biggest Industry
Banquet and Ball of the 1941 Season!

ALL FOR SIX BUCKS A HEAD!

CINEMA LODGE

No. 1366 **B'nai B'rith**

2nd ANNUAL

BANQUET AND BALL

HOTEL ASTOR

SAT. NITE

OCT. 18, 1941

VINCENT LOPEZ AND HIS ORCHESTRA

XAVIER CUGAT AND HIS ORCHESTRA

PHIL SPITALNY AND HIS ALL-GIRL SHOW AND MUSIC

RALPH ROTGERS AND HIS RHUMBA BAND

Dance **TO THESE GREAT BANDS!**

STARS

OF

STAGE!

SCREEN!

RADIO!

SEND YOUR CHECK IN RIGHT AWAY TO DAVE WEINSTOCK

Chairman, Ticket and Arrangements Committee · 1560 B'way, N. Y. C.

Building
Remodeling

THE Film Equipment News DAILY

Equipment
Maintenance

OL. 80, NO. 72—Second Section NEW YORK, FRIDAY, OCTOBER 10, 1941 TEN CENTS

SPAB TIGHTENS GRIP ON NEW BUILDING

Excise Tax Held Curbing GE Lamp Price Drop

PLAIN TALK

. . . about equipment

By GEORGE H. MORRIS

Equipment Editor, THE FILM DAILY

IT'S high time that some action,—some concerted action,—be taken on the subject of priorities in the field of film equipment manufacture. As matters now stand, there are many companies, particularly the smaller ones, who are in a flat commercial spin because of the muddled situation they face on materials' availability and the difficulties of filling orders readily and intelligently.

For some weeks now, this corner has watched the alarming growth of confusion springing out of some manufacturers' efforts to get materials in the absence thereof and ratings thereon. Letters, telephone calls, and press dispatches received both prior to and since the past fortnight's issue of FILM DAILY EQUIPMENT NEWS, give testimony of the plight of some equipment-makers. They don't know where they stand for the very simple reason that the film industry generally to date has received no rating, which it should receive in the defense picture.

—•—

SOME channels, themselves well set, and not sharing the plight of others, may consider it sophomoric to contend that the film industry in all its aspects and ramifications is an integral and essential part of national defense,—or for that matter an out-and-out war effort, should, Heaven forbid, such a contingency arise. You can't sing of arms without singing of the MAN. The poet Virgil made that thought the first line of his famous Aeneid, when weapons were far more primary than complicated motorized divisions, planes and battleships. These modern arms, we hold, must go hand in hand with service and

(*Continued on Page* 2)

But No Rock-ettes

Kingston, Jamaica (By Air Mail) —The Government has built a new movie theater here for English subjects of Spanish origin evacuation of whom has been made from Gibraltar. Stand is situated in a camp some six miles from this city, and the evacuees are enjoying American features and war newsreels. House is named the Gibraltar and seats 1,000.

Company In Good Shape On Tungsten; Supply of Lamps Not Jeopardized

While General Electric continues to achieve economies aimed at the lessening of lamp costs to film theaters and the industry generally, the new excise tax, levied by the Government on that company in common with other manufacturers, may arrest the downward trend of retail lamp prices, it is learned by THE FILM DAILY Equipment News, although there is no official confirma-

(*Continued on Page* 4)

SMPE Ready for Its Silver Jubilee Meet

Society of Motion Picture Engineers' 1941 Fall Convention, which will mark the organization's Silver Anniversary, holds every promise of being the outstanding conclave yet held by it, with attendance at the sessions from Oct. 20-23, inclusive, in the Hotel Pennsylvania, indicated as virtually certain to reach an all-time high.

President Emery Huse, shortly after 10 a.m. on the opening day,

(*Continued on Page* 5)

Has New Lampholder For Fluorescent Use

Bridgeport, Conn. — General Electric's appliance and merchandise department here announces a weatherproof lampholder for fluorescent use.

Device is mounted on a flexible

(*Continued on Page* 6)

E. S. SEELEY AIDS U. S. GOV'T.

Is Given Leave of Absence By Altec Service Corp.

E. S. SEELEY

E. S. Seeley, development engineer of Altec Service, has been granted a leave of absence to take up scientific research activities in submarine detection with the National Defense Laboratories, in association with U. S. Navy scientists at Fort Trumbull, New London, Conn. Seeley invented and developed many of the electrical devices by which sound engineers detect the presence of incipient dislocations in

(*Continued on Page* 4)

Shearer Effects Sales Of Motiograph Equip.

West Coast Bureau of THE FILM DAILY

Los Angeles—B. F. Shearer Co.'s office here report the installation of Mirrophonic De Luxe sound and Motiograph Model K projectors in the local Picfair Theater, and also that they have sold Motiograph Model K projectors to the Vogue in Glendale.

Additionally, the Shearer organization has made installation of Motiograph projection equipment and Mirrophonic De Luxe sound system in the McNary Theater, McNary, Ariz.

RCA, Republic in New Pact

Revise License Agreement to End in 1951

Approval of Schlanger Given by the NC of ARB

Ben Schlanger, theater architect and consultant on theater design, announces that he has been approved by the National Council of Architectural Registration Boards.

(*Continued on Page* 6)

A 10-year film recording license agreement negotiated in 1938 between Republic Productions, Inc., and RCA Photophone, has been revised to provide for a substantial expansion of Republic's film recording facilities, and has been extended for an additional 10 years. The superseding contract gives Republic a new

(*Continued on Page* 4)

But Filmland's Important Place in Defense Setup May Bring It "Immunity"

By OSCAR HUME

Washington Bureau of THE FILM DAILY

Washington — The motion picture industry is going to experience increasing difficulty in getting certain materials for the production of pictures, and, as far as construction of new theaters is concerned, building will depend upon how well substitute materials can be utilized in lieu of the Government's own need for steel, etc., in the present national emergency.

This was made plain here yester-

(*Continued on Page* 7)

Wintner's Org. Sets Three Big Drive-Ins

Cleveland — Elaborate plans have have been made for the construction of three mammoth Drive-In Theaters, according to an announcement issued by Paul Wintner, president of the National Drive-In Theaters, Inc., with headquarters here.

This company now controls and operates the Buffalo Drive-In Theater in the Town of Cheektowaga,

(*Continued on Page* 6)

Rio's New Nabe Opening; Another Near Completion

Rio de Janeiro (By Air Mail)—The new 1,800-seat Metro Tijuca, a luxurious neighborhood theater here opens today with a M-G-M Hardy

(*Continued on Page* 5)

The Lux With Them

Panama City (By Air Mail)—Premiere of the new Lux Theater, 1,-200-seater under construction here, will be held on Oct. 16 with the President of Panama and other public officials attending. This is the first air-conditioned theater to be constructed in Central America. Opening attraction will be United Artists' "New Wine," starring Ilona Massey.

Building Remodeling

THE Film Equipment News DAILY

Equipment Maintenance

A Second Section of THE FILM DAILY comprehensively covering the equipment field, published every second Friday, except holidays, by Wid's Films and Film Folk, Inc., 1501 Broadway, New York City. John W. Alicoate, Publisher; Donald M. Mersereau, General Manager; Chester B. Bahn, Editor; George H. Morris, Equipment Editor. West Coast Bureau, 6425 Hollywood Boulevard, Hollywood, Cal., Ralph Wilk, Bureau Chief.

PLAIN TALK

. . . *about equipment*

(*Continued from Page* 1)

civilian morale,—for morale is the MAN. His high spirit and efficiency is maintained to a great extent by motion pictures and all those mechanisms and accessories essential to their presentation and consumption. Film entertainment is just as much a part of the defense setup as a tank or bomber. Nothing in the nature of an obstacle should be put in the path of film equipment manufacture.

—— ● ——

CURRENTLY, representatives of equip. firms dash to Washington on frequent jaunts to find out their status in filling orders, even orders for the Government. One company was able to supply lighting equipment to Uncle Sam only because the company had purchased a lot of the material which had been used at the World's Fair. Another company, making reels, is justifiably in a dither because aluminum can't be had.

—— ● ——

WHAT the industry should do is to present a united front in order to achieve priority rating. The big companies should throw into the scales their weighty influence, both on their own behalf and that of their little manufacturing brethren. The little equipment-makers should take steps to organize among themselves, and graft their interests to the big trees. Without such organization there is going to be indefinite scatteration with indefinite results, because Washington is a very busy spot today.

—— ● ——

IT will be to the nation's advantage if the priorities problem is settled now in blanket fashion. Which is to say,—the Government should give the green light to film equipment manufacturers, for on the latter, and films themselves, rests the great responsibility of keeping the men in the service and the civilian population in a state of morale which will assure perpetuation of the American Way.

Rentals—

A FULL line of modern equipment together with a staff of trained men to handle any job large or small anytime, anywhere. Generator trucks, searchlights and floodlights, for premieres and general lighting activities.

Let Us Enlighten You on Your Lighting Problems

CHARLES ROSS Inc.
333 W. 52nd St., New York City
Telephones: Circle 6-5470-5471

WE Creates New Post And Installs Bracken

Vice-President William F. Hosford of the Western Electric last week announced the appointment of Stanley Bracken as general manager of manufacture. This is a new office in the company made necessary by the great increase in its manufacturing activities.

Bracken has a record of 29 years' service with Western Electric, having started after graduation from the University of Nebraska in 1912 as a student engineer in the Hawthorne Works. He has held many responsible positions in the business and is at present its engineer of manufacture. His home is in Maplewood, N. J.

Harvey To Construct $150,000 Calif. Stand

San Francisco—Rotus Harvey announces plans set for new $150,000 house in Stockton. Theater, unnamed as yet, will seat 950. The Harvey circuit also has a house building in San Mateo and deals are being talked for several more new locations.

Local construction men say steel shortage will not seriously hamper building new theaters seating under 1,000. Right now more houses going up in Northern California than any time since 1928.

York Ice Machinery To Redeem Debentures

The York Ice Machinery Corp. has announced that it will redeem on Dec. 1, 1941, all its outstanding 6% debentures which otherwise would mature according to their present terms in December, 1943.

The issue was originally in the amount of $2,500,000 but has been reduced by sinking fund and other payments to approximately $600,000 at the present time. The redemption is being effected with the proceeds of a term bank loan.

Equip. Bought by Bird

Detroit—NTS has equipped Herman Bird's Evart Theater at Evart, Mich., with the following equipment: Simplex Four-Star sound, Simplex projectors, Simplex High lamps, National rectifiers, B & L lenses, Walker screen, Irwin chairs and National Crestwood carpet.

for the most LIGHT *on the screen*

BUY MOTIOGRAPH

PROJECTORS

from your independent theatre supply dealers

Ruby Camera Exchange In New Quarters Today

Ruby Camera Exchange moves today into its new quarters at the old address, 729 Seventh Ave. Organization has rented 5,000 square feet on the first floor and will have complete facilities to hande anything required for production and projection of professional motion pictures. A fully-equipped repair shop will be available for every type of repair work for still as well as movie equipment.

A complete line of 16 and 8 mm. equipment and accessories will be available in the retail department of the new layout.

Kodak Park Wins Golf Title for Fifth Year

Rochester — The inter-plant golf championship of Eastman Kodak Co. has gone to Kodak Park for the fifth straight year. The Kaypees retained the H. D. Haight trophy when their 10-man team piled up 77½ points. Camera Works finished second with 45½; Hawk-Eye garnered 33, and Kodak Office, 24.

Five Kodak Park players bettered 80, and Carl Gath, Carl Christ and Jack Johnston shared low gross honors with 76.

Benz Engineering Corp. Get Job from Schine

Schine Realty Corp. has awarded contract for erection of new fireproof theater, seating 1,142 persons, in Salamanca, N. Y., to the Benz Engineering Corp. of that city. Work has already been started.

John and Drew Eberson are the architects for the house.

WTS Installs Equip.

Western Theater Supply, of Omaha, has just installed Motiograph projectors and Mirrophonic De Luxe sound system for J. J. Klima at his new theater in Milligan, Neb.

COMING and GOING

LES ABBOTT, vice-prexy of Motiograph, Inc arrived in New York this week from Chica on business.

EARLE G. HINES, International Project Corp.'s prexy, is en route to the Coast fro New York.

JOHN EBERSON, film theater archite in Washington today on business consulta

A. MORK of Mork-Green Co., Detroit, theat fabric specialists, is scheduled to arrive New York on Monday from headquarters.

OSCAR NEU, president of Neumade Product accompanied by **MRS. NEU**, was in Washingto yesterday where he entertained Governmen officials via a dinner in the Hotel Shoreham and arrives today in Virginia Beach.

H. J. McKINNEY, Boston branch manager f National Theater Supply, came down to Ne York this week for huddles at the home office.

DREW EBERSON, junior partner of John an Drew Eberson, left New York on Wednesda for Florida.

R. REISMAN, Boston film theater decorato arrived in town today.

JACK SERVIES, of the home office sales pro motion department of National Theater Suppl left New York this week for Cleveland.

Lee Is To Supervise Improvements to Queen

Wilmington, Del.—Queen Theater WB operation, is to undergo im provements under supervision o William H. Lee, Philadelphia archi tect. Alterations will include a new marquee, box-office, seats, carpets fixtures, and the building inside an out will be redecorated. The res rooms will be modernized.

Queen may close for the altera tions but this has not been definitel decided.

Wagner House Ready

Grangeville, Ida. — Al Wagner well-known theater executive, an nounces the completion of his new theater in Grangeville. Wagner is also the Mayor of Grangeville.

Lee Theater In Debut

Roanoke, Va.—Dan Weinberg has opened his new Lee Theater here House, seating 800, will use first-ru pictures. Ashton Rudd is manager

"STRAWS SHOW WHICH WAY THE WIND BLOWS"

Twenty of the large circuits have installed

KROEHLER *Push-Back* SEATS

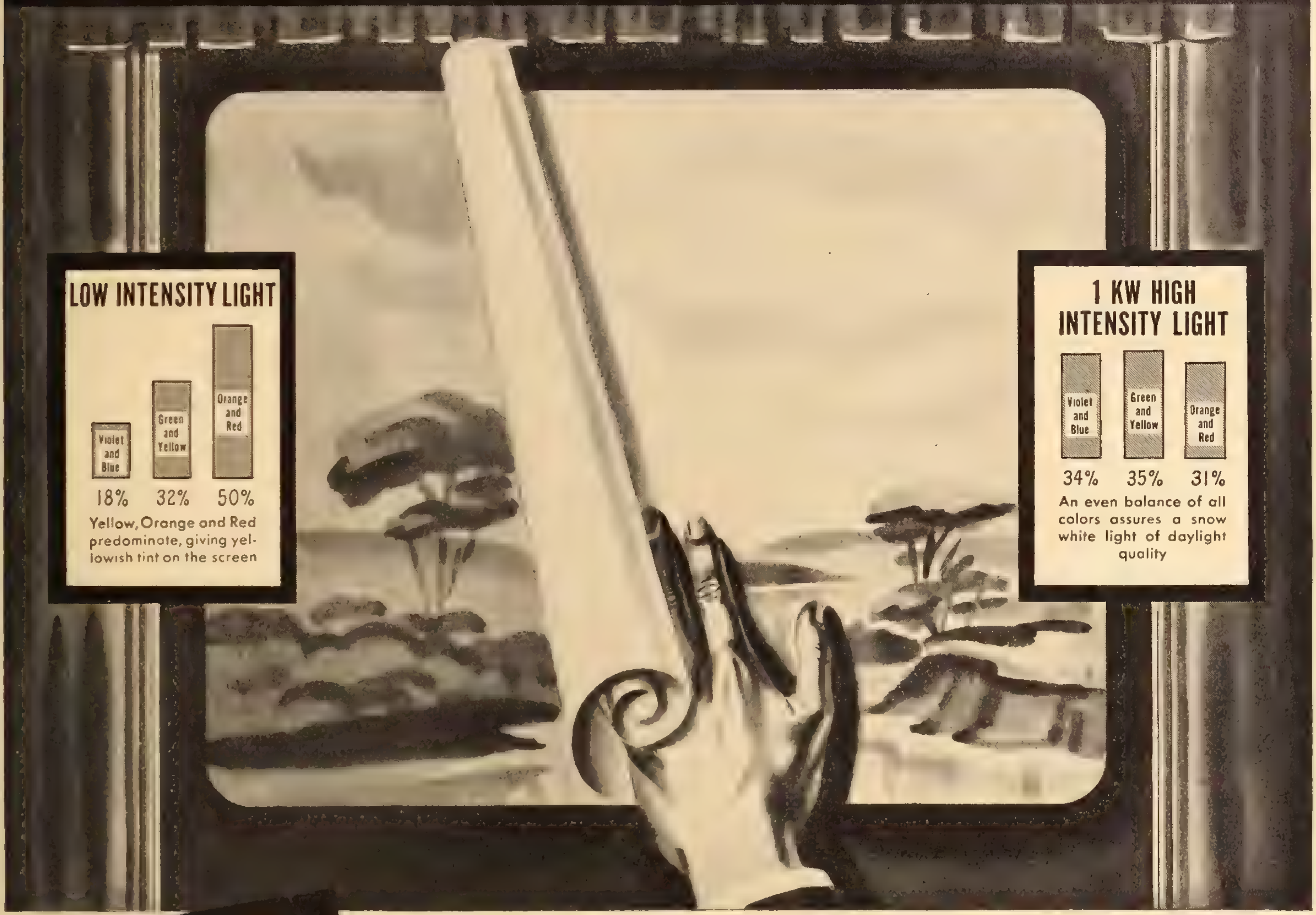
Write today for complete data on this revolutionary theater seat that ends standing to let others pass.

KROEHLER MFG. CO., *Public Seating Division*

1248 S. Wabash Ave., Chicago, Ill.
206 Lexington Ave., New York, N. Y.
2013 S. Vermont Ave., Los Angeles, Calif.
24 Golden Gate Ave., San Francisco, Calif.

Standard Theater Supply Corp., 78 Broadway, Boston, Mass.
Elliott Film Co., 72 Glenwood Ave., Minneapolis, Minn.
Export: Roy Chandler, 505 Fifth Ave., New York, N. Y.

Replace that yellow tint with snow white light


LOW INTENSITY LIGHT
Violet and Blue
Green and Yellow
Orange and Red
18%
32%
50%
Yellow, Orange and Red predominate, giving yellowish tint on the screen
1 KW HIGH INTENSITY LIGHT
Violet and Blue
Green and Yellow
Orange and Red
34%
35%
31%
An even balance of all colors assures a snow white light of daylight quality

The New "One Kilowatt" Arcs use "National", "Suprex" and "Orotip" Carbons

1881—1941

This is our sixtieth year of service in the field of carbon arc lighting. Throughout the years "National" carbons, by constant research and development, have been steadily improved and adapted to the needs of the times.

● The most satisfactory projection of modern films requires a white light of daylight quality. This means high intensity projection. Color that is really natural — snappy black and white — comfortable vision at all times assure audience satisfaction which spells success for any theatre.

The modern "One Kilowatt" arcs bring High Intensity projection within the reach of any small theatre. If you are still using Low Intensity projection ask your dealer to demonstrate this new light. The difference is marvelous. Step into High — It pays dividends.

The words "National" "Suprex" and "Orotip" are trade-marks of National Carbon Company, Inc.

NATIONAL CARBON COMPANY, INC.
Unit of Union Carbide and Carbon Corporation
UCC

Carbon Sales Division, Cleveland, Ohio
GENERAL OFFICES
30 East 42nd Street, New York, N. Y.
BRANCH SALES OFFICES
New York, Pittsburgh, Chicago, St. Louis, San Francisco

RCA, Republic Sign New License Pact

(Continued from Page 1)

10-year license, running until 1951.

Two additional custom-built mobile film recording units and a custom-built acetate disc recording channel will be provilded by RCA for handling Republic's steadily increasing production schedule. The film recording machines will utilize RCA's most advanced type of variable area track, known technically as Class B push-pull, with ultra violet light. These tracks, claimed to possess marked advantages in freedom from distortion and background noise, will be re-recorded to standard variable area records for release purposes.

Maximum utility and flexibility are achieved by incorporating the film recording machines into completely equipped and independent mobile units which can be used either on location or at the studio. At the latter, they can be utilized in conjunction with other studio apparatus by connection to suitable outlets. Built-in air conditioning will contribute towards improved recordings especially under severe temperatures which affect film factors.

Arrangements for the revision were handled for Republic by M. J. Siegel, president; E. H. Goldstein, secretary; and C. L. Lootens, chief engineer; and for RCA by Barton Kreuzer.

Paramount Picks Motiograph

Joe Hornstein, president of Joe Hornstein, Inc., reports that he just sold six Mirrophonic De Luxe sound systems to Paramount Pictures, Inc., for their screening rooms at Indianapolis, Minneapolis, Dallas, New Haven, Denver and Cleveland.

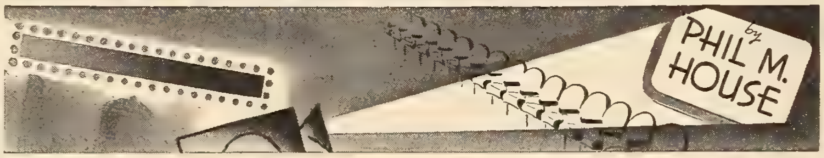
Theater Fires

England, Ark.—This community's New Theater, recently destroyed by fire, will be rebuilt, according to an announcement by Terry Axley, owner. The building which housed the theater was owned by the G. W. Morris estate. Axley estimated that loss of building, theater equipment and impairment of business amounted to some $50,000. Approximately $2,500 had been spent on the theater recently.

Mt. Vernon, Ill.—The Royal, a 450-seater operated by Fox Midwest Agency Corp., a unit of the Fox West Coast chain, was seriously damaged by fire on Sept. 30. Cause of the fire has not been determined definitely, it is reported.

Portland, Ore.—Fire which broke out in the Waverly Apartments ate into the local Clinton Theater and damaged the interior upward of $1,000. Insurance covered the damage.

OF MATERIAL INTEREST



● ● ● CURRENT wave of screening pix,—what with tradeshowings of features and shorts, plus sessions held for reviewers as well as for inter-company distribution and exhibition deals—, has induced the Preview Theater at 1,600 Broadway to open a second "little theater," christened Preview No. 2......A year ago, Showman Bill Gullette, the Preview Theater's solon, bought his first Simplex Sound System, and again has selected that make, o'er which he super-'thusiastic......A lot of picture-wise gents see product at the Preview, and this corner knows Gullette as a very picture-wise gent himself......He not only stresses absolute modernity in sound and projection equipment, but gives customers superb seating comfort at screenings......Nor does he stop there......His providing a pleasing atmosphere via luxurious and tasteful decorations, including splendid photo murals in Preview Theater No. 1, testifies to his smartness in realizing, as more showmen should, that the ideal in exhibition accrues from a wedding of top-flight equipment PLUS esthetics......A picture always seems a bit better than intrinsically when "served-up" in good style......

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● ● ● *PLAN to encourage employes of Westinghouse to "save for future needs and at the same time serve their country" by buying defense savings bonds through voluntary payroll deductions is announced by G. H. Bucher, prexy. . . .* ● *Owens-Illinois Glass Co. has let contract for new Waco, Tex., plant to Inge Construction Co. and work has started. . . .* ● *R. L. Clause, Pittsburgh Plate Glass prexy says company is becoming increasingly affected by national defense program, both from growing scarcity of certain raw materials and rapidly rising taxes. . . .* ● *Columbia's Cincy exchange is now completely remodeled even to air-conditioning and fluorescent lighting. . . .* ● *The new 220-foot steel target tower erected by Bausch & Lomb in Rochester for testing range finders has been completed. . . .* ● *Capt. Henry T. Markland has been assigned inspector of ordnance at B. & L. engaged in $8,000,000 production for the fleet......*

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● ● ● HERE AND THERE:......Fate of the proposed 800-seat open-air stand in Ft. Lauderdale now rests in hands of City Commission's adjustment board, matter having been referred to that body for final consideration in waving zoning restrictions. . . . ● And anent Florida, citizens of Moore Haven are asking for a full-time pic house on ground that growing population warrants step. . . . ● Strand Amusement Co. will reopen the Strand-Palace in Bridgeport on Oct. 30 with a new front, marquee, Simplex projection and sound, National carpets and American Seating Co. chairs. . . . ● Equip. gentry should keep their orbs on Morning Sun, Ia., where a committee is working on the establishment of a new film theater......

▼ ▼ ▼

● ● ● *STUFF:......Prismacolor, Inc., with headquarters at 6227 Broadway, Chicago, has been organized by A. F. Kietzlen, prexy of the new org.; R. M. Rosenwald, vice-prexy; and R. J. Anschicks, secretary-treasurer......Company will manufacture projectors, cameras and do color work as successor to the old Prismacolor Corp. located on South Wabash Ave. . . .* ● *Tri States Theater Corp. has awarded the general contract for extensive improvements to the Capitol, Sioux City, to W. A. Klinger Construction Co., the work to cost some $150,000. . . .* ● *Owner Joe Engle used extra shifts of workmen to be sure his new $60,000 stand in Plains, Pa., would open on Sunday. . . .* ● *H. T. Halpenny and A. J. Shakelton have organized the Automatic Coledrink Operating Co. to service theaters in the Chicago sector......*

▼ ▼ ▼

Excise Tax Hobbles GE Lamp Reductions

(Continued from Page 1)

tion of this step from company
lamp headquarters at Nela Park.

However, well-informed ci
assert that corroboration is du
come in the form of a reiteration
prevailing policy which is that unt
further notice there will be no chang
in GE's lamp prices.

Further, it is indicated that, ha
the excise tax not been levied,
reduction of prices might have mat
rialized. As matters now stan
they appear to be fixed, as result
the tax dictum.

Encouraging to exhibitors an
other wings of the trade is that n
shortage of lamps looms at the G
plants, the company having pu
chased some few years ago its cu
rently-held tungsten mines in Chin
and set up a backlog of that met
sufficient, it has been reported,
last for three years, and this reser
is held to be untouched as far as
known. Thus, anticipation by G
of commercial contingencies is no
working in favor of its customers.

On Aug. 1, GE continued its po
icy of price-dropping by lowerin
list costs on fluorescent lamps.
further reductions in this item
any other lamps are possible in ligl
of the excise tax now imposed, trac
channels feel confident that the
will be made.

Altec's E. S. Seeley Requisitioned by U. S.

(Continued from Page 1)

motion picture sound mechanism
Most recent of Seeley's inventions
the direct-reading reverberati
meter, introduced to the scientis
of the motion picture industry at t
Rochester meeting of the Society
Motion Picture Engineers.

Seeley is the sixth Altec engine
who has been requisitioned for r
search activities in connection wi
National Defense.

Imperial Remodeling

Jacksonville, Fla. — The Imperi
Theater is to be closed for a consi
erable time while an extensive r
modeling program gets under wa
Air conditioning is being install
and new seats will replace thos
now in use. RCA sound equipme
is being added. W. A. Krause
manager. This is one of the Florid
State Theaters group.

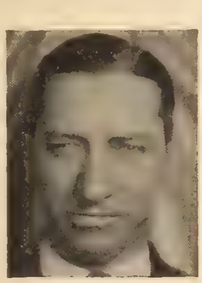
New Catalogs

A new 16-page illustrated catalo
showing their full line of 8 and 1
mm. silent and sound motion pictu
projectors has been released b
Ampro Corp. General fundament
features and all accessories pertai
ing to the line are pictorially d
scribed. Copies may be secured b
addressing the company at 283
North Western Ave., Chicago.

"IN THIS CORNER—"

Introducing "Heavy-Hitters" in the Equipment Arena

R. P. ROSSER, JR. Born 1915, Lynchburg, Va. Started his education in the motion picture equipment field at age of two in several of his father's theaters. Attended grammar school in the South. Graduated Hamlet High School, Hamlet, N. C., 1932, and entered University of North Carolina same year, graduating with B.S. degree in Business Administration. Then joined National Theater Supply Co. in that org.'s school for college graduates. Course completed, was sent to company's New Orleans branch as shipping and counter clerk. Then became bookkeeper and cashier which post he held until June, 1937, when he was transferred to Detroit branch as office manager. In July, 1939, transferred to Albany as acting manager and later that year was sent as salesman to Buffalo branch. In June, 1940, was sent back to Albany, this time as manager, which post he now holds.



HERMAN H. HUNT. Born 1901, Coal Hill, Ark. Educated in Clarksville and Texarkana, Ark. At age of 12 started work as projectionist and was youngest operator in Arkansas at salary of 75 cents per night for six nights a week. 1913-1920 in Dunlap Theater, Clarksville; Saenger Amusement Co., Texarkana, Tex.; Princess Theater, North Little Rock; and at Texarkana and Little Rock, Ark., was member of IATSE and MPMO Union from 1917 through 1920. In latter year started work as film broker and salesman for Pathe Exchange, Inc., and at age of 20 was head booker for that company. In 1926 joined Memphis branch of National Theater Supply as cashier and salesman. Made manager of New Orleans branch, 1930, and held post until September of that year when he was transferred to Detroit branch managership. In 1937 went to Cincinnati to become NTS branch manager there. Is married and a member of Masonic Lodge, Memphis, Tenn.

Sterling Ready Thanksgiving

Wilkes-Barre, Pa. — The Comerford-Publix Corp. received a permit from the Bureau of Building Inspection for an additional $20,000 in improvements at the newly remodeled Sterling Theater for plumbing, heating and air conditioning. Previously a permit for an expenditure of $27,500 for the general contract was issued. The house is expected to be ready by Thanksgiving.

SMPE Ready for Its Silver Jubilee Meet

(*Continued from Page* 1)

will deliver the address of welcome, following which will be the election of officers and governors for 1942.

The Society has already dispatched to its large membership the tentative program of events, and little change, it is understood, will be made in the already scheduled proceedings which will have their windup at the Sound Session on the afternoon of Oct. 23.

On Wednesday evening, Oct. 22, will be held the Silver Anniversary Jubilee and 50th Semi-Annual Banquet in the Hotel Pennsylvania. The annual presentations of the SMPE Progress Medal and the SMPE Journal Award will be made and officers-elect for 1942 will be introduced. The Jubilee will conclude with entertainment and dancing.

The usual Informal Get-Together Luncheon will be held in the Hotel's Roof Garden at 12:30 p.m. on opening day.

Because of the importance and interest of the technical paper set for delivery at the conclave, maximum attendance is looked for at the various sessions.

Rio's New Nabe Opening; Another Near Completion

(*Continued from Page* 1)

Family picture as the initial attraction.

It is a balcony-orchestra type theater; is modern and up-to-date in every respect; and has air conditioning and every other device and convenience for its patrons.

Another modern house in Rio de Janeiro, the Cine Metro Copacabana, is also nearing completion, and will open shortly.

B & L's House Organ Debuts in Rochester

Rochester—Balco News, published by and for employee of the Bausch & Lomb Optical Co., made its appearance here this week with an opening message from M. Herbert Eisenhart, president and general manager.

Brightened with illustrations and breezy notes, the format of the organ is patterned after that of PM.

Lighting Equipment

AS Sole Eastern Distributors, we carry the full and complete line of equipment manufactured by:—

MOLE-RICHARDSON CO.
Hollywood, California

Incomparable Lighting Equipment
Estimates Cheerfully Given

Let Us Enlighten You on
Your Lighting Problems

CHARLES ROSS Inc.
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Telephones: Circle 6-5470-5471

No Boon To Boone

Coral Gables, Fla. — With local Gables Theater remodeling, Manager Dan Boone is sure that running a closed house is harder than operating one that is open on seven day basis. "Now," he says, "instead of getting down at 10 a.m., I have to be on the job by 8 a.m. to open up for the workmen and be on deck for consultation at all times."

Palace Opens Despite Uncompleted Remodeling

Key West, Fla.—Although work on the Palace Theater has not progressed according to schedule and is still unfinished, Manager Gonzalo Bezanilla opened the house according to the date announced when the place was closed for remodeling. New sound equipment and new seats have been installed, so patrons may enjoy the show in comfort.

The finishing work is being rushed with all possible speed and upon completion a gala opening will be held.

Daly Theater Renovates

Plainfield, Conn. — Michael Daly has started renovation of the 638-seat Daly Theater. New seats have been installed by American Seating. New drapes, marquee and carpet are also planned.

New Coating Process Disclosed by Cahill

A new technique for improving the efficiency of motion picture projector lenses by coating the glass surfaces with a durable transparent film that produces clearer, more contrasting pictures on the screen without the necessity of otherwise adjusting the projector, has been developed for commercial uses by the RCA Research Laboratories, has been announced by Edward C. Cahill, RCA Photophone division manager.

The process, known as RCA Magicote, is also being employed in Hollywood to increase the efficiency of camera lenses, Cahill said. When such pictures are projected using similarly coated lenses, the spectators are impressed with the improvement of the photography, he added. Finer detail, sharper contrast, and improved color values, all result from the application of this development.

Simplex for Drive-In

Cleveland—National Drive-In, Inc., has purchased three complete sets of equipment for its Drive-In Theaters in Rochester, Chicago and Detroit. NTS of Cleveland installed the equipments consisting of Simplex Four-Star sound, Simplex projectors, Hertner generators, Simplex High lamps and Bausch & Lomb lenses.

"LADY BE GOOD"

Speaking of "good"—good pictures+good furnishings=good attendance. One reason why you find Alexander Smith Carpet in most of the country's successful theatres.

ALEXANDER SMITH CARPET

Annex on Warner Lot Is Now In Plan Stage

Burbank—Warner Bros. will build a new Annex in next few months next to current Publicity wing, under plans now being drawn up by Bert Teitelbaum, head of the art department.

Entire East wing of new building will be devoted to Publicity department, giving it direct access to lot. Building will also house associate producers and directors, with old offices of Publicity department turned over to additional associates and meggers.

Building will be two stories high and U-shaped, following architectural design of rest of Warner buildings. It will be of stucco construction. Newest type of air conditioning will be installed and all modern improvements for offices will be employed in its construction. Unnique feature will be a connecting ramp from present publicity building to new annex.

Grand Chooses Hertners

Cleveland—National Theater Supply Co. has installed Hertner generators and Simplex High lamps in the Grand Theater here.

Marion Theater, Costing Some $100,000, Is Pride of FST Chain Because of Its Equipment

Ocala, Fla.—A well-lighted free parking space for patrons is one of interesting features of the new Marion Theater here. Newest type of RCA High Fidelity sound has been installed, and an unusual color scheme of rose and blue are dominant tones used throughout. American Seating Co.'s Bodiform chairs with foam rubber cushions have been placed so as to seat more than 900 patrons. The Marion, one of Florida State Theaters, Inc., chain, was completed at cost of some $100,000. C. T. Chapin is the new manager.

Shea's Modernization Cost Set at $60,000

Toronto—The announced cost of the modernization of Shea's Theater to be the key Toronto theater of Famous Players Canadian Corp. was given as $60,000. The outlay for reconstruction was kept to the limit prescribed by the Canadian Priorities Controller because of the demand for steel and other materials for war purposes but around $50,000 was expended for furnishings, drapes, seats, sound and projection installation, carpets and the painting job.

The manager is Fred. Trebilcock, who was in charge of the Uptown until the latter was taken over Sept. 1 by Marcus Loew's Theaters, Ltd., on the expiration of the 15-year lease held by Famous Players.

Assets to your business, to the trouble-free-operation of your equipment, are the electrical instruments carried by the Altec Service man. These instruments, 30 times more sensitive than the human ear, detect troubles in their early stages, before they cause major breakdowns.

Gothic "harness:" *mechanized defense in the year 1480*

While the country's defense forces are forming their first lines of defense with the vital metals needed for projection room equipment and its parts, what is the exhibitor's first line of defense against premature wear, premature wear-out of projection room machinery? The first line of defense is Altec Service: it prolongs the life of parts, makes them perform at high efficiency throughout their entire service life. Today, more than ever before, it's good business judgment to do business with Altec.

ALTEC
SERVICE CORPORATION
250 West 57th St. • New York City

ALTEC SERVICE SAVES, PROTECTS, PRESERVES THE EQUIPMENT . . . . . . AND ALL ITS PARTS

Approval of Schlanger Given by the NC of ARB

(*Continued from Page* 1)

Approval of this board enables Schlanger to legally practice the profession of architect throughout the United States. The various State architectural boards of licensing recognizes the results of the examining board of the National Council of Architectural Registration Boards.

This recognition received by Schlanger is consistent with the widespread practice he has been carrying on throughout the United States and foreign countries.

Thanksgiving Opening For New Knoxville Stand

Knoxville, Tenn.—W. E. Drumbar, manager, reports that opening of the new Lonsdale Theater on Tennessee Ave., between Bragg and Burnside Sts., now under construction, is planned for Thanksgiving.

Construction of a 1,000-seat theater also on Tennessee Ave. by W. W. Wilson has also begun. The building will include space for a small restaurant.

New Motiograph Dealer

Louisiana Motion Picture Equipment Co. of New Orleans, headed by W. Castay, has become a dealer for Motiograph, Inc. Castay has just installed new Mirrophonic De Luxe sound system in the Roxy Theater at Lafayette, La.

For—
FLAGS—
BANNERS—
VALANCES—
IT's
LIEBERMAN
Flag and Valance Co.
71 FIFTH AVENUE, NEW YORK, N. Y.
646 N. Michigan Ave., Chicago, Illinois
8954 Gibson Street, Los Angeles, Calif.

Wintner's Org. Sets Three Big Drive-Ins

(*Continued from Page* 1)

near the Buffalo Airport, and th theater in Maumee, O., in the outskirts of Toledo.

The three new Drive-In Theat will complete a circuit of five theaters for this company and they wil be located in Rochester, N. Y.; Dayton, and Columbus, O.

More than 30 acres have been purchased in each of these cities whic will be covered by ramps and parking facilities to accommodate mor than 1,200 cars.

Originated by President Pau Wintner, these theaters, togethe with the ones now in operation at Buffalo and Maumee, will feature a "bleacher" section at the rear of the last ramp to accommodate 1,000 patrons who arrive on bikes, motorcycles and on foot.

As an added innovation, President Wintner announces that plans also have been made for the first Drive-In night club in this country, which will enable patrons of the theater as well as others to motor directly into the night club, park as they do in the theater; be served drinks and refreshments on-the-curb style; and when the band strikes up, the occupants of the cars partake of dancing on the specially built patented Carl Heigaard dance floor, on which, between dances, will be presented a floor show.

Has New Lampholder For Fluorescent Use

(*Continued from Page* 1)

bronze bracket which makes lamp insertion easy and holds the lamp rigidly in place. It is designed for use on theater marquees and with other outdoor lighting equipment.

The lampholder is waterproof and is approved by Underwriters for outdoor application It has 12-inch leads of No. 14 weatherproof fixture wire, and is available on order but not stocked.

New Vending Machine Is Announced by SEC

Chicago — Scientific Engineering Co., Frigomatic division, has completed a new vending machine, using dry ice for vending beverages and ice cream bars, which can be used by theaters and other amusement spots.

The machine has no compressor and is entirely mechanical in operation, requiring no electricity. It has no moving parts, positive sanitation and economical operation.

E-7's for Virginia Theater

Cincinnati—The Virginia Amusement Co. has purchased from NTS, Simplex E-7 projectors, Simplex High lamps, National rectifiers and Irwin chairs for their Virginia Theater at Hazard, Ky.

Two New Exchanges Of RKO to Open Soon

A. A. Schubart, manager of exchange operations for RKO Radio, expects to see opening of two new exchanges within the next few weeks. The Philadelphia exchange at 250 [illegible] 13th St. will likely open with appropriate ceremonies late in October, to be followed by Chicago, at 1300 S. Wabash Ave.

These are new, modern buildings, newly equipped, each exchange has its own RKO Radio playhouse which will comfortably seat 50 persons.

Ebersons Deliver Plans For Transportation Co.

The firm of John and Drew Eberson, architects, have completed and tendered plans for the erection of Transportation Building, for the New England Transportation Co. to be located at Bridgeport, Conn.

This departure into the commercial field of architecture is in keeping with the experience and general practice of the firm of John and Drew Eberson—so well known in theatrical circles.

Sells Six Sound Systems

Henry Sorenson, president of Modern Theater Equipment Co., Dallas, reports that he just sold six Mirrophonic De Luxe sound systems, Model M-11, to Jefferson Amusement Co. of Beaumont, Texas, which represents the second large order he has had from Jefferson Amusement Co. for sound and projection equipment in the last ninety days.

FOREST *arc-light* PRODUCTS

Super MCS RECTIFIERS using exclusively the P. R. Mallory magnesium-copper sulphide rectifying units. The best in dry-disc rectifications . .

BULB-TYPE RECTIFIERS—LD60, LD40, LD30, are reliable, efficient and low cost power conversion equipment . . .

UNIVERSAL TRIM LAMPS—burn from 5 to 9mm. negative and 6 to 13mm. positive . . . thus accommodating trims for Suprex-S.H.I., 1 KW, and Low Intensity . . .

ONE KW LAMPS—cannot be matched by competition in quality, performance and progressiveness. Yet, they match competition in PRICE.

SOUND SCREENS—complete line of flameproofed, special process coated screens.

SEND FOR BROCHURES

FOREST MANUFACTURING CORP.
200 MT. PLEASANT AVE. NEWARK, N. J.

WHO'S WHO IN EQUIPMENT

SYLVAN HARRIS. Manager, Executive Offices, Society of Motion Picture Engineers, Hotel Pennsylvania, New York City. Editor of SMPE Journal. Efficiently, unobtrusively coordinating and recording the vast stream of technical information which flows through the Society's many channels, i.e., SMPE activities. Born in Philadelphia, 1898. Graduate of University of Pennsylvania, B.A. and B.S. in Electrical Engineering. In 1917-18 with Midvale Steel and Ordnance Co.; 1918, Leeds & Northrup; 1922-23, technical editor of "Lefax"; 1923-25, director of radio research and design, Stewart Warner Speedometer Corp.; 1927-30, Brandes Products Corp.; 1930, Society of Motion Picture Engineers. Has a job which requires all the skill of a trained diplomat and an experienced executive. Gets things done and gets along with everybody. Attends meeting of the Board of Governors, semi-annual conventions, committee meetings, sectional meetings, and gets out the records and reports so that over 1,500 members of SMPE all over the world will know what the Society is doing. Now arranging details of SMPE semi-annual convention, Silver Anniversary, Oct. 20-23, Hotel Pennsylvania, New York. Is married and has one "little girl" who is quite a big girl.

SPAB Tightens Building Grip

However, Filmland May Get Concessions

(*Continued from Page* 1)

day at the Supply Priorities and Allocation Board, following announcement placing a ban on all construction projects which use critical materials such as steel, unless they are either necessary for direct national defense or are essential to the safety and health of the people.

During the last war, the film industry was placed on an "essential" basis. During the present emergency, industries are not classified on that basis, but each case is considered on its own merits. For instance, if a studio wants and needs steel for the construction of a set, it makes application to the Priorities Division, and after due consideration, the application will be either accepted or rejected.

Recognize Filmland's Place

Actually, while the steel situation is critical, it was indicated that officials are inclined to look with an indulgent attitude on requests from the film industry, due to the important part it is playing in the defense program in furnishing entertainment to keep up public morale.

In addition, the contribution which the industry is making directly toward entertaining the men in the armed forces has made a good impression on defense chieftains. The result is that while the industry will be pressured to conserve as much of critical materials as necessary, and to make substitutions in every instance where possible, it is not likely to feel any prolonged pinch for materials essential for production of pictures.

That is the outlook at the present moment. What it will be if the situation gets worse, and it has constantly gotten worse, no one can say. Already cuts have had to be made where no one suspected they could be made, and more are in the offing.

Hits Commercial Construction

For example, the SPAB announcement put the ban on commencement of any "public or private" construction projects during the emergency and indicated it isn't too sure about finding material for completion of those already commenced. The ban included construction of such projects as court houses, post offices. roads and highways. It included factories, warehouses, lofts, office buildings and all other commercial construction.

One factor in favor of the industry, so far as the production end is concerned is that it uses very little of the critical materials in comparison to the tremendous benefits.

So far as the exhibition end is concerned, the new order means that there will be no new houses constructed and probably very few, if any, conversions of other buildings into movie houses, except where this can be accomplished without use of steel, and film architects feel this can readily be done.

With wages and the number of wage-earners increasing, with its possible reflection in box-office receipts officials here could not estimate whether this unavailability of new houses should have any effect on the value of exhibition house properties. There are too many imponderable factors involved, which the trade members themselves are better able to consider, it was pointed out.

Candy Machine for Liberty

Pittsburgh—John Nagy has purchased a Rowe candy machine from NTS for his Liberty Theater in Rural Valley, Pa. A Walker screen was also supplied by NTS.

Irwin Chairs for Lyman

Charlotte, N. C.—The Lyman Theater at Lyman, S. C., is now equipped with Simplex Four-Star sound and Irwin chairs. Installation was made by NTS.

New Atlantic Theat. Has Staggered Seats

Atlantic, Ia. — Pioneer Theater Corp.'s newest theater, the New Atlantic, is a modern, streamlined house from marquee to the new silver screen and will be managed by Art Farrell, formerly of Rock Rapids, Ia.

Latest word in the theater equipment used is the staggered seats installed by the Air-Loc Seat Industries of Minneapolis, Minn. The chairs are a startling innovation in theater chair comfort hereabouts.

The 400-seat house has a marquee with three large rows of display letters backed with opalite glass and neon lighting.

RCA

FOR THE FINEST IN
QUALITY
and
DEPENDABILITY

RCA Photophone Sound
RCA Theatre Service
RCA Magic Screen
RCA Magicote Lens Service
Brenkert Projectors
Brenkert Lamps

See the RCA Affiliated Theatre Supply Dealer or RCA Representative

EQUIPMENT FIELD NOTES

VARIETY CLUB of Buffalo, Tent No. 7, has launched reconstruction and redecorating program for its quarters. Job is under direction of Michael De Angelis, theater architect, who is a club member.

* * *

Victor J. Hayes has leased the Larue, O., Theater from the city, and, after re-equipping it throughout, has opened it as Hayes-Fox Theater. All equipment was furnished by the Cleveland NTS office and includes Simplex sound, Simplex projectors, lamps houses, screen and chairs. House is 350-seater and R. L. White was former lessee.

* * *

The old Riddell Theater, Clarksville, Ark., has been shuttered for extensive remodeling. According to Manager Jack Thomas, it will reopen shortly as the Elberta Theater in honor of that sector's chief crop,—Elberta peaches.

* * *

Having completed expansion program to triple seating capacity of his Princess, Jacksonville, Ala., J. L. Townley negotiated purchase of 204 chairs from Ideal Seating Co. of Grand Rapids, chairs to have Juillard Co.'s corduroy and Cotan Corp.'s Co-Hyde covers.

* * *

National Theater Supply will install Simplex projection in the 700-seat Wethersfield Theater, under construction in New Haven.

* * *

Tom Scott, theater owner formerly operating in Columbus Grove, will open a new 300-seater in Wayne, Ohio, on Oct. 16, to be known as the Wayne Theater. L. H. Walters, manager of the Cleveland branch of NTS, supplied all new equipment including Simplex sound, Simplex projectors, lamp houses, Walker screen and Alexander Smith carpet.

* * *

Peter Perakos and Joseph Quittner will open their new 1,000-seat Eastwood Theater, East Hartford, on Nov. 1. American Seating chairs are being installed. NTS is furnishing booth equipment, sound and carpet.

* * *

The Van Nomikos circuit in Chi., in co-operation with Miller and Swanson, joint operators of the Orpheum and Webb Theaters in Savanna, Ill., are spending $20,000 for improvements to the Orpheum, enlarging the house to 750 seats, using Kroehler Push-Back chairs for the job, new front, and modernizing the stand in all departments. E. W. Wagner is the job's architect.

* * *

Daly Theater, 638-seat house in Plainfield, Conn., will be renovated by Owner Michael Daly. Seats are being installed by American Seating Co., and a new marquee is among items in project.

* * *

The J. & J. Realty Co., operators of several theaters in Sheboygan, have purchased two lots in Manitowoc, Wis., and are reported considering erection of a theater, bowling alleys and several stores on the property.

New Color Pictures Are Shown In France

Vichy (By Air Mail)—A revolutionary new way to make color motion pictures has been shown in this capital of unoccupied France by Prof. Lucien Henri Roux of the Paris Institute of Optics. The films are black-and-white, developed and projected on the screen by ordinary means. Difference comes from two lenses, one fitted on the camera which takes the photographs, the other fitted on the projector.

The colors are supplied in the projection lens, actually being mixed in the beam of light casting the pictures on the screen. The lens which takes the pictures is divided into four equal sections. It takes four pictures superimposing them on the photographic film with a slight offset of each image. Each section is in a different color,—red, green, blue and yellow forming the quartet. Each of the four pictures is taken through a different color filter.

Although all the pictures are black-and-white, the effect of the color filters is to give to each a different depth of black-and-whites. All four are visible, being slightly offset.

For projection, a similar four-section, four-color lens is fitted over the projector. It casts four images on the screen, but the four are superimposed, making a single image.

Prof. Roux keeps the nature of his lenses a secret, except to say that he is using the principle of paralax,—the displacement of an object when seen from two different angles. His two lenses are handmade.

Motiograph Projectors For Big Mich. Project

Detroit—William Cassidy, who is completing work on his $300,000 Cassidy Recreation Center at Midland, Mich., including a 1,500 seat theater, 16 bowling alleys, and nine stores, has awarded contract for Motiograph projectors with WE sound to McArthur Theater Equipment Co. McArthur also has Day-Lite screen and accessories.

National Theater Supply Co. has the carpeting contract on this project.

Milford, Conn., House To Be Reconstructed

Capitol Theater, Milford, Conn., is to undergo a complete reconstruction plan, increasing capacity, adding air conditioning and rejuvenating this theater throughout.

Contractor for this major remodeling operation is the B. Stein Building Co. Work of planning and remodeling is in charge of John and Drew Eberson, architects.

American Seats Selected

Waterbury, Conn.—Michael Sirica will install new American seats in the Capitol and redecorate the house.

Four Outdoor Stands Planned by E. M. Loew

Boston — E. M. Loew's Theaters has announced the completion of plans for several new open air theaters, construction on which is to start within the next few weeks in Hartford, Conn.; two in Philadelphia; one in the northeast section and another in West Philadelphia; and a second open air theater in Washington, D. C., as they now have the Mt. Vernon Open Air Theater, which is located in Alexandria, Va., only a few miles from the Capitol City.

Larry Lasky, an associate of the E. M. Loew organization is at present in Philadelphia making arrangements to close the deals on sites for these theaters.

The plans show many new features with tremendous improvements in the original open air theaters constructed by E. M. Loew, who is recognized as one of the pioneers of this type theater. Loew, who is the largest independent theater owner in New England, also operates open air theaters in Lynn, Mass.; Methuen, Mass.; Providence, R. I.; Milford, Conn.; Alexandria, Va.; Glen Burnie, Md.; and Miami, Fla.

The new type theaters specialize in the individual speaker system with the wiring and ramps of a more permanent construction than in the past. Several other features have been added to the durability and construction of the motion picture screen house and the landscaping of the grounds.

Other added features are the toll-type box-office, with four lane entrance, and the increased car capacity from the usual average of 600 to 1,000.

Refreshment stands and special new type lighting features, together with recreation centers and bowling alley auditorium will add to make this new type open air theater the center of attraction for amusement and recreation.

Date for Reopening Of Ritz Not Determined

Wilmington, Del.—Reopening date for the Ritz, WB house acquired last week from Loew's, has not been decided. Improvements will include new seats, carpets, draperies, stage sets and installation of modern RCA sound and projection equipment. Special wall draperies also will be installed.

The entire building will be redecorated and improvements made to the heating and cooling system. There also will be changes made in the marquee.

ESC Fills Order

Exhibitors Supply Co. of St. Louis announce the installation of Motiograph projectors at the Ritz Theater, Farmington, Mo., and Mirrophonic De Luxe sound at Harrisburg, Ill., at the Grand Theater.

PROSCENIUM CHATTER

ARTHUR E. TROTZIG, manager of th American Theater Supply Co., Siou Falls, S. D., has furnished a Dalite scree rear-shuttter projector, Strong K. W. jection lamps, and Strong 4-tube rect to H. Jochim's Pix Theater, Luverne, Min

* * *

Charles F. Carr, prexy of the Syracuse Community Theater Corp., ne operator of the 1,500-seat Strand, ha signed with RCA Photophone for ne sound and booth equipment, an RC Magic Screen, and three years servic and maintenance for the house.

* * *

The Le Roy Theater, Le Roy, N. Y., i closing for six weeks to effect alteration and modernization. House will be enlarged increasing materially its seating capacity.

* * *

Mid-West Theater Supply report that the Morgan Theater, Grundy, W Va., opened Oct. 1 with complet equipment by that organization, including RCA sound, Brenkert projectors, and International chairs.

* * *

The Ohio Theater, Franklin, O., ha bought a new screen and Superlite lenses.

* * *

If present plans of Heyward Hann materialize, Milton, Fla., is to hav a modern pic house. Hanna, one tim owner and present operator of the theater in Evergreen, Ala., is planning t return to his former home in Milton t establish a movie. He opened the present house in Evergreen, then sold hi interests to the Martin chain, remaining to serve as manager.

* * *

Imperial Theater, Cincinnati, has purchased new Mohawk carpet.

* * *

Mrs. Ethel Michael, who operates the Liberty Theater, Pittsburgh's South Side, has contracted for new RCA sound, installation of which has already started.

* * *

Gloria Theater, Urbana, O., is newly equipped throughout by Mid-West Theater Supply Co. with Brenkert projection, RCA sound and International chairs.

* * *

J. P. Adler's Relda Theater, Marshfield, Wis., has reopened following complete remodeling and redecoration.

* * *

Abbey Theater, Abbeville, Ala., has completed installation of Western Electric sound equipment, and two new Simplex projectors. Archie Walker is manager.

* * *

James J. Tringas is prepared for the Winter influx of visitor in Fort Walton, Fla., having re-equipped his Fort Walton Theater with new RCA Photophone sound and booth equipment.

* * *

B. J. Cooney is modernizing his Ogden in Chicago, the job including new sound and screen.

* * *

The Newtown Theater, Elmhurst, L. I., badly damaged by fire recently, is being prepared for unshuttering.

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Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

L. 80, NO. 73 NEW YORK, MONDAY, OCTOBER 13, 1941 TEN CENTS

PARA. DRAFTS PLAN FOR MINN. SELLING

Columbia Re-Gearing Its Distribution Methods

THE WEEK IN REVIEW

Browne-Bioff Trial

By L. H. MITCHELL

EXTORTION TRIAL: Government's suit against Geroge E. Browne, IATSE prexy, and William Bioff, his Coast rep., got under way before Federal Judge John C. Knox on Wednesday. U. S. District Attorney, Matthias F. Correa, in his opening address to the Court, cleared the four majors—Loew's, Paramount, Warner Bros. and 20th Century-Fox—of any suggestion of collusion with the defendants who are charged with extorting $550,000 from the four majors to prevent the calling of a studio strike. Nicholas M. Schenck, Loew prexy, was first witness for the Government. He testified that Bioff called himself "the boss" of the IATSE, and at first demanded $2,000,000 to hold off a strike call, later decreasing his demand to $1,000,000 and then to $50,000 annually from each of the four companies.

* * *

ALLIED: Allied board will hold a parley in Pittsburgh on Oct. 22 at which some action on the all-industry committee is anticipated. Michigan Allied voted approval of the unity proposal in its entirety. H. M. Richey addressed Mich. Allied, calling unity vital to the industry. AID held a meeting in connection with Mich. Allied parley and decided to make a survey of sales policies of the distribs. under the consent decree. Earl J. Hudson, UDT prexy, outlined a plan for institutional advertising for the industry. Later Paramount and Loew's announced they would back such a campaign.

* * *

NEWS IN BRIEF: D. Worth Clark, chairman of Senate sub-committee probing alleged war propaganda on the part of pix, stated the inquiry would be continued, but gave no date for next hearing . Minnesota's anti-five law was held valid. Warner Bros. was first distrib. to announce it would not sell in Minn. . David O. Selznick

(*Continued on Page* 6)

Montague Says Company Is Prepared to Meet Rapid Flow of Columbia Product

ABE MONTAGUE

Columbia is re-gearing its distribution setup to meet the rapid flow of product now scheduled, according to Abe Montague, general sales manager. Montague told the trade press, following the first session of the company's three-day regional convention at the Hotel Warwick, that Columbia's releasing program

(*Continued on Page* 7)

Consent Award Ends Cornwall Complaint

Case filed by the Cornwall Amusement Co., operator of the Storm King Theater, Cornwall-on-the-Hud-

(*Continued on Page* 6)

Propaganda Hearings Are Postponed Further

Washington Bureau of THE FILM DAILY

Washington—The hearings being conducted by the Senate Interstate

(*Continued on Page* 7)

UA WILL FOLD MINN. BRANCH

Minneapolis Exchange Ends Operations Oct. 25

United Artists will close its Minneapolis exchange on Oct. 25 as a result of the upholding of the Minnesota anti-block-of-five law. Decision to suspend operations in Minneapolis was reached by UA executives Friday afternoon.

Servicing of product in North and South Dakota and northwest Wisconsin will be handled out of other points, possibly Milwaukee, Denver and Des Moines.

Haskell Masters, Western division manager, said that the Minneapolis branch staff would be dismissed but that the company would try to take care of as many of the personnel as possible by moving them to other spots. Ralph Cramblett is the manager.

Ask Receiver for Kaufman's Local

Six members of Local 244, Moving Picture Machine Operators' Union, filed a petition in the Newark Chancery Court asking for the appointment of a receiver for the union and an accounting of the

(*Continued on Page* 4)

Counsel Indicate It Will "Relieve the Situation"; May Be Ready This Week

A plan to alleviate the selling situation in Minnesota is being created by Paramount and may be put into operation this week. Plan is being prepared by Paramount attorneys as a result of the upholding of the Minnesota law which prevents distributors from selling pictures under the provisions of the consent decree, which means the block-of-five system is outlawed in the state.

Legal heads declined to reveal the details of the plan but indicated

(*Continued on Page* 4)

See New Theater Construction Halted

Washington Bureau of THE FILM DAILY

Washington—Each application for critical materials will be judged entirely on its own merits, SPAB officials said Friday, but they held out little hope that materials will be made available for new theater con-

(*Continued on Page* 7)

Selznick Staying Until UA Presidency is Filled

David O. Selznick, UA owner-producer, stated on his arrival from the Coast aboard the Twentieth

(*Continued on Page* 6)

SPG in Referendum On CIO Affiliation

New York's SPG will mail out ballots Friday in a referendum on the question of affiliation with Local 109, Screen Office and Professional Employes Guild (CIO). Decision to conduct the referendum was voted by the membership at a meeting late last week. The SPG also endorsed the Stop Film Censorship Committee's program and voted a substantial financial contribution toward its work.

Talent Loans Show Advance

51 in Third Quarter; Nine Months Total, 142

By RALPH WILK

West Coast Bureau of THE FILM DAILY

Hollywood—A marked increase in talent loans between July and September over the preceding three months is shown by a FILM DAILY studio checkup. During the quarter, 51 loans were reported, compared to 33 for the April-June period. Between January and March 58 loans

(*Continued on Page* 7)

AFL Amends Constitution; Means of Ousting Browne

Seattle—The AFL in session here Friday amended its constitution, reducing the membership in the executive council from 15 to 13. This is regarded as a means of getting George E. Browne, IATSE prexy, off

(*Continued on Page* 5)

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(*October* 10)

NEW YORK STOCK MARKET	High	Low	Close	Net Chg.
Am. Seat.	9⅞	9¾	9⅞	....
Col. Picts. vtc. (2½%)	....	....	....	....
Columbia Picts. pfd.	....	....	....	....
Con. Fm. Ind.	....	....	....	....
Con. Fm. Ind. pfd.	....	....	....	....
East. Kodak	137	136½	136½	— ½
do pfd.	....	....	....	....
Gen. Th. Eq.	12½	12½	12½	— ⅛
Loew's Inc.	37⅛	36¾	37	— ¼
do pfd.	....	....	....	....
Paramount	14⅛	14	14	+ ⅛
Para. 1st pfd.	....	....	....	....
Para. 2nd pfd.	12¾	12⅝	12¾	— ¼
Pathe Film	14	14	14	....
RKO	3	2⅞	3	....
RKO $6 pfd.	....	....	....	....
20th Century-Fox	8⅝	8½	8⅝	+ ⅛
20th Century-Fox pfd.	....	....	....	....
Univ. Pict. pfd.	155	154	155	....
Warner Bros.	5	4⅞	5	....
do pfd.	74	74	74	....
NEW YORK BOND MARKET				
Loew's deb. 3½s46	....	....	....	....
Para. B'way 3s55	....	....	....	....
Para. Picts. cv. 3¼s47	99⅝	99⅝	99⅝	— ⅛
Warner Bros.' dbs. 6s48	96¼	96¼	96¼	....
NEW YORK CURB MARKET				
Monogram Picts.	¾	¾	¾	— ⅛
Radio-Keith cvs.	3-16	3-16	3-16	....
Sonotone Corp.	....	....	....	....
Technicolor	....	....	....	....
Universal Corp. vtc.	8⅞	8½	8⅞	+ ⅝
Universal Picts.	24	24	24	+ 2

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Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

■ The Broadway Parade ■

Picture and Distributor	Theater
Sergeant York (Warner Bros.-Jesse L. Lasky)—15th week	Hollywood
Dr. Jekyll and Mr. Hyde (Metro-Goldwyn-Mayer Pictures)—9th week	Astor
Yank in the RAF (Twentieth Century-Fox)—3rd week	Roxy
Honky Tonk (Metro-Goldwyn-Mayer Pictures)—2nd week	Capitol
It Started With Eve (Universal Pictures)—2nd week	Music Hall
Hold Back the Dawn (Paramount Pictures)—2nd week	Paramount
The Maltese Falcon (Warner Bros. Pictures)—2nd week	Strand
This Woman is Mine (Universal Pictures)	Rivoli
Tanks a Million (United Artists-Hal Roach)	Criterion
Burma Convoy (Universal Pictures)	Rialto
The Story of the Vatican (March of Time)—4th week	Belmont
Lady in the Tropics (Warner Bros. Pictures)	Globe
The Little Foxes (RKO Radio-Samuel Goldwyn) (a)	Palace
Moonlight in Hawaii (Universal Pictures)	Palace
Jungle Man (Producers Releasing Corp.) (a)	New York
Bad Man of Deadwood (Republic Pictures) (a)	New York
Man at Large (Twentieth Century-Fox)	Central
KuKan (Adventure Epics, Inc.) (b)	5th Ave. Playhouse

♦ TWO-A-DAY RUNS ♦

Fantasia (Walt Disney Productions)—48th week	Broadway

♦ FOREIGN LAUGUAGE FEATURES ♦

The Man Who Seeks the Truth (Dome Films, Inc.)—2nd week	World
Musical Story (Artkino Pictures)	Stanley
Man of the Forest (Scandia Films)—2nd week (a)	48th St. Theater
On the Sunnyside (Scandia Films)—2nd week (a)	48th St. Theater

♦ FUTURE OPENINGS . ♦

Sergeant York (Warner Bros.-Jesse L. Lasky)—Oct. 17 (b)	Strand
Flying Cadets (Universal Pictures)—Oct. 13	Rialto
Nothing But the Truth (Paramount Pictures)—Oct. 29	Paramount
Smilin' Through (Metro-Goldwyn-Mayer Pictures) (c)	Capitol
Belle Starr (Twentieth Century-Fox) (c)	Roxy
Dumbo (RKO-Walt Disney)—Oct. 23	Broadway
Texas (Columbia Pictures)—Oct. 16	Loew's State
Married Bachelor (Metro-Goldwyn-Mayer Pictures)—Oct. 15	Criterion
How Green Was My Valley (Twentieth Century-Fox)—(c)	Rivoli
You'll Never Get Rich (Columbia Pictures)—Oct. 16	Music Hall
Wild Geese Calling (Twentieth Century-Fox)—Oct. 23 (a)	Palace
Week-End for Three (RKO Radio Pictures)—Oct. 23 (a)	Palace
Apache Kid (Republic Pictures)—Oct. 14 (a)	New York
Death at a Broadcast (Film Alliance)—Oct. 14 (a)	New York
A Sailor on Horseback (Scandia Films)—Oct. 25	48th St. Theater
The King (Trio Films) (c)	5th Ave. Playhouse

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

Fete J. F. Reed Tomorrow On His 30th Anniversary

New Haven—Joseph F. Reed, operator of Bryan Memorial, Washington, and the Bantam Theaters, who celebrates his 30th anniversary in the business this month, will be feted at a testimonial luncheon tomorrow at Ceriani's. Harry F. Shaw, Loew-Poli division manager, will be emcee. Reservations and arrangements are in the hands of Dr. J. B. Fishman, president of Allied Theater Owners of Connecticut, which sponsors the event, Sam Seletsky, Republic manager, and Daniel Pouzzner, of the Middletown Theaters.

Reed started showing pictures in this territory with portable equipment 30 years ago. Later he switched to cameraman and was at various times associated with Mutual Weekly, Selznick News, Kinograms and Pathe. In 1934 he returned to exhibition in Connecticut. He is at present chairman of the executive board of Allied and has served as president and vice-president.

UA Names Percy Taylor As SLC Branch Manager

Denver — Percy Taylor, United Artists salesman here, has been appointed UA branch manager in Salt Lake City, succeeding Tony Hartford, resigned. Taylor's place in Denver will be taken by Alex Singelow.

Last Mile for "39 Steps"

Gaumont British withdrew the prints of "The Thirty-nine Steps," from circulation Friday. Rights to the film have reverted back to the estate of its author, John Buchan, the late Lord Tweedsmuir. The company has been unable to obtain an extension of its distribution contract.

COMING and GOING

GEORGE J. SCHAEFER is in Mexico C and will return at the end of the month.

JAKE MILSTEIN left Sunday for the Co where he will remain for about a month.

BILL SUSSMAN, 20th-Fox Eastern manag returned over the week-end from Washington

FREDRIC MARCH is coming East to the Radio City Music Hall premiere of Foot In Heaven," on Oct. 30.

BERT STEARN, UA's district manager wi headquarters in Cleveland, is visiting at the ho office.

WILLIAM F. RODGERS returns today fr the Coast.

H. M. RICHEY arrives this morning fr Detroit.

DAMON RUNYON is due today in Hollywo where he will prepare for his first picture f RKO.

JOCK WHITNEY is due in today from Sou America.

EDMOND O'BRIEN has returned to Hollywo for his next RKO role.

JOSEPH BERNHARD, Warner circuit chie and **HARRY GOLDBERG**, advertising and pu licity manager, are in Chicago for a distri managers' meeting.

Frank McGrann Quits Col. Exploitation Post

Frank McGrann, Columbia's ex ploitation manager for the pas seven years, has resigned to ac cept the vice-presidency of th Modern Merchandising Bureau t handle motion picture tie-ups.

Frank P. Rosenberg, assistan exploitation manager, has been ap pointed acting head of the Depart ment.

Edward Kline Hospitalized

Edward Kline, recently associate with Nu-Art Films Inc., is in the Post Graduate Hospital where he will undergo an abdominal operation.

Legal Notice of

20TH CENTURY-FOX

TRADE SHOWING

published for the benefit
of exhibitors generally

NEW YORK, N. Y.

Monday, Oct. 20 at 2:30 P. M.

"HOW GREEN WAS MY VALLEY"

at 20th Century-Fox Exchange
345 W. 44th St., New York, N. Y.

ACTUALLY FILMED UNDER FIRE!

'TARGET FOR TONIGHT'

"Somewhere in Europe"—each night—the R.A.F. raids the enemy. Here—in a full-length feature—is the authentic, thrilling story!

No actors these. From Commander-in-Chief to Ground Crew—they're just men doing a job—a great job!

You'll fly with them over the enemy's lines! Unbelievable? We thought so too 'till we saw it. Thrilling? Man, this is tops!

It's from WARNERS *—naturally!*

NEW SEASON! WARNER BROS. NEW BOXOFFICE HIGHS!

Para. Drafts Plan For Minn. Selling

(Continued from Page 1)

that it would "relieve the situation." They would not say whether selling would be resumed on a new basis, but that is the understanding.

In a telegram to T. E. Mortensen, publisher of Greater Amusements, Minneapolis, Neil Agnew, Paramount general sales manager, declared that "you may be sure we are fully cognizant of the gravity of the Minnesota situation and doing everything possible to alleviate it. Austin Keough (general counsel) assures me nothing being left undone to bring about necessary relief within shortest possible time. It is our hope entire situation will be cleared up before end of week."

Meanwhile, the other four companies are considering various ways to meet the crisis which may force many theaters to close because of a product shortage in Minnesota. United Artists plans to close up its office in Minneapolis on Oct. 25.

Metro Will Consider Its Minnesota Course Today

Chicago — William F. Rodgers, Metro sales chief, stopping here on his return from San Francisco, said that no decision had been reached on what action Metro will take in Minnesota following court's decision that the state's anti-five law is valid. The matter will be taken up, he said, on his arrival in New York today.

Regarding the unity plan, Rodgers stated that he had talked with many exhibitors on his Western trip and that they all favored the proposal advanced by Allied's board.

The sales chief said that more than 3,700 contracts had been sold on Metro's second block.

"Honky Tonk," Rodgers stated, is doing great business, breaking many records in the spots where it has been shown. He further asserted that the company's Mickey Rooney-Judy Garland musical, "Babes on Broadway," will be the greatest film of the new season. A close second to it, he added, will be Katharine Hepburn's "Woman of the Year."

Irene Rich Laraine Day
Harry Hershfield

● ● ● **FILM RIGHTS, AND WRONGS:......Aaron Goldberg is a hospitable soul, and if a homeless ghost wants to haunt his Newsreel Theater in Oakland, Calif., it's all right......But when the ghost starts to get the veteran circuit owner into hot water with the Government, it's going a bit too far......Seems that Bucky Williams, the manager, opened the house on a recent morn and was baffled by the fact that overnight the turnstiles registered 52 admissions......Seeing that Uncle Sam grabs a tax on each admish, this was something to worry about, particularly as the foot pedal releasing the turnstile is inside a locked box-office......Williams solved the mystery when he learned that his janitor had opened the box-office and put a chair right on top of the release pedal......Now Goldberg and Williams can't get any shut-eye these nights as they count reasons why the janitor, in the course of his duties, goes in and out of the theater 52 times......But it's better'n explaining ghosts to G-men......**

▼ ▼ ▼

● ● ● *AND 'NOTHER ONE:......Harvey Miller, doorman at the State Theater in Harrisburg, Pa., had often heard of it, but believed it was just another story until it happened to him t'other day ......A woman during the showing of "A Yank in the R.A.F." handed Harvey a ticket, then asked if she would see the same show upstairs as was showing downstairs......*

▼ ▼ ▼

● ● ● **AND A FINAL ONE:......Chicago Showman Benny Cohn has a problem......Benny has a customer at the Frolic Theater who insists on having a written receipt for 3c every time he pays the defense tax......**

▼ ▼ ▼

● ● ● *FAR APART-Y:......Certainly one of the most unusual shindigs of the year happened on Thursday night when Monty Woolley, co-starring with Bette Davis in Warners' "The Man Who Came To Dinner," was hosted at dinner in Hollywood by the National Restaurant Association in conclave in Chicago......Monty was unable to attend this repast in his honor by the bonnie banks of Lake Michigan, because of the shootin' schedule on the WB lot......But that was only a technicality to the 1,500 conventioneers......The latter gave him the dinner anyway......They wired Woolley each course as it was served in Chi.......The wires were received over a special line connected directly to Chicago's Melody Lane Restaurant and relayed at once to Monty, who read them to over 50 Fourth Estaters who were his Coast guests ......The Hollywood diners were then served the identical course as listed in the various wires......A publicity stunt!, you say......Sure, but think of the vast potentialities......Why, a guy from now on can be foddering with his wife,—and yet have dinner with distant Hedy Lamarr!......*

▼ ▼ ▼

● ● ● **ANENT THE COAST:......When Walter Wanger's "Sundown" makes its world bow at the Four Star Theater in Hollywood next Thursday night, the proceedings will go over a coast-to-coast Mutual Broadcasting hookup......UA's promotional solons have arranged for mike appearances of more than 60 pic luminaries......The film's music score will go o'er the air at the hands of an ork composed of native African musicians......**

▼ ▼ ▼

● ● ● *WHAT NEXT? DEPARTMENT:......Those M-G-M picture-placers have changed the ole saying, "That's life all over!," to "That's all over Life!"......The boys, for the first time in the history of Life Magazine, got on its current cover a double head movie still (a close-up of Clark Gable and Lana Turner in "Honky Tonk")...... Previous week they landed in the mag a "Jekyll and Hyde" blast...... That's why we say: "What next?"......*

Ask Receiver for Kaufman's Local

(Continued from Page 1)

funds from the beginning of 192 Vice Chancellor Bigelow said would decide tomorrow whether order Louis Kaufman, busine agent, and other accused union ficials to show cause why th lief should not be granted.

Kaufman, who was indicted wi Nick Circello (Dean) Sept. 29 f alleged extortion, the true bill nan ing George E. Browne and Willia Bioff as co-conspirators, is accuse by the six plaintiffs as pocketin half the $29,000 annual dues. B sides, they asked that Kaufma and other defendants in the 193 36 case be ordered to pay to th union $13,000 for counsel and othe costs arising out of the earlier sui

The 93-page complaint explaine how Kaufman divided Essex theaters into four classes. Operato in the first class receive $110 weekly, and $93.91 for work in secon class houses. The pay scale run down to $25 to $40 in fourth class.

Two of the plaintiffs, Edward McCrudden and William Primme said they received only $35 weekl in a house in the second class wher the rate is above $90. This "arrangement by Kaufman was fo revenge or for personal benefit o for both," they added. Other affidavits said operators were move like pawns from good paying t poor paying jobs if they oppose him.

Defendants in addition to Kaufman are, Harold Shadbolt, president; Daniel Oliner, vice-president William C. Uessler, treasurer; Harry S. Oppenheimer, secretary; Andrew Gehring, assistant busines agent; Gus Benner, Tony Coccio Vincent Shauler, George Reilly Ivan Hoag and John Torten, members of the executive board, an Harry Schocket, Herman Hutte and Albert Schultz, trustees.

Vaude In Rochester's Temple

Rochester—"Fats" Waller and his orchestra will launch the vaudeville season at the RKO Temple for four days starting Oct. 23, according to Manager Lou Mayer.

R. I. P.

West Coast Bur., THE FILM DAILY

Hollywood — Fancy gravestone erected over prop grave near flag pole on Warner Bros. lot yesterday reads:

Here Lies A "B"

The "B's" are dead
And have no mourner,
Their day is past
Says J. L. Warner

Died Oct. 4, 1941

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"All-American Co-Ed"

ith Frances Langford, Marjorie Woodworth,
Johnny Downs

(HOLLYWOOD PREVIEW)

nited Artists-Roach 50 Mins.

COLLEGIATE MUSICAL SHOULD GET ORABLE REACTION FROM FILM BUY- [illegible]

This is the second "capsule" in the Hal oach series of short features, and, like s predecessor, "Tanks A Million," it should ring favorable reaction from film buyers. ike "Tanks" it has discarded all but he essentials—in this case musical enterainment—and is just bare "college show" umbers with just enough story and sketchy lot to keep it out of the short subject lass.

Because of the picture's predominating actor, the choice of Leroy Prinz as proucer and director was a wise one. Prinz as several excellent routines here, with lenty of girls and some very clever words nd music by Walter G. Samuels and Charles Newman. Irene Saltern has dressed the girl show numbers with costumes that would do credit to a Broadway show.

In the cast, Frances Langford, with first-lass warbling, stands out. The support, ncluding Johnny Downs, Marjorie Woodworth, Esther Dale, Kent Rogers, and Noah Beery, Jr., all perform admirably. Harry Langdon, who makes one of his rare appearances, in this, is still a top-notch comic.

The screenplay is rather weak. However, the musical score by Edward Ward, holds the whole thing together with lots of "oomph" in the weak stages.

Johnny Downs, a student at Quinceton, s drafted by his classmates to dress as a girl and appear at a near-by girl's school as a "flower queen" and sabotage a musical production they are planning in evenge for a slight by the women. He does. He falls in love with Frances Langford. Everyone has a lot of laughs, and everybody is made happy.

CAST: Frances Langford, Johnny Downs, Marjorie Woodworth, Noah Beery, Jr.; Esther Dale, Harry Langdon, Ian Hale, Jr., Kent Rogers, Allan Lane, Joe Brown, Jr., rving Mitchell, Lillian Randolph, Carlyle Blackwell, Jr., Mickey Tanner, Betty Tanner and Martha Tanner.

CREDITS: Producer-Director, LeRoy Prinz; Authors, Cortland Fitzsimmons and Kenneth Higgins; Cameraman, Robert Pitack; Photographic Effects, Roy Seawright; Art Director, Charles D. Hall; Musical Score, Edward Ward.

DIRECTION, Good. PHOTOGRAPHY, Good.

Heart Attack Is Fatal To Col. J. R. Booth, Jr.

Ottawa—Col. J. R. Booth, Jr., 47, died of a heart attack at Utica, N. Y., on his way back to Ottawa from New York where he attended the World Series games. Grandson of ate John R. Booth, multi-millionaire, he was principally interested in several motion picture producing companies which he financed, the former Booth's Dominion Films, Film Laboratories of Canada, Ltd., and Audio Pictures, Ltd., being amongst them.

"Dangerous Lady"

with Neil Hamilton, June Storey,
Douglas Fowley

PRC 64 Mins.

FAST-MOVING COMEDY MELODRAMA FOR ITS CLASS; SHOULD DO AS A SUPPORTING FEATURE.

Within its budgetary confines, this is a snappy comedy melodrama that is nicely handled all the way, although yarn is on the weak side. Bernard B. Ray, who produced and directed, aimed for a combination of suspense and laughs, and made the grade.

Film features a married couple with the husband, a private detective, and the wife, a brainy lawyer. Both have a yen for adventure in the manner reminiscent of the pair made famous in "The Thin Man." Couple is concerned over girl who has been framed for murdering a judge. Before finding the persons responsible, three suspects, who know the answer, are killed.

Neil Hamilton does a good job as the carefree detective. As the wife, June Storey is adequate but lacks looks. A convincing performance is registered by Douglas Fowley as the hard-boiled detective who is a rival of Hamilton's. Evelyn Brent, Jack Mulhall, Kenneth Harlan and John Suce turn in strong supporting bits.

CAST: June Storey, Neil Hamilton, Douglas Fowley, John Holland, Emmett Vogan, Evelyn Brent, Greta Granstedt, Carl Stockdale, Jack Mulhall, Kenneth Harlan, John Suce, Terry Walker, Ward McTaggert, James Aubrey.

CREDITS: In Charge of Production, George R. Batcheller; Producer and Director, Bernard B. Ray; Original, Leslie T. White; Screenplay, Jack Natteford; Cameraman, Jack Greenhalgh; Film Editor, Carl Himn.

DIRECTION, Good. PHOTOGRAPHY, Good.

"Louisiana Purchase" Ad Confab Called for Coast

West Coast Bureau of THE FILM DAILY

Hollywood—Paramount will hold a three-day conference on "Louisiana Purchase" advertising, publicity and exploitation here Oct. 17-19, with Neil Agnew, Robert Gillham, Al Wilkie, Alec Moss and field exploitation men coming on for the sessions at the Ambassador Hotel. Conference was suggested by Y. Frank Freeman. Gillham and Moss will preside.

Field reps. coming will include Sid Mesibov, Guy Evans of New York; Fred Bartow, Chicago; William Brooker, Philadelphia; Arnold Van Leer, Boston; Jack Dailey, Dallas; J. Maxwell Joice, Cleveland; William Lansburg, Kansas City; James Lundy, Denver; Norman Sprowl, Cincinnati; E. J. Wall, Albany; John H. Hewlett, Atlanta, and Ralph Ravenscroft, Los Angeles.

C. L. Matthews Dead

Atkins, Ark.—C. L. Matthews, 59, manager of the New Royal theater, died at his home here.

"Jungle Man"

with Buster Crabbe, Sheila Darcy,
Weldon Hayburn

PRC 63 Mins.

HOKEY MELODRAMA AND NEVER CONVINCING; STACKS UP AS WEAK SUPPORTING MATERIAL.

Somebody must have had a lot of jungle library material available because it appears a juvenile yarn was written around it for no other reason. Almost half the film deals with stock shots and while edited fairly effectively, tale never sheds its implausibility.

Bored with the life of an heiress, Sheila Darcy sets off to the jungle with her fiance, Weldon Heyburn, a friend, Robert Carson, and her father, Paul Scott. The explorers are off to photograph a lost city. In the jungle, is Buster Crabbe, young doctor, and a priest, Charles Middleton, who is a brother of the girl's father. Head hunters, jungle fever, and a swim through shark-infested waters for a serum, are all tossed in for good measure.

Buster Crabbe handles his role in a competent fashion. Others suffer from the script and the direction.

CAST: Buster Crabbe, Charles Middleton, Sheila Darcy, Vince Barnett, Weldon Heyburn, Robert Carson, Paul Scott, Hal Price, Floyd Shackleforth.

CREDITS: In Charge of Production, George Batcheller; Director, Henry Fraser; Producer, T. H. Richmond; Original Screenplay, Rita Douglas; Cameraman, Mervyn Freeman; Film Editor, Holbrook Todd.

DIRECTION, Fair. PHOTOGRAPHY, Adequate.

Assessment Reductions Asked by Warners, RKO

Petitions for reduction of assessments were filed on Friday in the N. Y. Supreme Court against the Tax Commission of the City of New York by Warner Bros. Pictures, Inc., Stanley-Mark-Strand Corp., Intrastate Theater Corp., RKO Radio Pictures, Inc., and Warott, Inc.

Warner Bros. seeks a cut in the assessment in the 1941-42 for the Hollywood Theater from $1,125,000 to $525,000 and a reduction on its 54th St. warehouse from $976,000 to $641,000. Its subsidiary, Intrastate, asks for reduction on the home office building at 44th St. from $1,385,000 to $1,035,000. Stanley-Mark-Strand seeks a reduction on the Strand theater from $3,420,000 to $2,128,000.

RKO asks that its building at 35 W. 45th St. be reduced from $415,000 to $250,000. A reduction from $340,000 to $155,000 is demanded for the Biltmore theater from Warott.

Charles V. Brown Dead

Iowa City, Ia.—Charles V. Brown, 43, owner of the Strand theater at Iowa City, died at the Mercy hospital at Iowa City from a cerebral hemorrhage.

☆ SHORTS ☆

"Popular Science"

(J1-1)

Paramount 11 mins.

Good Reel

Most of the footage in this subject is devoted to shots of the First Armored Tank Division, Fort Knox, Ky. And, while some of stuff has been photographed and shown before, it will be interesting to a great many Americans. Highlights are some maneuver scenes as the division attacks a mythical enemy. A group of curvacious girls demonstrating the reducing equipment at one of Monty MacLevy's places will interest both the women and the men. Interspersed is the latest invention of the wily wizard of Waukesha who this time solves the problem of getting a cherry from the bottom of a tall glass.

"Beauty and the Beach"

(Headliner)

Paramount 10 mins.

Unique Band Presentation

Against the vastness of Long Island's Jones Beach, Paramount presents an unusual band subject. Featured are Johnny Long and his team playing several good selections as the camera roves along the water front, through the recreation area with stops at the pool for shots of pretty gal divers and swimmers. Music is good and the backgrounds pleasing so that audiences should be well entertained.

"Northern Neighbors"

Universal 9 mins.

Average Travelogue

Short is done in full cover and includes a variety of Canadian subjects. The reel opens with a glimpse of how Canada trains the R.A.F. Then on to a fishing paradise, a handsome view of Niagara Falls and a visit to Callender, Ont., with a look-in at the famous Quints under the supervision of Dr. Dafoe.

"Boogie Woogie Bugle Boy of Co. B"

Universal 7½ mins.

Lively Cartoon

This Walter Lantz Technicolor cartoon features that tuneful song popularized by the Andrews Sisters. Animation is built around the song and provides a number of amusing moments.

AFL Amends Constitution; Means of Ousting Browne

(*Continued from Page* 1)

the AFL executive council without asking for his resignation.

Browne is now on trial in New York City with his West Coast rep. William Bioff, on a charge of extorting $550,000 from four Hollywood producing companies to prevent the calling of a studio strike.

Consent Award Ends Cornwall Complaint

(Continued from Page 1)

son, N. Y., has ended in a consent award, following an agreement reached by the parties involved. Paramount and RKO, named with 20th Century-Fox, Loew's and Warner Bros., were dismissed from the complaint.

Plaintiffs asked that the clearance granted to the Ritz and Broadway Theaters, Newburg, be reduced from 30 days to seven. Under the agreement between the complainant and the three distributors, the clearance was reduced to 20 days. Terms of the settlement were submitted to the arbitrator who rendered a consent award.

Selznick Staying Until UA Presidency is Filled

(Continued from Page 1)

Century Limited Friday that he will remain here until the task of selecting a UA president is completed. He said that should take a week or 10 days.

When told the names of Joseph Bernhard and George J. Schaefer were mentioned most frequently for the post, Selznick laughed and said: "You fellows probably know more than we do."

Selznick denied that the appointment of Laudy Lawrence as special representative was a preliminary move to the naming of Lawrence as general sales manager. "Nothing to it," he commented.

Inland Theater Circuit Houses In Option Deal

Walla Walla, Wash.—An operating option on theaters owned by Inland Theater Co. in Walla Walla, Ellensburg, Toppenish, Sunnyside, Kennewick and Pasco—but not those in Yakima—has been taken by a Middle Western group of operators, represented by P. J. Dee and S. J. Gregory, and expiring Feb. 10 next.

This announcement has been made by Frederick Mercy, Sr., of Yakima, Wash., president and founder of the chain of theaters.

The Yakima (Wash.) Theaters will continue under Mercy's personal supervision, while the others will be supervised by his son, Frederick Mercy, Jr., as general manager.

Walla Walla will be the operating headquarters of the optioned circuit during the term of the option.

"Dumbo" Premiere a Benefit

Premiere of "Dumbo" Oct. 23, at the Broadway Theater will be under the sponsorship of the Vocational Service for Juniors, it is announced by RKO Radio and Walt Disney Productions. Following the formal opening, "Dumbo" will be presented on a popular continuous-run policy.

Ross Sees Bright Biz Future

Field and Supervisory Staffs Up Sharply

Rapidly improving theater business has fully justified manpower expansion of the Ross Federal Service which now has a field force larger by 30 per cent than a year ago and a staff of regional and national supervisors that has increased 150 per cent in the last 12 months, it was said at the week-end by Prexy H. A. Ross.

Home from a trip to the West Coast and Southwest made for the purpose of studying general business conditions and their relation to the film industry, Ross sketched an encouraging picture.

"One year ago," Ross commented, "we detected the first signs that the motion picture industry was coming out of the doldrums. Immediately our problem was to read the signs right, confirm our judgment, and begin to do everything to meet improving conditions.

"For a service organization, it is imperative that we keep a couple of steps ahead of the parade, in this case, the parade toward improving theater business. The only way we can do that is by improvements in our national coverage, in our direction of the manpower that makes up that coverage. That means expansion all along the line.

"It's easy to see that any move toward expansion must be preceded by assurance that expansion is warranted. Otherwise, if we guess wrong, we stand to hurt ourselves and to hurt those of our clients who look to us for knowledge of what is going on.

"That is why it is particularly gratifying now to be able to report that our expansion—which we undertook during the early months of this year—is definitely justified. Business is tremendously active, theater grosses reflect this activity. Not only is this present situation a profitable one, but it gives as well, every indication of being a healthy situation on which futures can be built.

"You can hardly move, nowadays, without seeing the tremendous economic dislocations brought on by the National Defense Program. Factories are working time and double time. New communities are springing up where none were before; spending power, populations, buying habits—all are being changed rapidly and ever more rapidly. Men who were idle a year ago are now at work, and many who were at work are now receiving wages greatly higher than those they received a year ago.

"The word 'optimism' is often overworked. Moreover, casual expressions of optimism can be dangerous, in that it never pays to throw your hat over the goal post before the game is finally won. But it seems fair now to say that there is every justification for optimism for the coming months."

U. S. Will Nolle Prosse David, Kaufman True Bills

Washington Bureau of THE FILM DAILY

Washington — The D of J will move to nolle prosse the indictments pending against J. Warren Davis, retired judge of the U. S. Circuit Court of Appeals, and Morgan S. Kaufman, former bankruptcy referee, charging conspiracy to obstruct justice and defraud the U. S. Decision, announced by Attorney General Francis Biddle, had been forecast some time ago when it became known the Government had dropped plans for a third trial. First two trials resulted in disagreements.

The retired jurist, a resident of Merchantville, N. J., was accused of accepting $27,500 in two unsecured loans from William Fox, one-time movie magnate, in connection with Fox's bankruptcy litigation in the Circuit Court.

Judge Davis denied the accusations. Fox, indicted on similar charges, pleaded guilty and was the Government's chief witness against Davis. The prosecution contended that Kaufman, whose home is at Scranton, Pa., acted as "go-between" in arranging the alleged loans.

To Play Jewish, Italian Pix

Rochester — M. Fogel has taken over the Embassy and will show Jewish and Italian films, he announced here today. He also plans to redecorate and renovate the house, long dark.

Canadian Army Film Unit Subject of Grierson Talks

Toronto — John Grierson, representing the National Film Board of Canada, is now in England for conferences with the British Ministry of Information, one purpose being the creation of a moving picture section which will form an enlisted detachment of Canada's armed forces across the Atlantic. This unit would shoot action pictures under the direction of the General Staff Headquarters and the prints are to be available to companies in the United States, Africa, New Zealand and Australia.

Details of the new organization had been worked out before Grierson proceeded to England. The new material will be released as part of the Canada Carries On series.

W. G. Murray, general manager of the Canadian Broadcasting Corp., has returned from a seven weeks' visit in England where he discussed plans for the organization of an Empire broadcasting network which would be allied with the making of the official war films.

Aid Chi. Fund Campaign

Chicago — John Balaban and Clyde Eckhardt have been named co-chaiarmen with Jack Kirsch of the amusement division of the Chicago Community Fund drive. John Smith of the Operators union heads the labor division.

THE WEEK IN REVIEW

Browne-Bioff Trial

(Continued from Page 1)

closed deals for UA stock. He no owns 24 per cent of its stock.... Warner Bros. announced elimination of eight low-budget pix.... SPAB, tightening its grip on b[illegible]ing materials, may cause entir[illegible] partial shut-down on new theate building.... Republic will expand it production. Coast reported $5,000,000 increase in production budge to $15,000,000. A million was allocated for two new stages.... Universal is signing term contract with circuits—three years for FW and Warner circuit, and term pact with Paramount partners and RK circuit.... Department of Commerce predicted amusement receipts in 1941 would set a mark.... Seven Coast craft locals, here for producer parley on new contract, broke away from IATSE and will negotiate individual contracts.... U. S. admission tax brings higher b.o. prices in Ohio.... Circuit shows for Army and Navy met with approval at industry-Federal official parley in Washington.... Metro will keep 50-50 terms for "Gone With the Wind" when it is reissued in 1942.... Para. is swapping $20,000,000 4s56 debentures for 3¼s47 notes.

Frisco Singles Experiment Clicks With "A" Pix Only

San Francisco—S. H. Levin, head of a San Francisco neighborhood theater circuit, six weeks decided to see if the public was just talking when they stated they preferred single bills—or if they would back up that talk at the box-office. The Vogue, a small house in a class district, was selected for the experiment—and the stunt got heavy publicity play in the local papers. Here's the results to date:

Business has been smash when the house has booked exceptionally good "A" product—and business falls away to a trickle when the house is forced to book run-of-the-mill films. Ups and downs are much more sharply marked than in the circuit's other houses. Moral is that people who want single bills know in advance exactly what they want to see, while the double bill's customers just drop in to see a movie. The Vogue's experiment will be continued.

Gerber Quits D. A. Post

Chicago—Martin Gerber, assistant U. S. district attorney, well known to the film trade, has resigned from the staff of U. S. District Attorney Albert Woll.

Norman V. Norman Dead

London (By Cable)—Norman V. Norman, 70, former European manager for the Shuberts, died Friday.

olumbia Speeds Up eleasing Schedule

(Continued f om Page 1)

alled for one picture a week, adding that two top-bracket pictures ould be released monthly. He de[illegible]bed a top-bracket picture as one [illegible] cost $600,000 or more to prouce.

To meet this situation, the need for speed in liquidation of product was apparent and Columbia has placed the task of approving playates with the exchanges on important pictures rather than submiting the contracts to the home ofce. This, Montague said, will eliminate a "bottleneck" in speeding up distribution.

Montague said that Columbia could now supply exhibitors with titles and casts of pictures a full year ahead. District managers will meet every eight or ten weeks to discuss and analyze what is being done under the new system. Sales uotas will be broken up into six-month periods instead of the usual early basis.

Columbia will co-operate with all groups in the establishing of unity nd harmony in the business, Montague said, adding that he favored the institutional publicity campaign proposed by Earl Hudson, head of United Detroit Theaters. A better understanding among all phases of the business, he asserted, would liminate a number of so-called botlenecks. He revealed that a product deal has been closed with UDT.

Columbia parley wound up yesterday. Third regional will be held on the West Coast, sessions being set for Frisco Oct. 24-25.

Ascap Disapproves Free Radio Use of 'Dumbo' Score

The board of directors of Ascap has voted against approving the action of John G. Paine, general manager, in releasing the musical core of Walt Disney's "Dumbo" for free use by unlicensed broadcasters. The board's basis for this action was that the general manager had acted outside the scope of his authority in granting such free use.

The board felt that the granting of a free license for the use of music or commercial purposes would be ontrary to the interests of its membership.

Other film companies are watching the "Dumbo" outcome closely, it was indicated, in order to decide on their own future policy in promoting film musical scores.

Crash Kills Reno Manager

San Francisco—J. Fred Miller, 58, Reno theater manager, and his mother-in-law, Mrs. Lea Hancock, of Santa Cruz, were killed in an auto accident near San Francisco. Their car was in a smash with a ruck. Miller's wife was badly inured.

Drouth Expected to Bring Second Acute Power Shortage in Southeastern States

Nashville, Tenn.—A second electric power shortage for 1941 is predicted for many of the Southeastern states due to a drouth which began in the early Summer. This shortage is expected to reach the acute stage in Alabama and Georgia by Nov. 1 and in Tennessee and other adjoining states by Dec. 1. Leland Olds, chairman of the Federal Power Commission, calls the situation "very serious" and believes that theaters and other current users will again be called upon to conserve electrical energy.

Montgomery, Ala.—Sixteen Southern Public Service commissioners and utility executives agreed at a conference here late last week that a critical electric power shortage would develop in the Southeast by Nov. 1 unless heavy rains came quickly.

Imposition of a curtailment program by the Federal Power Commission was forecast, but the group adopted a resolution asking that all power resources of the region be pooled before that step was taken.

Talent Loans Show Advance

51 in Third Quarter; Nine Months Total, 142

(Continued from Page 1)

were recorded, making the nine months total 142.

As in the first quarter of the year deals for men topped those for women players. July-September showed 32 loans of actors and 19 of actresses, compared with 38 of men and 20 of women during January-March. Totals were about even in "April-June with 16 of men and 17 of women, with the three-quarter totals at 86 loans of men and 56 of women.

Paramount loaned the most players during the last quarter and so far this year. Company's July-September loans totaled 17 making 31 for nine months. M-G-M was second with nine for the last quarter and 29 for the year and was followed by 20th Century-Fox with eight for the quarter and 19 since January. Warners has loaned 18 players since January, four in the July-September quarter.

Player loans reported between July and September were as follows:

COLUMBIA

Claire Trevor to M-G-M.

M-G-M

Rosalind Russell to Paramount; Robert Montgomery to Columbia and Universal; Ruth Hussey to Columbia; George Murphy to 20th-Fox and RKO; Conrad Veidt to Warners; Edward Arnold to Paramount; Walter Pidgeon to 20th-Fox.

PARAMOUNT

Fred MacMurray to Columbia; Ellen Drew to Columbia; Brian Donlevy to Universal and Edward Small; Frances Gifford to Harry Sherman; Lynne Overman to 20th-Fox; Betty Brewer to Warners; Frances Farmer to 20th-Fox; Betty Field to Warners; Bob Hope to Samuel Goldwyn; Phillip Terry to Pine-Thomas and Republic; William Wright to Republic; Cecil Kellaway to 20th-Fox; Albert Dekker to M-G-M; Preston Foster to Universal and Edward Small.

RKO RADIO

Charles Laughton to Universal; Lupe Velez to Columbia; Leon Errol to Universal; Phyllis Brooks to Arnold Pressburger; Maureen O'Hara to 20th-Fox; Anna Lee to 20th-Fox.

REPUBLIC

John Wayne to Paramount; Mary Lee to Paramount.

20th CENTURY-FOX

Don Ameche to M-G-M; Gene Tierney to Walter Wanger and Arnold Pressburger; Laird Cregar to RKO; Jane Darwell to Warners; Henry Fonda to Warners; Mary Beth Hughes to RKO; Ted North to RKO.

UNIVERSAL

Mischa Auer to Edward Small; Robert Cummings to Warners.

WARNER BROS.

Edward G. Robinson to M-G-M; Olivia de Havilland to Paramount; George Brent to Edward Small; Donald Crisp to 20th-Fox.

SAMUEL GOLDWYN

Walter Brennan to 20th-Fox; Teresa Wright to M-G-M.

Film Alliance of U. S. Is Not Dissolving

Film Alliance of the United States is not dissolving as was reported erroneously in a recent issue of THE FILM DAILY. P. N. Furber, president, said that a deal had been made with Astor Pictures Corp. for the distribution of some of Film Alliance product, but otherwise the company will continue to operate as before.

Astor will handle the sales and physical distribution of 25 pictures owned bv Film Alliance.

"Yank" Sets Pittsburgh Record

Pittsburgh—"Yank in the R.A.F." broke all opening day records at the Senator Theater.

Vaude in Chi. Oriental?

Chicago—The Oriental will install vaude next month, it is reported.

N. Y. State Allied Unit Meets In Albany Today

Albany—The newly chartered New York State Unit of National Allied will hold an important organizational meeting at the Hotel Ten Eyck here today.

Temporary committee members in this locality are Abe Stone, indie exhib. who operates the Eagle Theater, and Leonard Rosenthal, Troy attorney.

Many of the exhibs. in for the formal organization luncheon of Albany Tent No. 9, Variety Club, are expected to drop in on the Allied pow-wow later.

Besides Albany exchange district members of Allied, a contingent from the New York exchange territory is expected to check in.

Cummins Opens D. C. House

Washington—Pix has opened as a first-run downtown house here under Sam Cummins' supervision.

See New Theater Construction Halted

(Continued from Page 1)

struction, involving steel or any other critical materials.

They pointed out that the ruling specifically prohibited construction of such projects as office buildings, and said they saw no reason why theaters should come outside the official ban on non-essential construction. The same situation applies to remodeling involving use of steel.

"Of course, if a man decides he wants to build a theater entirely of lumber or some other materials not involving steel, there is nothing so far to prohibit his doing so where we are concerned," one official explained. "But then after such a building was constructed he would run into the question of plumbing fixtures, which he likely would be unable to obtain due to priorities on metals going into plumbing fixtures."

So far as materials necessary for production of pictures are concerned, that is another question. No one could say off-hand that such materials will be available. That will depend on individual cases. But it was strongly indicated that officials will hesitate a long time before cutting off materials absolutely necessary for the production of pictures. But the industry might have to do a lot of haggling to get what it wants, as SPAB already is swamped with requests from every source.

Propaganda Hearings Are Postponed Further

(Continued from Page 1)

Commerce sub-committee into alleged war propaganda by motion pictures were postponed further on Friday with announcement by the office of Chairman D. Worth Clark that he likely will be out of Washington all this week.

Just when he will get around to the hearings his office force could not say though they continued to insist that the hearings will be resumed "in the near future."

Albany Variety Club To Chart Future Today

Albany — Newly formed Variety Tent No. 9, given back its old franchise by national headquarters, will meet in the Ten Eyck Hotel this noon at a luncheon to consolidate plans for announcing its permanent headquarters.

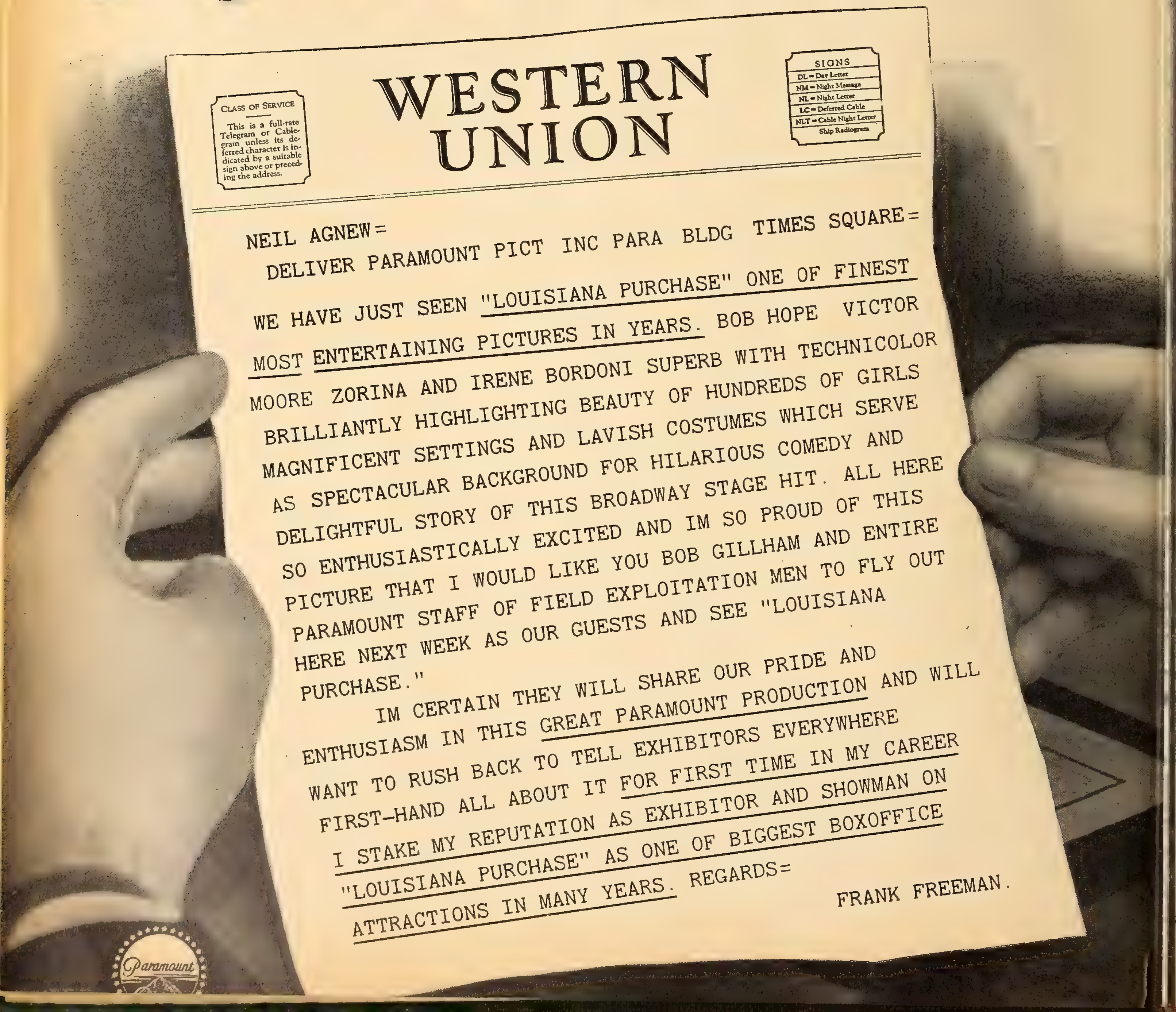
Out-of-town members coming in for the affair include J. Meyer and Louis Schine, Schine Circuit, Gloversville; George Lynch, chief film buyer, Gloversville; Bill Smalley, Cooperstown; Si Fabian, New York; and Bill Benton, Benton Circuit, Saratoga.

Moe A. Silver, Warner zone manager, is temporary chairman and will preside at today's meeting.

Dickson Joins Horne

Gregory Dickson has joined the Hal Horne organization.

ATTENTION SHOWMEN!



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NL = Night Letter
LC = Deferred Cable
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Ship Radiogram

NEIL AGNEW=
DELIVER PARAMOUNT PICT INC PARA BLDG TIMES SQUARE=

WE HAVE JUST SEEN "LOUISIANA PURCHASE" ONE OF FINEST MOST ENTERTAINING PICTURES IN YEARS. BOB HOPE VICTOR MOORE ZORINA AND IRENE BORDONI SUPERB WITH TECHNICOLOR BRILLIANTLY HIGHLIGHTING BEAUTY OF HUNDREDS OF GIRLS MAGNIFICENT SETTINGS AND LAVISH COSTUMES WHICH SERVE AS SPECTACULAR BACKGROUND FOR HILARIOUS COMEDY AND DELIGHTFUL STORY OF THIS BROADWAY STAGE HIT. ALL HERE SO ENTHUSIASTICALLY EXCITED AND IM SO PROUD OF THIS PICTURE THAT I WOULD LIKE YOU BOB GILLHAM AND ENTIRE PARAMOUNT STAFF OF FIELD EXPLOITATION MEN TO FLY OUT HERE NEXT WEEK AS OUR GUESTS AND SEE "LOUISIANA PURCHASE."

IM CERTAIN THEY WILL SHARE OUR PRIDE AND ENTHUSIASM IN THIS GREAT PARAMOUNT PRODUCTION AND WILL WANT TO RUSH BACK TO TELL EXHIBITORS EVERYWHERE FIRST-HAND ALL ABOUT IT FOR FIRST TIME IN MY CAREER I STAKE MY REPUTATION AS EXHIBITOR AND SHOWMAN ON "LOUISIANA PURCHASE" AS ONE OF BIGGEST BOXOFFICE ATTRACTIONS IN MANY YEARS. REGARDS=

FRANK FREEMAN.

DO NOT REMOVE

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Two Years Old

80, NO. 74 NEW YORK, TUESDAY, OCTOBER 14, 1941 TEN CENTS

RULE THEATERS ESSENTIAL, MPTOA URGES

Metro Exclusive Run Policy is Nixed on Appeal

ırbitrator's Award in the ıction of Earle Theater, ıew Castle, Del., Affirmed

M-G-M's policy of granting exusive runs in some spots has reeived a setback by the Motion icture Appeals Board which ruled gainst the distributing company the latter's appeal against an bitration decision.

The appeals board affirmed the bitrator's award in the case of e Earle Theater, New Castle, el., against M-G-M, ruling that, ntrary to the provisions of Sec-

(*Continued on Page* 10)

ıstitutional Plan o Get Quick Start

The institutional trailer campaign oposed by Earl Hudson, head of nited Detroit Theaters, will be ıt into operation immediately in e UDT houses whether the plan adopted nationally or not. Hudn's campaign was designed origally for UDT and was offered to

(*Continued on Page* 11)

even Start Shooting n Coast This Week

st Coast Bureau of THE FILM DAILY

Hollywood — Seven pictures are heduled to go into production this eek. The check-up:

At Columbia: Four shooting, in-

(*Continued on Page* 7)

Walker is Slightly Injured in Wreck

Chillicothe, O.—Postmaster General Frank Walker was slightly injured when the National Limited, Baltimore & Ohio streamliner, hit a freight locomotive on a siding near here yesterday.

The former film executive was treated for a head abrasion.

Mrs. Walker was not injured in the accident in which eight others were hurt.

5 IA COAST LOCALS ACCEPT TERMS

Action Subject to Membership Ratification—Sound Workers, Cameramen Still Negotiating

Delegates of five IA Hollywood craft locals have accepted tentatively the counter proposals offered to them by the producers and have returned to the Coast to submit the contracts to the membership for approval, it was learned yesterday.

Locals, which have reached an agreement, are the Costumers, Studio Laborers, Makeup Artists, Projectionists and the Electricians. While delegates left over the week-end, electricians' local only completed its negotiations with the producers yesterday.

Wage Increases 10-15 Per Cent

Wage increases granted to these locals ranged from 10 to 15 per cent, it was said. Important too, accord-

(*Continued on Page* 10)

Texas Allied Okays Unity Resolution

Allied Theaters of Texas members have voted unanimously to uphold the national board's action on the resolution for industry unity, Col. H. A. Cole, president, informed THE FILM DAILY yesterday by wire. Approval of the unity plan by Texas practically completes the plebiscite

(*Continued on Page* 7)

SWG Amendments Would Limit Active Members

West Coast Bureau of THE FILM DAILY

Hollywood—The Executive Board of the Screen Writers' Guild has proposed two amendments covering eligibility for membership to be

(*Continued on Page* 11)

Broadway Holiday Business is Brisk

Consensus of managerial reports from the big pic stands in the Great White Way sector disclosed very brisk business yesterday afternoon and evening as amusement-seekers took full advantage of an "Indian Summer" Columbus Day with weather bright and balmy.

The Music Hall, with "It Started

(*Continued on Page* 7)

N. Y. Unit of Nat'l Allied Elects Board of Directors

Albany—New York State Unit of National Allied, Inc., completed its organization at the Ten Eyck Hotel last night, after a long meeting,

(*Continued on Page* 7)

Films Buying More Air Time

Para., UA, RKO Contracting for Pix Plugs

Film producers and distributors are reported increasingly interested in buying radio time to plug their product. Several firms have set extensive commercial schedules for new pictures on both network and spot basis. Cutting down on free time given to films by broadcasters is said to be responsible for film industry's desire to buy air time.

Paramount, United Artists and RKO are at present contracting for

(*Continued on Page* 11)

Add Three Dallas Lawyers To Tex. Arbitration Panel

Three prominent Dallas attorneys have been appointed to the Texas arbitration panel. They are Robert B. Hincks, Dallas; G. Biggers and James L. Lipscomb.

Hincks is a member of the law firm of Burford, Ryman, Hincks & Charlton and for many years has

(*Continued on Page* 11)

Morale Factor Cited by MPTOA Asking Favorable Consideration by SPAB

The MPTOA is making every effort to have the Supply Priorities and Allocation Board define theater construction as essential to public morale and to permit completion of theater projects already started, Prexy Ed Kuykendall disclosed yesterday.

Replying to a telegram from THE FILM DAILY asking whether the national exhib. organization con-

(*Continued on Page* 11)

Office Workers Get CIO Charter Friday

Formal establishment of a CIO union for the white collar workers of the industry in the East will be made at a "premiere" Friday night at the Fraternal Clubhouse where Lewis Merrill, president of the United Office and Professional

(*Continued on Page* 3)

L. J. Finske Joins Para. Theater Department Here

L. J. Finske, division manager of J. H. Cooper Enterprises in Colorado, is being brought to New York where he will join Paramount's theater department. Pat

(*Continued on Page* 7)

Metro is Undecided On Action in Minn.

M-G-M's move in the Minnesota anti-block-of-five situation is still undetermined, W. F. Rodgers, general sales manager, said yesterday upon his arrival from the Coast. Rodgers said he had not talked with other company executives as to the next step, but indicated some decision would be made this week.

Discussions of the problem by other companies were halted yesterday because of the Columbus Day holiday.

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CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

The New York stock and bond markets were closed yesterday on account of the Columbus Day holiday.

Com. Chest May Have Coast-to-Coast Broadcast

West Coast Bureau of THE FILM DAILY

Los Angeles—Harrison Holliway and Harry Maizlish will represent the radio industry on the special arrangements committee of motion picture division of the Community Chest campaign. They will be in charge of all local and national broadcasts of Chest programs emanating from the picture contingent. Both other executives functioned in same capacity in 1940 drive.

Present and tentative plans of radio division call for several local programs and perhaps one Coast-to-Coast broadcast as well as a hookup of all participating studios in one smash community program on day of Chest mass meetings at studio lots.

Schenck Again on Stand At Browne Trial Today

Trial of George E. Browne, IATSE prexy, and William Bioff, his West Coast rep., for alleged extortion continues today. Martin Conboy, counsel for Browne, will resume his cross-examination of the Government's opening day witness, Nicholas M. Schenck, president of Loew's.

Indications are that Conboy will attempt to establish that the witness was friendly with Browne and Bioff after the alleged extortion took place.

Ala. Theaters Fix Juve Base Price at 9.8 Cents

Montgomery, Ala.—Theaters in Montgomery and adjoining counties have fixed their juvenile base price at 9.8 cents, which, plus the 2 per cent State luxury tax makes a total of 10 cents for all children under 12 years. Since the base price is less than 10 cents it does not come under the new Federal tax.

On tickets above 10 cents, Federal tax is being passed along to patrons. No decline in attendance is noted because of the extra tax.

Birmingham, Ala.—Theaters here have largely jumped prices to even figures in meeting the new Federal defense tax on adult admissions.

Strand, a second-run, with former admish of 25 cents, is now 28½ cents, including three cents Federal tax and 5 mills state tax. Galax has new price of 22 cents, including 19.6 cents admish, four mills state tax and 2 cents defense tax.

Indiana Exhibs. Reluctant To Increase B. O. Scales

Indianapolis — First-runs in the downtown area as well as nabe houses have added the new Federal tax on admissions and retain the same-price schedule as before. This applies to out-state theaters as well. While the odd pennies make more work for the cashier and slows up the movement of patrons into the theater, exhibs. are not inclined to increase admission prices at this time. There is little complaint so far about the Federal tax on admissions.

Gregory Ratoff to Film Nathan Lynden's Novel

First of five independent productions to be made by the new Gregory Ratoff-Harry Goetz combination will be Nathan Lynden's new novel which will be published serially in Liberty Magazine shortly. Story was purchased on the strength of the first two chapters, which Ratoff read in galley proof form.

Company, to be known as Gregory Ratoff Productions, Inc., is also dickering for rights on a current Broadway stage success. Release of the first group of pictures will be through RKO, with a possibility that United Artists may distribute some additional productions.

Shirley Temple Signed For Watch Radio Show

Shirley Temple yesterday was signed by Richard Marvin, radio director of William Esty Co., to appear for the Elgin National Watch Co. in the first radio series of her career. Her Elgin programs will fill the four-week layoff of Louella Parsons' Hollywood program for Lifebuoy and will run from Dec. 5-26, inclusive. Program will be of a Christmas variety.

Schine, Fabian Pledge Variety Club Support

Albany—Variety's Albany tent was formally reorganized at a luncheon attended by 120 potential members at the Ten Eyck Hotel here yesterday announcement was made that the club would occupy a suite in that hotel, with formal possession to be taken Nov. 12.

M. A. Silver, Warner Theaters zone manager, presided as temporary chairman. Speakers were James H. Balmer, national treasurer of variety, and associated with John Harris amusements, Si Fabian of New York and J. Myer Schine, Gloversville.

Fabian and Schine, both active in the reorganization, pledged their co-operation, seeing it not only as a vehicle for charitable good but also as a united front by the industry and a force for co-operation in the country's defense efforts.

Balmer, one of the original 11 charter members of Variety Club, sketched its history and accomplishments, keynoting the movement's success as the good that has been accomplished for others.

Officers, to be elected at the next meeting, will be installed at a late November banquet.

Sam Coslow Will Head "Soundies" Production

West Coast Bureau of THE FILM DAILY

Hollywood—In a new re-alignment of the Hollywood organization for the production of "Soundies," Sam Coslow becomes president and in charge of all production of the recently incorporated firm. The new outfit will be called RCM Productions, Inc., the title formed from the owners' names, James Roosevelt, Coslow and Mills.

Josef Berne and Dudley Murphy have been signed to direct the subjects, Lud Gluskin as musical director and Ben Chapman as casting director. The first group of "Soundies" under the new set-up goes into production Oct. 23 at Fine Arts Studios.

Charles A. Hoxie, Inventor Of Sound Film Is Dead

Schenectady, N. Y.—Charles A. Hoxie, retired General Electric engineer who invented sound film, died here yesterday.

Hoxie, who was 72, retired in 1932 on a GE pension. He joined that company in 1912 after having been with various telephone companies.

It was in connection with his work on wireless that he began experimenting on his idea of a light beam focussed on a small vibrating mirror which recorded the zigzag movements. It was from these experiments that he developed the machine which made the first talking movie in 1927. His sound-on-film idea soon superseded the use of discs synchronized with film.

Chi. "York" Showing Tomorrow

Chicago—Warner Bros. will show "Sergeant York" to the trade here tomorrow afternoon.

COMING and GOING

DOUGLAS FAIRBANKS, JR. will arrive in N
York tomorrow accompanied by MRS. FA
BANKS. He has just completed his role in
ward Small's "The Corsican Brothers."

ONA MUNSON planed in from the Coast y
terday.

JACK SEGAL, Columbia assistant forei
ager, leaves by plane today to join J
CONVILLE, foreign manager, in Buen
where the Columbia Latin-American convent
will be held Oct. 23 to 25.

SIMONE SIMON came in from the Co
over the week-end.

DAMON RUNYON has arrived at the R
Coast lot to start production of his origi
"Little Pinks."

ARTHUR WILDE, of the Warner studio p
licity department and **NORMA LINDBLO**
of the J. Walter Thompson Agency, eloped
Las Vegas over the week-end and were marr

HOWARD SHOUP, Warner dress designer, f
in from the Coast over the week-end.

JOHN GARFIELD is due in from the Co
this week to confer with Max Gordon on a p
sible stage vehicle. He recently comple
a role in Warners' "Dangerously They Liv

FRANK N. PHELPS, in charge of labor re
tions for Warner Theaters, is back from a
through New England and Ohio.

CHARLIE CHAPLIN arrives late this week fi
the Coast.

MARY PICKFORD has returned from a qu
visit to Hollywood.

Panoram Distributors Organize Association

Cleveland—Urban Anderson, pr
ident of Midwest Specialties C
northern Ohio distributors of Pa
oram machines, has been named e
ecutive secretary of Panoram D
tributors of America, an associati
composed of all Panoram distrib
tors in the United States, Canada a
South America of whom there a
said to be 150.

Other officers are: president, I
Matthew Eusterman, Rochest
Minn.; vice-president, Vic Manhar
Milwaukee, Minn.; treasurer, Ern
Hough, Detroit, Mich. Cleveland
the national organization headqua
ers, Anderson states.

"Target for Tonight" Opens at Globe Friday

"Target For Tonight" will have
U. S. premiere Friday at the Glo
Theater, it was announced yesterd
by Warners which is handling t
distribution of the film in this cou
try. Picture will be previewed
the Globe Thursday night.

GETTING A SIGNED RECEIPT IS A STANDING RULE OF
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

Office Workers Get CIO Charter Friday

(*Continued from Page* 1)

Workers of America, will present a UOPWA charter to Local 109, Screen Office and Professional Employes Guild.

[illegible]cal 109 embraces chapters [illegible] Columbia, Loew's, the Screen Readers Guild and RKO. Latter hapter was the latest to be formed and has acquired a large memberhip, a union spokesman said.

Granting of the CIO charter will ignalize the drive by the UOPWA to enroll all the white collar workrs under the union banner. Union quarters stated that there are approximately 3,500 eligible among he major companies alone and probably 10,000 for the entire industry.

Meeting Friday night will serve also as an industry-wide rally among the white collar workers. Among the speakers will be Joseph Curran, CIO vice-president. Names of other labor leaders will be announced later in the week as will certain screen celebrities who have promised to attend.

"Little Foxes" Topping Records for Two Years

RKO reported yesterday that "The Little Foxes" had been held over in every situation and in most of the houses it had topped all records for the last two years.

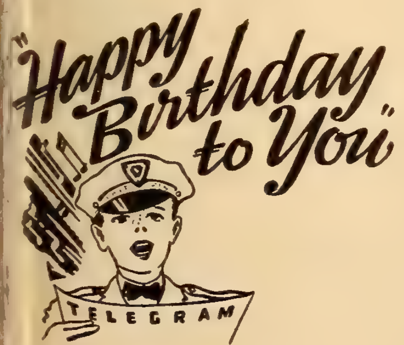
High marks were registered at the Palace, Broadway, (except for "Citizen Kane" first-run) Albee, Brooklyn; Golden Gate, San Francisco; Hillstreet and Pantages, Los Angeles, and the Palace, Chicago.

Holdover cities included Providence, Cincinnati, Dayton and Cleveland.

Taylor as Alexander Hamilton

West Coast Bureau of THE FILM DAILY

Hollywood — Metro will co-star Robert Taylor and Hedy Lamarr in "The Dawn's Early Light," the Dorothy Thompson-Fritz Kortner story of Alexander Hamilton and Mme. Le Croix. Screen title will be "Gentleman From the West Indies."



Lillian Gish
Benita Hume

Pert Kelton
Cyril Gardner

▼ ▼ ▼

● ● ● WHILE the industry yesterday was gaily celebrating the discovery of America, that same word, "discovery," had Jack H. (Filmland) Levin ungaily on the ropes......The holiday was glum for him as he brooded in his 1270 Sixth Ave. bailiwick that he had been wrongfully discovered as a playwright......Sez he, in a note received by Phil M., "since a play was scheduled to open on Broadway as being written and/or produced by Jack H. Levin, I am receiving numerous calls for free tickets as well as communications if the play has any motion picture possibilities......I'd very much appreciate it, if you could find space for a word or two, telling the trade that I am not the person, although my initial is 'H' and the full name is identical......I don't know anything about it and the whole thing is just a coincidence...... If you have another line available, I would, nevertheless, like to wish my namesake Good Luck in his Broadway venture"......We hope this light on the matter will permit Jack to go back to his hobby of preventing the bicycling of films; coining such phrases as "Keep a loose lower lip" in collaboration with Si (Metro) Seadler; and playing a few sets of tennis occasionally......

▼ ▼ ▼

● ● ● *AS they say up Harlem way, "rehearsaling" is to start next week on the B'way musical, "Lady Comes Across," being produced by George Hale in association with Charles R. Rogers, and co-starring Jessie Matthews and Ray Bolger......Ray's sig going on the contract was the big week-end nooze......The opus should be about the dancingest show to rear its head and heels in many a moon. . . .* ● *A fortnight ago, Budd (Paramount Go-Getter) Getschal announced to Film Row and his non-celluloid friends as well his engagement to Rosalind Terker ......The announcement took printed form via the prospective groom's clever li'l noosepaper, "Cupid's Clarion," Vol. 1 No. 1......Don't tell us that the "Clarion" is to be a one edition affair!......Budd has until 'round Xmas before going to the hitching post. . . .* ● *Tonight on Long Island will bring strangely different spectacles, one in light and in sound......Former is air raid blackout practice which means that Lou Gaudreau, P. A. McGuire, Herbert J. Yates, Joe Seider, Tom Gerety, Charley Moses and other South Shore-ites will be plunged into enforced darkness......Second spectacle takes place in the RKO Alden in Jamaica, where Manager Harry Lyons will stage a rooster-crowing contest inspired and aided by the RKO Pathe News rooster......*

▼ ▼ ▼

● ● ● POWER AND THE GLORY:......Ampa's luncheon meeting on Thursday will have both......As for power, there will be as drawing-card and honor guest the Mayor of New York......and a whale of a turnout is expected to hear Mister La Guardia......The glory will be Ampa's as well as Prexy Trotta's, for this corner understands that Vincent engineered the attraction and Hizzoner gave assurance of his presence at the feedbag session......When formal introductions are in order, you will doubtless find Louis Nizer as the toastmaster......So don't miss this colossal oratorical event......

▼ ▼ ▼

● ● ● *PLUCKED FROM MAIN STEM:......There IS a Santa Claus even on Columbus Day as witness the Paramount boys and gals all set to work a full day when the phones rang at high noon and they were told they could hie home. . . .* ● *Mary Jo Peterson, University of Wisconsin senior who appeared on Fred Allen's program last Wednesday night, attracted the 'tention of alert 20th-Fox scouts who signed her to a contract. . . .* ● *Jane (San Fernando Valley) Russell is declared by Russell Birdwell's gentry of the press hereabouts to be "the girl we'd most like to have waiting for us in every port,"—the "we" being the Navy gobs......*

Ask U. S. Film Coin For Australian Legit

A move to compel American distributors in Australia to hold out 100,00 pounds from the estimated 700,00 pounds they are allowed to remit annually to the United States is being sponsored by the Council of Actors' Equity of Australia, according to The Film Weekly, Sydney trade paper.

The retained money would be used for legitimate stage productions, importation of new play scripts and to pay royalties on plays already in Australia. Equity, according to the report, will make a bid for public sympathy by staging a campaign for signatures to a petition to be presented to the Federal government. Co-operation of the Musicians' Union and the Theatrical Employes Association is also being sought, The Film Weekly announced.

In New York yesterday, foreign department heads said they had not been informed of the proposal but indicated such a move would be unlawful confiscation.

Pittsburgh Hotel Strike Without Effect on B. O.

Pittsburgh—In spite of the hotel strike which has completely closed all of the Pittsburgh hotels for the past 10 days, and has affected other businesses, the downtown theaters have been reaping excellent business for the past week.

However, in the event that the strike is not settled it may be necessary to cancel the annual convention of the AMPTO of Western Pennsylvania, scheduled to be held at the Roosevelt Hotel, Oct. 21-22.

"Iceland" Next for Sonja Henie

West Coast Bureau of THE FILM DAILY

Hollywood — Sonja Henie's next story at 20th Century-Fox will be "Iceland," a yarn about a night club in Iceland catering to soldiers there. It is an original by Robert Ellis and Helen Logan. William LeBaron will be producer.

Frank W. Hawley Dead

Ludington, Mich.—Frank W. Hawley, 71, co-owner with Butterfield Theaters, Inc. of the Lyric Theater and owner of the Cozy Theater here, died. Surviving besides the widow is a daughter, two sisters and five brothers.

M & P Surrenders Allston

Boston—M & P has turned the Allston, suburban house, back to the realtors who control the property.

Holy Christopher!

The Disney office swears to the truth of this amazing coincidence. Matinee of "Fantasia" yesterday, at the Broadway Theater, Columbus Day, was $1492.

FROM BUTTE TO BRIDGEPORT . . . FRO

FROM TROY TO TULSA . . . FROM READING TO RACINE

GARY COOPER
"SERGEANT YORK"
WALTER BRENNAN • JOAN LESLIE
GEORGE TOBIAS • STANLEY RIDGES
A HOWARD HAWKS PRODUCTION
Original Screen Play by Abem Finkel & Harry Chandlee and Howard Koch & John Huston
Based Upon the Diary of Sergeant York
Produced by JESSE L. LASKY and HAL B WALLIS
Music by Max Steiner
A Warner Bros.-First National Picture

NEW SEASON! NEW BOXOFFICE HIGHS! WARNER BROS.

FROM NASHVILLE TO NEW HAVEN

HEELING TO WORCES

F THE YEAR
THE YEAR

GEANT YORK"!

MILWAUKEE TO MEMPHIS

You've seen the figures!
You've read the facts!
You've heard the talk!
You can't possibly have
any doubt!
The picture of the year is
"Sergeant York"!
The company of the year is
WARNERS!

FROM SA NA TO SYRACUSE

Film Financing Bank Nearing in Mexico!

Mexico City—Plan for the establishment of a bank to finance the Mexican motion picture industry, a proposal which has been considered for the last three years, again is taking shape here and may become a reality.

It is reported that 10 influential Congressmen have endorsed the venture and shortly will present a concrete plan to President Manuel Camacho. The bank, when established, would be designed to assure steady production and distribution of Mexican pictures.

Sponsors are of the opinion that it is possible for the bank to start with a capital of 2,000,000 pesos (about $400,000) which could be amortized within 10 years from profits.

Weisfeldt Returning to Milwaukee's Riverside

Milwaukee — The Riverside, dark for nearly the past three months, is slated for unshuttering Oct. 24 by Standard Theaters Co., with E. J. Weisfeldt, former operator, resuming his job as managing director. Standard is currently operating 13 houses in Wisconsin, including two nabe theaters. As in the past, the theater will feature a combination vaudeville and flicker policy with Henry Busse's ork as the opening attraction.

Santell Acquires Rights To "Riverside Drive"

Director Al Santell has personally acquired motion picture rights to "Riverside Drive," the play based on Beth Brown's novel of the same name and which will be produced on Broadway this season. "Riverside Drive" revolves around New York society folk of the fabulous days at the turn of the century.

Muncy Polio Ban Stays

Harrisburg, Pa. — Although the State Board of Health had lifted the infantile paralysis quarantine bannishing children from attending motion picture theaters a week ago in the nine Central Pennsylvania counties effected by the disease, local health authorities in some counties made their own rulings. The Muncy Board of Health is prohibiting attendance at any theater by those under 18.

Blumenfeld Opens Another

San Francisco — Fast expanding Blumenfeld circuit opened another house over week-end. Times, 506 seats in Sacramento will play second fiddle to the circuit's Esquire, which is right across the street.

Drop Duals for Singles

Ocala, Fla. — Florida State Theaters, Inc., is dropping duals for singles at the Ritz.

REVIEWS OF NEW FILMS

"Mob Town"

Universal 60 Mins.

DEAD END KIDS REFORMED AGAIN IN ROUTINE TOUGH KID PROGRAMMER.

Featuring the Dead End Kids and the Little Tough Guys, this programmer should be well-received by juvenile audiences but is not going to make much of an impression beyond that. Gags and mannerisms of the boys are well-known by now and they reveal nothing new in this one. Story is a routine effort telling of the most recent reformation of the kids.

This time a police sergeant (Dick Foran) takes on the job after the kids are booked on a malicious mischief charge. He manages to calm down all of the boys except Billy Halop whose brother the cop had arrested some time before. The other youngsters organize a club under police leadership and try to bring in Billy who is travelling with some mobsters. Their efforts fail until Billy realizes the gangsters are using him and crashes the getaway car he is driving.

CAST: Billy Halop, Huntz Hall, Gabriel Dell, Bernard Punsley, Dick Foran, Anne Gwynne, Samuel S. Hinds, Darryl Hickman, Victor Killian, Truman Bradley, John Butler, John Sheehan.

CREDITS: Associate Producer, Ken Goldsmith; Director, William Nigh; Original Screenplay, Brenda Weisberg, Walter Doniger; Musical Director, H. J. Salter; Cameraman, Elwood Bredell.

DIRECTION, Routine. PHOTOGRAPHY, Good.

SLC's Paramount Added To Joe Lawrence String

Salt Lake City — The Paramount Theater, long one of Salt Lake City's first-run houses but which has been closed for nearly a year except for roadshows, will be reopened this month by Joseph N. Lawrence, the new lessee. It had been operated by Intermountain Theaters, Inc. The opening picture will be Orson Welles' "Citizen Kane."

With acquisition of the Paramount, Lawrence will have six theaters in his independent chain—three in Salt Lake proper, one in Murray, one in Sugarhouse and one in Holladay, all suburbs.

Special Screening of "Celebrity"

To accommodate circuit buyers and first-run theaters in the met. area, Sidney S. Kulick, sales manager of the New York exchange of PRC will hold a special screening of "Mr. Celebrity" today at the 20th Century-Fox Film projection room, 345 West 44th Street at 12:30 p.m.

☆ SHORTS ☆

"The Hermit of Oklahoma"

Universal 9 mins.

Unusual Items

Another in the series of bizarre characters and objects that dot the landscape. An Oklahoman, who went hermit, sculptures in cement. A woman of 80 makes costumes. There is a girl with a pet lamb. A doctor who has a fine collection of glass cup plates. A girl with a Great Dane for a pony in her dog cart. And last but not least a gentleman who lives aboard a Chinese junk in New York waters.

"George Washington, Country Gentleman"

Universal 9½ mins.

Fair Subject

A visit to a place that already has been photographed to everyone's satisfaction, the home of George Washington in Mount Vernon. All precious relics are shown and the buildings which have been reproduced with historic fidelity. Camera emphasizes the various phases of the estate as a key to the character of the Father of Our Country.

"Shampoo Springs"

Universal 9 mins.

Oddities in the News

There is a gentleman of Shiloah Springs, Cal., who has piped mineral water to his home which lathers without soap. That opens the reel which has the following: a baker who makes animal crackers; a grocery store museum; a college professor who collects rare odors as a hobby; a woman who raises a cat in a bottle; and a Buffalo citizen who has taught his horse some unusual tricks.

"In the Groove"

Universal 17 mins.

Lively Musical

Two-reeler features the orchestra of Freddie Slack. Then there are: the dance team of Mercer Bros.; the Tanner Sisters, a vocal trio; an adagio team billed as the Knight Sisters; a pretty good roller skating performance by the Lightning Trio; Martha Mears; and Sunny O'Dea, of the Broadway musical stage.

"U" Closes J, L & S Deal

Chicago—Universal has closed a seasonal product deal with the J L and S circuit.

"What Price Passion" and "Arms and Legs" Both Rejected by Police Censor in Chicago

Chicago—The police censor reports for September a total of 516,000 feet of film inspected, representing 94 pictures. Total of 26 cuts were made, none was pinked. There were two rejections, "What Price Passion" and "Arms and Legs," both submitted by the Dezel Exchange.

Spain Freezes Coin Of Argentine Cos.

Buenos Aires (By Air Mail) - Argentine film producers, who hope the "Hispanidad" ideas of the Fala gists in Spain might prove a [illegible] to them, are sadly disappoint[illegible] was felt here there was good oppo tunity to replace American films i Spain, but the Spanish Governmen apparently showing no partialit has frozen the funds of the Argentine film companies also.

Tele Said in for Impetus In Sales and Programmin

Television is in for an impetu in both the sales and progra fields, it was indicated yesterday Tele has been holding back sinc its commercial introduction on Jul 1, but now news from two front indicates a speedup. Both developments—the RCA-DuMont license exchange agreement, and the decisio in Washington to release certai materials which would tend to ai in the morale-building program—are expected to enable manufacturers and televisers alike to prepar for a heavy campaign to brea shortly before Christmas.

The entire tele industry has bee impatient for the go-ahead signal especially since national advertisers have displayed a definite interest in the medium, but they hav been dissatisfied to date with th efforts of program-producing agencies to build television shows, an the circulation, which, while reaching many thousands of persons, has not "hit" the public with the sam enthusiasm that marked the adven of FM. Reason for the lethargy was said to be the lack of concentrated sales drive by the tele industry to acquaint the public with its advantages.

Technically the tele transmissions, it was reported, have advanced strongly since the regular schedules were put into effect July 1. Advertisers, it was pointed out, have already recognized the technical advancements, but the programming achievements have lagged far behind. Recent withdrawal of two New York department store advertisers from tele was blamed on the inability to present an adequate show.

Tele Up at SMPE's 25th Annual Convention

The SMPE at its 25th annual meeting at the Hotel Pennsylvania, Oct. 20 to 23, will give a prominent place to television.

Lawes Autobiog. to Warners

West Coast Bureau of THE FILM DAILY

Hollywood — "My Life In Sing Sing," autobiography of Lewis E. Lawes, former warden of Sing Sing, will be made into a motion picture by Warner Bros. early in the Spring.

Broadway Holiday Business is Brisk

(Continued from Page 1)

With Eve," enjoyed a very good "take" on the day, while the Para[illegible]t and Strand respectively were with the second weeks of "Hold Back the Dawn" and "The Maltese Falcon." The Roxy, presenting "A Yank in the R.A.F." for the third consecutive week, clocked the same satisfactory grosses as has been the rule since the attraction opened. The Capitol, where "Honky Tonk" is in its second week, found biz strong, and the Rivoli, which was the only top-flight situation with a new film, did well with "This Woman Is Mine."

Trade statisticians rummaged through Main Stem statistics to find a holiday on which so many houses along Broadway were offering holdovers, and discovered that this Columbus Day was unique in recent annals in that respect, from which the conclusion was drawn that current product has sustained power.

Columbus Day last year fell on Saturday, hence managers said that no true business comparison was possible as between yesterday and a year ago. It was pointed out that the large "takes" over the week-end naturally cut into yesterday's potential.

MP Associates Luncheon To be Held on Thursday

Managers of the leading first-run theaters have been invited to attend the luncheon of Motion Picture Associates at the Hotel Lincoln on Thursday. Plans for the annual dinner and dance will be discussed at the luncheon-meeting. Annual affair will be held at Hotel Astor on Nov. 19.

Detroit's UFD Discontinues

Detroit—United Film Distributors is discontinuing service "for the duration." C. E. Skinner, head of the company, is now engaged in tool work here.

TO THE COLORS!

West Coast Bureau of THE FILM DAILY

Hollywood — Herbert Anderson, Warner player, will be inducted into the Army Oct. 23. Anderson recently completed a role in "The Male Animal."

Ray Thomas, assistant to T. C. wright, head of Warner Bros. production department, left the Burbank lot over the week-end for immediate Army induction.

Rochester—David Frome, formerly active in theaters here, has been appointed a director of entertainment at Fort Bragg, N. C.

URGES ONE-LEVEL PRICE SCALES

D. M. Idzal of Detroit's Fox Theater Would Eliminate Matinee Admission Reductions Entirely

By **H. E. REVES**
FILM DAILY Staff Correspondent

Detroit—A proposal to establish one-level prices for theaters by eliminating matinee reductions entirely, was made here yesterday by David M. Idzal, managing director of the Fox Theater, Detroit's largest house, as part of a proposal to raise prices generally, Idzal said:

"There is a need for a general price boost, if common sense is used, but it is senseless to raise prices, for instance, to absorb the defense tax as we are trying to do right now, and then evade it by any kind of subterfuge.

"Matinee and early hour prices should be the same as at night. If you buy a suit of clothes in the morning, it's the same price in the afternoon, and it should be the same with our merchandise—pictures.

"We have already eliminated matinee reductions on Sunday, and have come close to it on Saturdays. The whole idea can be eliminated, by proper public education, gradually.

"Extending matinee prices later in the day is another way of avoiding the price boosts we have tried to work out. If matinee prices run, as some exhibitors want, to 7 or 8 p.m., it might as well be 10 p.m., and we could forget the new scales.

"Other types of price reductions are wrong, too. Some exhibitors are working on chauffeurs' matinee prices, at two admissions for the price of one. Others have reduced rates, up to 50 per cent, for national defense workers—who are earning good money. Reduced rates for service men are a grand thing, but not for the defense workers. Another kind of evasion of the established price scale is the special students' price adopted in some houses.

"Let's do away with all these ways of evading the price we say we want to establish."

L. J. Finske Joins Para. Theater Department Here

(Continued from Page 1)

McGee, recently with the Schine circuit in Ohio, will succeed Finske in Colorado.

Finske has been associated with Paramount and Publix since 1927 when he attended the managers training school. For many years he was manager of Publix enterprises in Kansas City and the Middle West.

McGee has been active in theater operation in Oklahoma and New England. He has been assistant zone manager of Ohio for Schine since early in 1940.

Cleveland — Pat Magee has re signed as Schine district manager here to join the J. H. Cooper Enterprises in Denver. He is succeeded here by Frank Nolan, former manager of the Athena Theater, Athens, Ohio.

Ask ICC Modify Findings

New Orleans—A brief asking the Interstate Commerce Commission to modify a finding by one of its examiners on an application by Motion Picture Delivery, Inc. for authority to operate in Louisiana, Mississippi, Alabama and Florida, so that "the New Orleans film exchange area may benefit by adequate service" has been filed by Robert A. Ainsworth, Jr.

WABY Adds Film Reviewer

Albany — Louise Benay, recent WABY acquisition by way of Skidmore College dramatic stage, will do three 15 minute periods of the Hollywood Sound Stage for MacMillen Furs. Miss Benay will do highlights of Hollywood and word sketches of names in the film news.

N. Y. Unit of Nat'l Allied Elects Board of Directors

(Continued from Page 1)

with the election of a board of directors and its officers.

The unit has been in operation under a temporary setup since last January under the direction of a committee whose work terminated yesterday. Resolution thanking the committee for its work and conduct was passed unanimously.

A board of directors was elected with these members: Abe Stone, Albany; H. P. Wallace, Auburn; Charles Wilson, Troy; Leonard Rosenthal, Troy; Robert Goldblatt, Tarrytown; Mitchell Conery, Ravena, and Clarence Dopp, Johnstown. Wallace is chairman of the board, Stone is treasurer and Rosenthal, a Troy attorney, executive secretary.

More than 75 theaters were represented by the exhibs.

Sues for Commissions on Portuguese Warner Deal

Warner Bros. was paid a total of $127,500 for the sale of its features and shorts produced during the 1938-39 and 1939-40 seasons for distribution in Portugal, it was disclosed when George Friedland filed suit in the N. Y. Supreme Court for commissions against Sociedade Importadora de Filmes Lda., the Portuguese distributor. The plaintiff asserts that he made the deal between the defendant and Warner Bros. on Aug. 27, 1941 and $2,500 remains unpaid. Friedland is seeking a writ of attachment.

Reopen Riverside Oct. 24

Milwaukee — Riverside Theater here reopens Oct. 24 under Standard Theaters management. Busse band has been booked in.

Texas Allied Okays Unity Resolution

(Continued from Page 1)

by regional units on the resolution voted down at the recent national convention in Philadelphia. Every unit, with the exception of Connecticut, has approved the resolution either in its entirety or with limited reservations.

The Texas association polled its members by mail. Other units called meetings and voted on the proposal to form an all-industry committee to act on mutual problems.

National board meets Oct. 22 in Pittsburgh to lay the groundwork for putting the unity plan into operation.

Seven Start Shooting On Coast This Week

(Continued from Page 1)

cluding, "Cadets on Parade," with Freddie Bartholomew, Jimmy Lydon, Minna Gombell, Raymond Hatton and Joseph Crehan. Director, Lew Landers and producer, Wallace MacDonald.

At M-G-M: Eight shooting, including "[illegible] Married An Angel," musical, with Jeanette MacDonald and Nelson Eddy. Roy Del Ruth directing.

At Monogram: Two shooting, including "Borrowed Hero," A. W. Hackel production with Lewis Collins directing.

At Paramount: Three shooting.

At Republic: Five shooting, including "Marines On Parade," with Al Pearce and His Gang, directed by Joseph Santley; "Mr. District Attorney and the Carter Case" mystery drama, with Bernard Vorhaus directing.

At RKO-Radio: Five shooting, including Sam Goldwyn's "Ball of Fire," and "Mexican Spitfire At Sea," comedy, with Lupe Velez and Leon Errol. Cliff Reid producing and Leslie Goodwins directing.

At 20th Century-Fox: Five shooting.

At Universal: Six shooting.

At Warners: Seven shooting.

For United Artists: Edward Small shooting (2); Pressburger, (1); and Hal Roach (1).

Independent: John Hall producing "The Captain of Koepenick" with Albert Basserman, Mary Brian, Eric Blore, George Chandler and Luis Alberni. Director, Richard Oswald.

WEDDING BELLS

Atlanta—Isabel Jewell, film actress, and Pvt. Paul Marion, former Broadway actor now stationed at Camp Croft, S. C., were married here.

West Coast Bureau of THE FILM DAILY

Hollywood—Arthur Wilde, member of Warners' publicity department, and Norma Lindbloom, with J. Walter Thompson Agency, eloped to Las Vegas, Nev., where they were married.

Rochester — Miss Eleanor Eisenhart, daughter of M. Herbert Eisenhart, president of Bausch & Lomb Optical Co., and Mrs. Eisenhart, has married William H. Morris.

Chicago—Eugene Ling, of the Indiana-Illinois theater circuit and Bettie Coston, daughter of Jimmie Coston, Warner zone manager, were married at South Bend, Ind.

Great

A
YANK
IN THE
R·A·F·

Box Office

20th CENTURY FOX

3rd WEEK AT NEW YORK'S ROXY!
3rd WEEK IN LOS ANGELES!
3rd WEEK IN TORONTO!
2nd WEEK IN PHILADELPHIA!
2nd WEEK IN BALTIMORE!
2nd WEEK IN CINCINNATI!
2nd WEEK IN KANSAS CITY!
2nd WEEK IN DALLAS!
2nd WEEK IN SAN FRANCISCO!
2nd WEEK IN SALT LAKE CITY!
2nd WEEK IN MEMPHIS!
2nd WEEK IN MILWAUKEE!
2nd WEEK IN BOSTON!
2nd WEEK IN BUFFALO!

nd while "A Yank in the R. A. F." makes holdover history in every key city... Week-end in Havana" begins its first engagement at the Denver Theatre, enver, by breaking every opening day record of a decade! Another pectacular showmanship smash from the great smash-makers of 20th!

Metro Exclusive Run Nixed on Appeal

(Continued from Page 1)

tion VI of the consent decree, the distributor had refused to license its pictures to the complainant. M-G-M was directed to offer its product to the Earle.

For approximately 10 years, M-G-M has adopted a policy not to license in the Wilmington competitive area for second or subsequent-run any pictures actually shown in Loew's Parkway Theater, Wilmington.

Case Based on Section VI

Complainants based their case on Section VI which denies the right of distributors to refuse product to an exhibitor if his theater meets certain requirements and if the deal would have the effect of reducing the distributor's total film revenue in the competitive area.

The board ruled that Section XVII, dealing with distribution in producer-owned theaters, does not permit the exclusive run policy claimed by the defendant. Declaring that "to enable independent exhibitors to obtain pictures for exhibition in their theaters is a basic object of the decree," the board continued with the assertion that if each of the five consenting companies had the right to grant exclusive runs to its own theaters, the result might be disastrous to many independents who would be able to obtain few, if any, pictures for their theaters.

Award is Amended

[redacted] arbitrator's award was by correcting the name of from Metro-Goldwyn- to Loew's, Inc., and by the name of the complainant from David Silver (original owner) to John and Grace Koczak, who took over the house after the case was filed.

While decision of the appeals board is considered important, it probably will have little effect on the Wilmington situation, inasmuch as Loew's recently traded the Parkway for Warners' Aldine.

Former Michigan Governor To Arbitrate Detroit Case

Detroit—Wilber M. Brucker, former governor of Michigan, will be the arbitrator in the Parkside Theater case which is scheduled for hearing on Oct. 28. Case is considered the most important yet filed here because of the major circuits involved.

Dipson Arbitration Hearing Resumes in Buffalo Tomorrow

Buffalo — Presentation of evidence for the petitioner is expected to be completed tomorrow, when the arbitration hearing on the complaint of Dipson Theaters, Inc., against Paramount, Loew's, Vitagraph, RKO Radio and 20th-Fox is resumed before Arbitrator Michael Catalano.

First three days of the hearing have been devoted to the testimony of Nikitas Dipson, president of the petitioning company, which seeks restoration of previous films availability to its Bailey Theater, Buffalo nabe house, and Robert T. Murphy, Dipson theaters' booker. Dipson contends that since it took over the Bailey in 1939 availability has been changed to favor the Shea-operated Kensington Theater. Buffalo Theaters, Inc., Shea operating company, is an intervenor in the case.

The arbitrator ordered the adjournment to tomorrow upon the request of all parties. The petitioner's request for the privilege of recalling Murphy for further testimony if it is deemed advisable was granted.

The defense is expected to present its first witness tomorrow.

"Humoresque" to Be Remade by Warners

West Coast Bur., THE FILM DAILY

Hollywood — "Humoresque," the Fannie Hurst story that was made into one of the biggest hit pictures in history of the industry, has been purchased from Cosmopolitan Productions by Warners. Picture will go into work early in the Spring.

"Humoresque" was originally made into a motion picture in 1920. It starred Vera Gordon, Alma Rubens and Gaston Glass and was directed by Frank Borzage.

85% of "Arsenic" to be Shot on Single Stage

West Coast Bureau of THE FILM DAILY

Hollywood — "Arsenic And Old Lace," which has been set to go before the cameras at Warners on Oct. 20 with Frank Capra at the directorial helm, will have one of the biggest budgets ever allocated to any Warner production and the ad. and pub. budget will also be one of the biggest in the company's history. An unusual production feature is an ingenious set-up created on Stage 7 by art director Max Parker that will allow Capra to shoot 85 per cent of the picture on the one stage.

Varballow Intervention Defers Parkside Hearing

Philadelphia—Intervention on behalf of his Victoria Theater by Joseph Varballow has resulted in the adjournment until next Friday of the arbitration case filed by the Parkside Theater, Camden, N. J. Preliminary hearings started last week. Named in the complaint are M-G-M, RKO, Paramount, Warner Bros. and the Warner circuit.

The Liberty Theater case, also scheduled for Friday hearing, will be started immediately after the completion of the Parkside case.

5 IA Coast Locals Agree on Contracts

(Continued from Page 1)

ing to one spokesman, was the correction of a number of abuses in working conditions.

Two key locals are remaining to continue their negotiations. They are the Sound Workers and the Cameramen. Some concern is being manifested among the producers at the inability to reach an early agreement with these two unions. Indications are the discussions may be lengthy.

Another sign the present labor negotiations are winding up was the departure last night for Hollywood by Dave Garber, of Universal studios, and Sid Rogell, RKO studio.

Most important development resulting from the negotiations was the principle of local autonomy which the IA locals are putting into practice. With the exception of the Grips and Props Workers, who will let the International bargain for them, the seven unions are negotiating separate pacts with the producers.

First Breakaway from IATSE

Although all parties concerned are members of the basic pact negotiated by the IATSE in 1939, this is the first time the locals have taken it upon themselves to bargain for wage increases and conditions without aid from the International. All contracts are negotiated for one-year with the basic agreement expiring in 1944.

Ability of the locals to obtain individual contracts with the producers is regarded in some quarters as a setback to the International's prestige. However, it is extremely possible that the pressure of the Browne-Bioff trial has caused the International to adopt a hands-off policy for the present.

Aldermanic Exhibitor Fights Sunday Closing

Asheboro, N. C.—City Alderman Francis White, operator of two film theaters here, recently convicted of violation of the "blue law" prohibiting showing of movies on Sunday, announced that he would appeal the case to Randolph Superior Court.

New Chicago Morning Daily

Chicago—Marshall Field and Silliman Evans yesterday signed a contract with the Chicago Daily News to publish, from the Daily News Building and using its presses, a new Chicago morning daily newspaper.

Bannell Joins AAA

M. F. Bannell, experienced public relations executive, has been named publicity director of the American Arbitration Association.

Para. Rental Case Up Friday

Chicago—The case of Paramount against Plodna Theaters for film rentals has been set for Municipal Court hearing Friday. Spitz & Adcock represent Paramount.

HOLLYWOOD SPEAKING--

By RALPH WILK

—HOLLYWO

LIFE of Giachino Rossini, Italian poser who lived in Paris during th[illegible] of Napoleon III, has been dramatized Bruno Frank and acquired by M-G-M. T studio plans to make it into a musical the vein of "The Great Waltz." Spri production is planned.

● ●

WARNERS have revived plans for ' Night at Tony Pastor's," this ti for Ann Sheridan. Jack Moffitt will do t screen play.

● ●

CAPTAIN FLAGG and Sergeant Qui introduced to the screen 15 years a in "What Price Glory," are to be reviv in a new series of pictures by 20th Centur Fox which owns the rights to the Maxw Anderson-Laurence Stallings play.

● ●

ANNE BAXTER has been signed by Ors Welles for the ingenue lead in "T Magnificent Ambersons," the Booth Tar ington story, which starts production t latter part of the month.

● ●

CHARLES "BUDDY" ROGERS will r port to RKO tomorrow to go befo the cameras as the co-star of the ne of the "Mexican Spitfire" pictures. Roge recently completed his co-starring ro with Jinx Falkenburg in "Sing For Yo Supper," a Columbia musical.

● ●

DIRECTOR Edward H. Griffith is seeking to get Mercedes Hughes, current appearing in the New York stage sho "All Men Are Alike," for one of the to roles in "Out of the Frying Pan," whic Griffith will make next for Paramount. Director intends to introduce a number new screen personalities in the picture.

● ●

DIRECTOR Irving Cummings has returne from New York, where he spent a six week vacation following completion o "Louisiana Purchase" for Paramount. I the East he conferred with William Goetz 20th Century-Fox executive.

● ●

PARAMOUNT wants Zorina to sign th dotted line of a long-term contract o the basis of her job in "Louisiana Purchase." The studio has a similar yen for characte actor Victor Moore, who appears in th film.

● ●

JIMMY ROGERS, youngest son of the lat Will Rogers, has been signed to a contract by Hal Roach to co-star with Noa Beery, Jr., in the second of the curren group of Roach's Streamlined Features. Th picture will have a modern cowboy background and is based on the recent Collier' Magazine story entitled "Dudes Are Prett People" by Donald Hough.

● ●

MARLENE DIETRICH, Hedy Lamarr, Rita Hayworth, Gary Cooper, Tyrone Powe and Ann Sothern are the vanguard o more than 60 of Hollywood's personalities who will attend the world premiere o Walter Wanger's "Sundown" at the Four Star Theater in Hollywood Thursday night.

MPTOA Asks Theaters Be Ruled Essential

(*Continued from Page* 1)

emplated any action in the wake of last week's SPAB order which materially tightened the Government's building grip, Kuykendall [illegible]d from his Columbus, Miss., headquarters that the MPTOA was pressing such views at Washington.

Restrictions are now being defined by the SPAB in the wake of its original order, which banned all construction projects that use critical materials such as steel, unless required for national defense or essential to safety and health.

Add Three Dallas Lawyers To Tex. Arbitration Panel

(*Continued from Page* 1)

been active in Dallas civic affairs. Biggers is the senior partner of the law firm of Biggers, Baker and Lloyd a director of the Commercial Credit Plan Industrial Bank. Lipscomb is chairman of the executive committee of the Dallas Bar Association and a member of the firm of Hamilton, Lipscomb, Wood & Swift.

New Chi. BFC Executives

Chicago—Mrs. Francis J. Waindle has resigned as executive of the Better Films Council and is succeeded by Mrs. L. S. VanSchoyck of Elmhurst. Mrs. Frank Buttsback has been named secretary.

Tom Gillham Back In Chi.

Chicago—Tom Gillham, for several years manager of Warners Exchange here, and recently manager of Warners' Atlanta Exchange, has returned to his old territory here, as a member of the Paramount sales staff.

Peter Lorre for "Arsenic"

West Coast Bureau of THE FILM DAILY

Hollywood—Frank Capra has engaged Peter Lorre for the role of Dr. Einstein in "Arsenic and Old Lace," the role played on Broadway by Edgar Stehli.

Bill Lewis Promoted

Pittsburgh, Pa. — William A. Lewis, "U" exchange booker, has been transferred to the Atlanta Branch as office manager.

'All Out of Step But—'

Phenix City, Ala.—Page the soldier whose parents thought everybody in the company was out of step but him!

With all the rest of Alabama returning to Central Standard Time, Phenix City is remaining on daylight saving time. Move was necessary to keep pace with its twin city, Columbus, just across the state line of Georgia, where a governor and a legislature lifted Georgia out of her natural latitude and set her down in the Eastern time belt.

Films Buying More Air Time

Para., UA, RKO Contracting for Pix Plugs

(*Continued from Page* 1)

radio time, RKO in conjunction with local exhibitors. Other picture companies are said to be considering the buying of air time.

Biggest network buy is by Paramount which has bought a special hookup of more than 60 stations for Nov. 1 from 9 to 9:30 p.m., E.S.T., on Mutual to exploit "The Birth of the Blues." The show will originate from studios of KHJ, Hollywood, and feature Bing Crosby, Mary Martin, Brian Donlevy, Caroline Lee and Dave Rose's orchestra. Tunes to be plugged are all Ascap numbers. Buchanan & Co. is the agency.

Yesterday RKO announced that the heaviest local exploitation ever set for a picture will be used to launch Samuel Goldwyn's Bette Davis film, "The Little Foxes," starting Friday. Local radio will be used "on a scale never before approached," the statement said, with theaters and the producer combining to boost the total spot announcements used above the number used for most film premieres by an added 300 spots. Guest appearances of stars of the film have been set on a number of broadcasts, with the Philip Morris show, "Great Moments from Great Plays," to dramatize a portion of the picture. Spot announcements have been allocated to choice positions, it was stated, following such programs as those of Bob Hope, "Information Please" and Rudy Vallee.

United Artists, for the Walter Wanger picture, "Sundown," has signed for a 14-station Mutual network from 11:30 to midnight, E.S.T., on Thursday, Oct. 16. This will be an interview type show from the theater lobbies where the picture opens.

SWG Amendments Would Limit Active Members

(*Continued from Page* 1)

voted upon at the SWG annual meeting to be held at the Hollywood Athletic Club on Nov. 12.

If the first amendment is passed, it will exclude from active membership those writers whose principal duties are those of producer, associate producer, director, studio executive or other executive who has the power to hire or fire writers. The SWG board points out, however, that any writer who has written or contributed substantially to the writing of a screenplay may produce, direct or participate in the production or direction of any picture made from such screenplay without affecting his eligibility for active membership.

The second amendment to be voted upon also precludes from active membership writers who, within a period of two years, have not received screen credit for writing a feature length screenplay, original story credit or credits for writing a screenplay or original story on short subjects. Furthermore, writers who have not been employed during such time as screen writers in the industry in the United States for a period of thirteen weeks, consecutively or non-consecutively, will be transferred from active to associate membership.

Bob Hope to Play Auto Show

San Francisco—After a series of "It's on—It's Off" announcements, Frisco Auto Show is definitely set for Oct. 18-26. Bob Hope, last year's headliner, has been booked in again. Comedian said to be collecting $12,000 for the week.

Institutional Plan To Get Quick Start

(*Continued from Page* 1)

all groups that wanted to take it up.

Meanwhile, various Allied units are mulling the possibilities of adopting it in their respective territories.

Under the plan, endorsements of motion picture entertainment by prominent persons will be reproduced in trailers and shown in UDT theaters. It is reported that many letters of endorsement already have been received.

Red Cross Roll Call Nov. 11-30

Every single item in the Standard and Specialty Accessory lines put out by the Prize Baby has a place in your theatre campaign. Every single item will help sell seats.

•

You can't use them all on every picture . . . but you can select from the complete list those items which fit your locality and your problem best.

•

Dress your theatre and your advertising campaign so that every possible seat will be sold.

•

That's the way to make money. Cover every angle and play for the percentages.

•

It's simple as that when you use National Screen Standard Accessories... Specialty Accessories and Trailers.

SELL MORE SEATS with NATIONAL *Screen* SERVICE

PRIZE BABY OF THE INDUSTRY

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DO NOT REMOVE

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

80, NO. 75 NEW YORK, WEDNESDAY, OCTOBER 15, 1941 TEN CENTS

DENIES MISTRIAL IN BROWNE-BIOFF CASE

N. J. Exhib. Wins Clearance Cut, But Files Appeal

iccardi of Plainfield's iberty Demands Relief Ie Originally Requested

Despite the fact that the Liberty heater, Plainfield, N. J., won a even-day reduction in clearance as result of its arbitration proceedngs, Joseph Siccardi, operator of he house, has filed an appeal and vill seek the relief sought in the riginal complaint. It is the first ime since the beginning of the

(Continued on Page 7)

etit Jean, Memphis, oses Loew's Squawk

Arbitration of the complaint iled by the Petit Jean Theater, Memphis, against Loew's, Inc., has een dismissed by the arbitrator n the grounds that the plaintiff's rguments were not sustained.

Complainant charged that Loew's

(Continued on Page 7)

nnounce Warner Theater rive Winners at Chi. Meet

Chicago—Sixty Warner theater nanagers from the Chicago and Visconsin territories attended a lun-

(Continued on Page 8)

Say ICC Will Reject Regular Film Probe

The Senate Interstate Commerce Committe will reject a recommendation that there be a regular Senate investigation of the film industry by a vote of about 13 to 8 should the committee's sub-committee, headed by Sen. D. Worth Clark, D., Ida., place that issue before the full committee, the New York Evening Post declared yesterday. The Post via a by-line column by Edward P. Flynn and Charles Van Devander declared that the remaining hearings of the sub-committee, if held, will be designed to attract as little attention as possible. It was said that Charles Chaplin will not be called although under subpoena.

Browne Paid $150,000 to Avert Local 306 Strike in 1935, N. M. Schenck Testifies

Amount of money handed over to George E. Browne to call off the threatened strike of Local 306 against Loew's New York theaters in 1935 was swelled to $150,000, according to the testimony of Nicholas M. Schenck in the Federal Court yesterday. RKO, which was also involved, was taxed $50,000 for its share, it was said, in addition to the $100,000 paid by Loew's.

An added $50,000 was paid to Mort Singer, Midwest circuit operator, to meet his increased income tax because of his role as an intermediary, Schenck related. Loew's turned the check for the payment to Browne over to Singer who then relayed it to the IATSE president, the witness stated.

Erpi to be Merged With WE on Nov. 1

Simplifying its corporate setup, Western Electric will merge Erpi, its wholly owned subsidiary, into the parent company about Nov. 1, it was announced yesterday by Prexy C. G. Stoll of WE.

Domestic activities of Erpi thereafter will be carried on as the Electric Research Products Division of Western Electric. T. Kennedy Stevenson, Erpi president, becomes

(Continued on Page 8)

Dave Gould Heads Rep. Brit. West Indies Office

Dave Gould, formerly M-G-M's manager in Puerto Rico for over 10 years, will be in charge of Re-

(Continued on Page 7)

20th-Fox Won't Sell "Gasoline" Circuits

Des Moines, Ia.—Forest Judd of Monogram, chairman of a special commtitee set up to investigate and look towards control of portable circuits and 16 mm. competition, will call a meeting of his group in about two weeks to set up preliminary plans. Other members of the committee are E. J. Tilton of Warner and Joe Manfre of Para-

(Continued on Page 4)

RKO's Shorts Billings For Year Run 15% Ahead

From present indications, billings on RKO's short subjects in 1941 will exceed those of other years by 15 per cent, according to

(Continued on Page 7)

File Crescent Findings Today

"Little 3" to Follow in Month With Brief

The "Little Three"—UA, Columbia and Universal—will file their findings of fact in the Crescent anti-trust suit in Federal Ciurt, Nashville, Tenn., today. The Crescent Amusement Co. will also file its findings early this morning, George E. Armistead, Jr., chief of counsel, informed THE FILM DAILY in Nashville last night.

The "Little Three" will file their briefs reviewing the facts in about

(Continued on Page 8)

"Tubby" Long Appointed Odeon General Manager

Toronto—Announcement is made of the appointment of H. T. "Tubby" Long as general manager of Odeon Theaters of Canada, Ltd. Long has been general manager of Associated Theaters, Ltd., co-operative exhibitors' body formerly headed by O. R. Hanson, for many years. He will continue to have charge of both offices.

Motion Follows Testimony By Schenck That Loew's Had Made Other Payments

A mistrial was asked for yesterday by Martin Conboy, attorney for George E. Browne, IATSE president, after Nicholas M. Schenck, witness for the Government in the prosecution of Browne and William Bioff on extortion charges, told Federal Judge John C. Knox and the jury that Loew's had made other payments to the defendants besides those which he had described previously.

Judge Knox denied the application

(Continued on Page 4)

Toronto Film Board Elects Gould Prexy

Toronto—The Toronto branch of the Canadian Film Board of Trade has been reorganized for the ensuing year with T. J. Gould as president and Joseph Plottel vice-president. Ed. H. Wells continues as secretary. Gould is the Ontario manager of Regal Films and Plottel is with Warner Bros. Wells is assistant to Col. John A. Cooper,

(Continued on Page 7)

Producers Huddle Again With Sound, Cameramen

Producers will continue huddling today with the Sound Workers and Cameramen, the two remaining IA Hollywood craft locals. Indications are the producers will reach an

(Continued on Page 8)

Buckley to Detroit On UA Theater Deal

Harry Buckley, vice-president of United Artists, flew to Detroit last night in connection with the acquisition of a first-run house there by UA. That UA would invade Detroit in its theater expansion program was first revealed exclusively by THE FILM DAILY on Sept. 10.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

Vol. 80, No. 75 Wed., Oct. 15, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Tuesday, Oct. 14)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9½	9⅜	9⅜	— ½
Col. Picts. vtc. (2½%)	6⅞	6¾	6¾	
Columbia Picts. pfd.				
Con. Fm. Ind.				
Con. Fm. Ind. pfd.				
East. Kodak	136¼	135¾	135¾	— ¾
do pfd.				
Gen. Th. Eq.	12⅝	12⅝	12⅝	+ ⅛
Loew's, Inc.	37⅝	37	37	
do pfd.				
Paramount	14⅛	13¾	13¾	— ⅜
Para. 1st pfd.	104	104	104	— 1
Para. 2nd pfd.	12⅝	12⅝	12⅝	— ⅛
Pathe Film	14	13⅞	13⅞	— ⅛
RKO	2¾	2¾	2¾	— ¼
RKO $6 pfd.	49½	49½	49½	— ½
20th Century-Fox	9	8⅝	8¾	+ ⅛
20th Century-Fox pfd.				
Univ. Pict. pfd.	158	157	158	+ 2
Warner Bros.	4⅞	4⅞	4⅞	
do pfd.	75	75	75	

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46				
Para. B'way 3s55	58	58	58	+ ½
Para. Picts. cv. 3¼s47	99½	99	99	— ½
Warner Bros.' dbs. 6s48				

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	¾	¾	¾	
Radio-Keith cvs.				
Sonotone Corp.	2	2	2	— ⅛
Technicolor	9⅛	9⅛	9⅛	
Trans-Lux	¾	¾	¾	
Universal Corp. vtc.	9⅜	9¼	9⅜	
Universal Picts.	26	26	26	+ 1⅛

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	67¼	70¼
Roxy Thea. Bldg. 4s 1st '57	63	67

Loew-Poli Tilts Scales In All But Springfield

New Haven—Loew-Poli division has upped prices in all houses except Springfield from 28 cents to 30, including tax, and from 39 cents to 40. Capitol, Meriden has increased from 20 to 28 cents, including tax afternoons, and 33 to 40 cents evenings.

Comerford Managers Meet to Plan Drive

Wilkes-Barre, Pa.—A meeting of District Managers John Comerford, Samuel Friedman and Tom Killeen with managers of Wilkes-Barre, Kingston, Forty Fort, Pittston, Plymouth, Hazelton, Mauch Chunk, Shenandoah and Pottsville is scheduled to be held at the Fort Durkee Hotel here today.

Plans for the coming annual Comerford Theaters managers' drive will be discussed. Other sectional meetings are scheduled for this week in Scranton, Pa., Sunbury, Pa., and Binghamton, N. Y. Byron Lynn and Gerard Adams will be in charge of the Scranton session; Ed Simonis at Sunbury and Tom Carey and Tom Walsh at Binghamton.

"York's" 5 Weeks In Two Coast Houses Sets Record

West Coast Bureau of THE FILM DAILY

Hollywood—"Sergeant York" has been held over for a fifth week at the Warner Hollywood and Downtown Theaters to become the first picture in history that has ever played either house more than four weeks. Gross for the first four weeks will be around $143,000. Precedent also will be smashed when the picture opens at the Beverly Hills Theater simultaneously with the start of the fifth week in the other two houses.

Lab. Technicians to Vote On Rival Slates Saturday

Local 702, Motion Picture Lab. Technicians, will hold its annual elections Saturday at Midtown Center. Present administration slate consisting of John Rugge, president, John Francovella, first vice-president, William Schwab, second vice-president, and William Vermont, secretary-treasurer, will be opposed by Lloyd Frank, Richard Gramaglia, George Waugh and Mike Marotta respectively.

U. S.-Argentina Trade Pact Finally Signed

Washington Bureau of THE FILM DAILY

Washington—Secretary of State Cordell Hull informed his press conference here yesterday that a U. S.-Argentina trade pact, long pending, had been concluded. No details of the agreement were disclosed. The U. S. film industry had urged its claims while negotiations were in progress.

"York" First to Go Three In Strand at Hartford

Hartford—"Sergeant York" will be held over for a third week at the Strand, first picture to make this record. Holdovers are at the Regal, Warner "B" house ordinarily.

New Mexican Color Short Will be Made for Gov't

Kenneth Macgowan, director of production for the Office of the Co-ordinator of Inter-American Affairs, has authorized Gordon Knox, producer associated with the American Film Center, to start immediate filming of a color picture in New Mexico. Knox is now in Santa Fe.

Film, dealing with the Spanish-Americans comprising more than 50 per cent of New Mexico's population, will be a two-reeler in Kodachrome, with Senator Dennis Chavez and Governor John E. Miles appearing, along with other notables, in the production.

No title has yet been decided upon, it was said yesterday by sources close to Macgowan.

MPPDA Votes $15,000 for War Emergency Welfare

Executive committee of the MPPDA board of directors yesterday appropriated $15,000 for war emergency welfare from the proceeds derived from the showings of "The Land of Liberty."

Donations of $5,000 each were made to the Chaplain's Aid Association for Military Ordinariate of the Catholic Church, the General Commission on Army and Navy Chaplains of the Federated Council of Churches of Christ in America and the Jewish Welfare Board for War Emergency Welfare Work.

Examine Stanton Griffis In Blumenthal's Action

Stanton Griffis, chairman of Paramount's executive committee, was examined before trial yesterday in the action filed by Ben Blumenthal who is seeking $1,000,000 in commissions allegedly due him in the sale of Paramount theaters in England. Depositions were taken in the office of Saul Rogers, attorney for Blumenthal. Examination of Griffis was continued until Oct. 21. Others to be examined include Barney Balaban, president, and Austin Keough, general counsel.

Court Issues Show Cause Order to Kaufman's Local

Vice Chancellor John O. Bigelow in the Newark Chancery Court yesterday ordered Local 244, Moving Picture Machine Operators' Union, to show cause, Nov. 4, why a receiver should not be appointed.

The order also required the union to show cause why Louis Kaufman, business agent, and other officers should not be enjoined from exercising their duties.

Six union members brought the suit in which they charged Kaufman with pocketing half the $29,000 annual dues.

COMING and GOING

LEON NETTER, Paramount theater executi is on a business trip which will take him Miami, Charlotte and Atlanta.

MORT BLUMENSTOCK was in Chicago tending the Warner Theaters district meeting.

WALT DISNEY will arrive from Pan time for the "Dumbo" opening next T

GEORGE CUKOR, who recently finished direc ing Garbo's latest, is vacationing in New Yor

HARRY KALMINE, Warner circuit zone ma ager, is in town at the Warwick Hotel.

FOCION SOTO, distributor from Medelle Colombia, is visiting New York on a busine trip.

MICKEY ROONEY arrives in Chicago Friday head the British War Relief show at the Coliseu

JOSEPH BERNHARD, Warner circuit chi and **HARRY GOLDBERG**, advertising and pu licity head, returned from Chicago last nigh

ILONA MASSEY will be guest of honor at Grand Military ball in Washington tonight.

MAX ALEXANDER, producer of PRC's "Swan Woman," arrived in New York yesterday fro the Coast.

HARRY BUCKLEY left yesterday for Detroi

JOCK WHITNEY arrived in Washington la night from South America via Miami.

MAUREEN O'HARA and **DONALD CRISP** a coming to New York to attend the premie of "How Green Was My Valley," Oct. 28.

Use Cinecolor Process For "KuKan" in 35 MM.

The Kodachrome production, "Ku Kan," which was produced in Chin on 16 mm. film will be "blown up via Cinecolor process to 35 mm. fo general theater release. It is be lieved to be the first 16 mm. fea ture to be enlarged for commerci use. The 35 mm. version, which wi run 60 minutes, will be ready for re lease in about 30 days.

"KuKan" currently is playing i several theaters that have installe 16 mm. equipment for the engage ments. It is now in its fourth wee at the Fine Arts, Boston; 12th wee at the Clay, San Francisco; nint week at the Esquire, Hollywood, an currently at the Fifth Ave. Play house, New York, after 15 weeks a the World.

Picture is distributed nationall by Adventure Films.

20th-Fox Signs John Kimbrough

West Coast Bureau of THE FILM DAIL

Hollywood — Twentieth Centur Fox has signed John Kimbroug Texas A and M football player, t a long-term contract.

"HARD-TO-GET-TO" PEOPLE ARE EASY TO GET TO BY

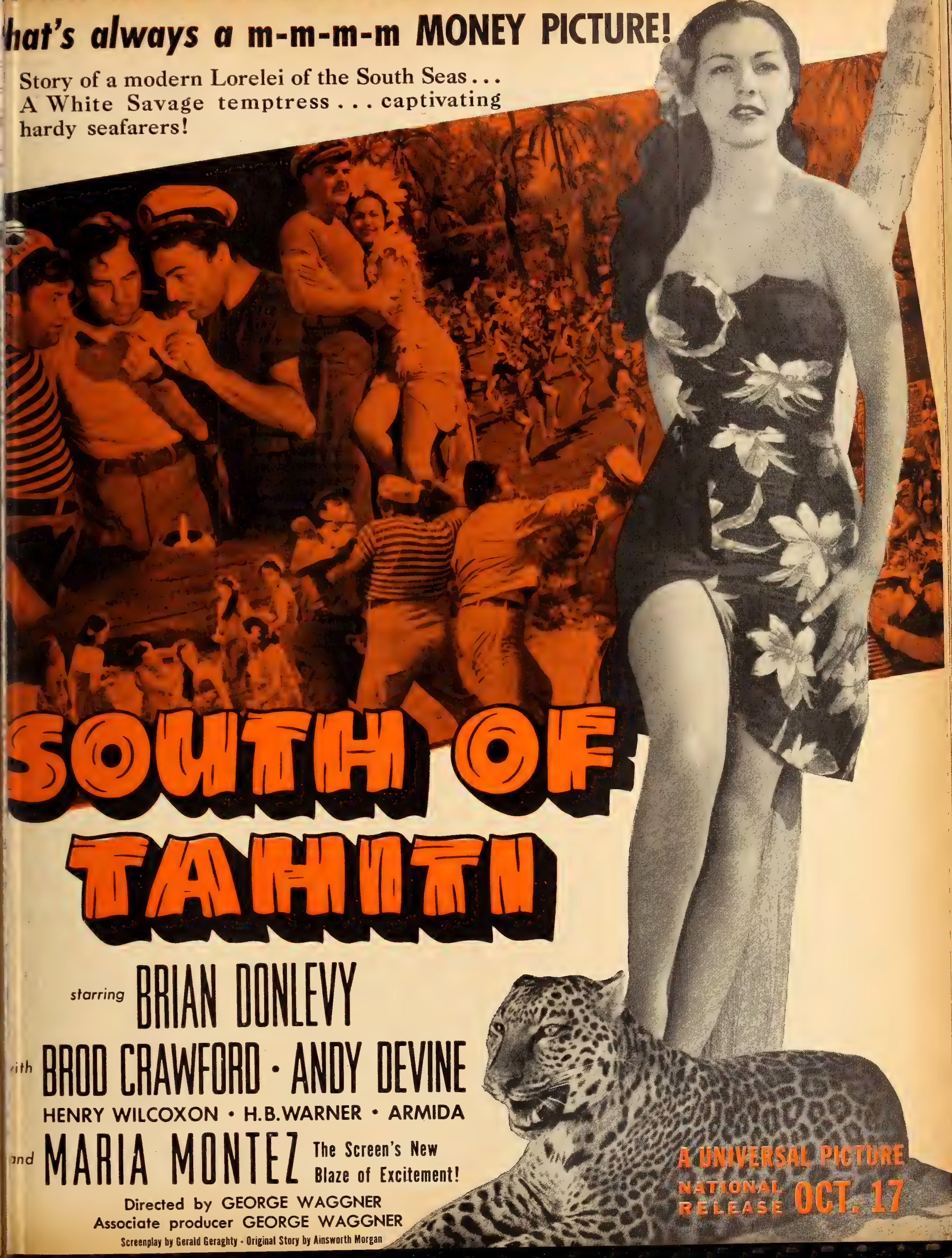
Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

WHEN the m-m-m-m Girl GETS HER m-m-m-m MAN

hat's always a m-m-m-m MONEY PICTURE!

Story of a modern Lorelei of the South Seas . . . A White Savage temptress . . . captivating hardy seafarers!



SOUTH OF TAHITI

starring **BRIAN DONLEVY**

ith **BROD CRAWFORD · ANDY DEVINE**

HENRY WILCOXON · H.B.WARNER · ARMIDA

nd **MARIA MONTEZ** The Screen's New Blaze of Excitement!

Directed by GEORGE WAGGNER

Associate producer GEORGE WAGGNER

Screenplay by Gerald Geraghty · Original Story by Ainsworth Morgan

A UNIVERSAL PICTURE

NATIONAL RELEASE OCT. 17

20th-Fox Won't Sell "Gasoline" Circuits

(*Continued from Page 1*)

mount and exhibitors Warner Grossman of Nevada, Bill Edy of Indianola, A. B. Pettit of Winterset and Mrs. C. F. Hoffman of Knoxville.

First distrib. reaction to the move came from Stanley Mayer, 20th Century-Fox branch manager, who issued a statement announcing that his company would refuse to serve any "gasoline" circuit.

Leo Wolcott of Eldora, president of the Allied-Independent theater owners of Iowa-Nebraska, has requested exhibitors notify the committee of any and all 16 mm. free, five cents, 10 cents or cut-rate shows and portable circuits and give full details of location, pictures and prices so that the committee will have full information for its work.

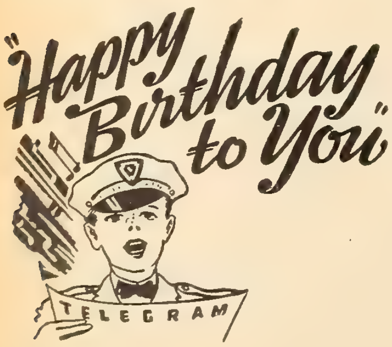
Wolcott pointed out that rigid control of rentals of 16 mm. by the distributors is needed and that the "jack rabbit" operators should receive the same treatment as exhibitors.

"They should pay the same proportioned share of the receipts for films as the legitimate theater owner," Wolcott declared.

The Iowa president claimed that it was unfair for the portable circuits to be able to choose their own pictures at prices of $5 and $7.50 for pictures and shorts, while the minimum for regular theaters is $10 for features and $1 and $2 for shorts and ranging up to 40 per cent or about $25 for the features alone.

Form 5,000,000 Peso Film Theater Pool in Argentina

Buenos Aires (By Air Mail)—A new pool of Argentina film theaters, with a capital of five million pesos, is to be effected by amalgamation of the Lautaret & Carvalla circuit's Rex and several other stands with the Peretta & Vals chain which controls, among other outlets, the Cine Once, Florida, and Pellegrini.



Ina Claire
Mervyn LeRoy

Harry Webb
Nat Lewis

▼ ▼ ▼

● ● ● **LION-IZING:......Comments from pic editors and critics on the new style press books recently initiated by Leo the Lion prove that when a cinema accessory of merit comes along, the Fourth Estaters will have something good to say about it, just as they will about a pic of merit......In fact what the nooze folks say of the press books is more'n good,—it's fine—, and theatermen are equally as enthusiastic ......But it's the press commentary with which we're here concerned...**

▼ ▼ ▼

● ● ● *THE WHY OF IT:......At the 1941-42 season's outset, the promotional legions of Leo decided on a press book which would comprise in new format, content-arrangement, and material those things which would make the film editor or critic's path smooth when he or she was called upon by duty to appraise a film or give it space otherwise, written or pictorial......Patently the objective has been richly achieved, and the Fourth Estaters are appreciative......For example, Herb Kenney, Jr., of the Indianapolis News, says: "It's a d—— good idea. A guy doesn't have to wear his fingers to the bone looking for the material he wants"......Ralph E. Wallis, of The Harrisburg Patriot, cries "excellent,—a real improvement for us column writers" ......Emery Wister, Charlotte (N. C.) News states: "These mats are really getting down our alley"......C. Gayle Warnock, of the Chronicle-Tribune, Marion, Ind., clarions: "Picture page desk likes layout ideas. Best art I've ever seen"......Among the many other praise-penners are Stanley Gunn, Austin (Tex.) Daily Tribune; Estella H. Hillegas, Syracuse Post-Standard; Elinor Hughes, Boston Herald; Renwicke Cary, San Antonio Light; B. F. Henry, Jr., Sunday Editor of The Knoxville News-Sentinel,—just to mention a few......Leo has scored another roaring success......*

▼ ▼ ▼

● ● ● **BROADWAY THIS AUTUMN:........Bob Christenberry, Broadway Association prexy, paints a bright picture of amusement biz on the Main Stem this Fall season......Here are some materialized figures plus some conservative expectancies—......Hotels got a helluva "take" from the out-of-towners and localities as result of the recent World Series, to view which a total of 235,773 fans paid $1,007,762...... Prophecy is that the Great White Way sector will be a big beneficiary of the best gridiron series in years......The legit, before December, will have seen some 30 productions bow,—an increase over a year ago ......And on the cinema side, 60 first-run pix, costing $30,000,000 to produce, are expected to flash forth 'twixt Oct. 1 and the year's end.....**

▼ ▼ ▼

● ● ● *HERE AND THERE:......Little Snifter, Phil M.'s uncanny canine with a snoot for nooze, reports wandering into the press room of a local sheet which now and then delights in yarns on the scandal side......On the wall, some fervent patriot had scrawled in chalk a big "V" for Victory......But some wag had drawn a line through the word "Victory"......When Snifter saw it, this is how it read: "V" for Venom. . . . ● Al Schuman, operator of the Black Rock Theater, Bridgeport, goes into a hospital there next week for a tonsilectomy. . . . ● Our famous Order of Applause (with two palms) goes to J. A. Tanney of S.O.S. Cinema Supply Corp. for having donated 100 film cans to the American Foundation For The Blind, Inc., of which President Roosevelt is honorary prexy. . . . ● Lou Schaefer, manager of the Paramount Theater in New Haven, has been appointed chairman of the Theater Committee for Fire Prevention Week......*

Denies Mistrial in Browne-Bioff Case

(*Continued from Page 1*)

after instructing the jury to pay attention to this testimony becau Schenck had not made the payme personally.

Loew's Treasurer on Stan

David Bernstein, Loew's treasure followed Schenck to the stand describe how he allegedly turned ov $50,000 in cash to Schenck in ord to meet the first payment to Bioff 1936. According to Bernstein, he o tained the money from his person vault in the National City Bank. Th sum was recouped by Bernstein fro Loew's by padding his own vouche and those of other executives unt the entire amount had been repai

Schenck stubbornly adhered to the points of his original story the face of persistent and many tim repetitious questioning by Conbo He refused to be swayed from h story despite Conboy's claim th Schenck had not been present at o of the labor meetings which occurr in 1936 when the basic pact was di cussed. Conboy vainly sought an a mission from Schenck of his absen by producing minutes of the meetin Schenck asserted that he had bee present at every meeting.

Failure to Appeal to U. S. Attorn

Following in the footsteps George Breslin, counsel for Bio Conboy demanded the reason f Schenck's failure to appeal to t U. S. Attorney until May, 1941. T Loew's president exclaimed: "I w afraid of what would happen to o business. I was afraid it would destroyed."

It was at this point that Conbo over the objections U. S. Attorn Mathias F. Correa, embarked on series of questions which had as i object a tieup between the prosec tion of Joseph Schenck and the wi ness' testimony. The Court allowe Conboy to go into the matter aft a ruling that it was admissible the question of the witness' motiv

Direct examination of Bernste will open this morning's session. Po sible witnesses to be called followi Bernstein are Charles Moskowit J. Robert Rubin and Leopold Frie man.

WEDDING BELLS

West Coast Bureau of THE FILM DAIL

Hollywood — Engagement is a nounced of Ruby Keeler and Joh Lowe, Pasadena broker.

Montrose, Pa.—Miss Betty Sha non, cashier of the Montrose Th ater, will wed James J. Dill in N vember.

Wilkes-Barre, Pa.—Announceme is made of the marriage of Rebec Law to Herbert Mark, manager the President Theater. Weddin took place July 5, 1941 in Jerse City, N. J.

A Good Nickel Cigar

Once upon a time a certain salty gentleman from Indiana, Thomas Riley Marshall, vice president, looking upon the hectic American scene summed up his findings: "What this country needs is a good five cent cigar.

The crack made him famous.

Without carping or controversy, Mr. Marshall threw a dash of cooling sanity into the thought of a day burdened with fevered strivings and perplexities. Everybody knew what he meant—that the business of living was being complexed by both tangibles and intangibles, things and thoughts and vanities which cost more, sold for more, than they were worth.

Six years ago Republic Pictures Corporation was born of the opinion that the motion picture theatre, serving the people, could do with a dependable line of production—entertainment worth what it cost, worth what it sold for, delivered on schedule Opportunity seemed to beckon.

The six years since have been a period of continuously developing success. Republic has risen and grown because it has contributed to the success of the theatre with box office profits and the satisfaction of the customers. Republic's 1941-42 program is a bigger broader product of that experience, that basic policy.

REPUBLIC PICTURES CORPORATION

BUY U. S. DEFENSE BONDS

REVIEWS OF THE NEW FILMS

"The Chocolate Soldier"

with Nelson Eddy, Rise Stevens

M-G-M 102 Mins.

BRIGHT AND RACEY MUSICAL ROMANCE STUDDED WITH ACE MELODIES. IS A SURE TURNSTILE-CLICKER.

That music has charm,—particularly the lilting compositions of Oscar Straus,—is generously demonstrated in M-G-M's about-to-be-released screen version of "The Chocolate Soldier," based on Ferenc Molnar's, "The Guardsman." For quite a span, the producing company has had this property in its story archives, and there is no time like the present for its advent upon the screen, because audiences are hungry for bright diversion to offset the cares of the day.

That acting and vocalizing of a high order also have charm is additionally proved by this offering, for Nelson Eddy and the talented, magnetic and easy-to-look-at Rise Stevens represent a casting triumph. But histrionics and song are by no means the offerings' standout assets. There's the story, —saucy, smart, humor-laden, and rich in romance for old and young. It recounts the marital crisis of the Eddy-Stevens household,—he the jealous husband; she the flirtatious wife; both the toast of stageland.

To put to the test her wifely devotion, Eddy masquerades as a Russian singer in a Vienna cafe, singing to her at her table when she attends the rendezvous with Nigel Bruce, a mutual friend. At first the Eddy disguise is unsuspected, but shortly thereafter, as the plotted "courtship" goes on, the introspective wife sees that her morality is being probed by her own husband. A number of highly amusing scenes follow swiftly, and, when she has had her sport leading her husband on, the Eddy scheme bursts and the couple is reconciled, each convinced of the other's devotion.

Throughout the proceedings are finely-wrought production numbers featuring excellent dance routines created and staged by Ernst Matray. And along the way, too, are exquisite musical numbers. Among the latter are five Straus compositions, "Seek the Spy," "Chocolate Soldier," "Gypsy Cafe," and "Finale," plus the pre-eminent and ever-popular, "My Hero." Richard Wagner's "Evening Star"; Benjamin Kaper's, "While My Lady Sleeps"; Moussorgsky's "Song of the Flea"; Schubert's "The Trout"; and Saint Saens' "Mon Coeur S'ouvre a ta Voix" from "Samson and Delilah," are the other melodic highlights. Because of the all-around appeal of the ingredients, "The Chocolate Soldier" should score in virtually all stands, and inflexibly in those where top-flight entertainment is appreciated. Roy Del Ruth's direction is tip-top and Karl Freund's photography ditto.

CAST: Nelson Eddy, Rise Stevens, Nigel Bruce, Florence Bates, Dorothy Gilmore, Nydia Westman, Max Barwyn, Charles Judels.

CREDITS: Producer, Victor Saville; Director, Roy Del Ruth; Based on Ferenc Molnar's "The Guardsman"; Screenplay, Leonard Lee, Keith Winter; Musical Adaptation and Direction, Herbert Stothart, Bronislau Kaper; Director of Photography, Karl Freund; Recording Director, Douglas Shearer; Art Director, Cedric Gibbons; Film Editor, James E. Newcom.

DIRECTION, Tip-Top. PHOTOGRAPHY, Ditto.

"Unholy Partners"

with Edward G. Robinson, Edward Arnold, Laraine Day, Marsha Hunt, William T. Orr

M-G-M 94 Mins.

STRONG MELLER WHOSE STORY, ACTING AND EXCITING SITUATIONS TAG IT AS AN AUDIENCE "NATURAL."

Metro has a strong and exciting newspaper-gangland drama in "Unholy Partners," with Edward G. Robinson playing the central role of a tabloid publisher whose professional creed couples both yellow and white journalism. This film not only has a solid and swift-moving story, but is acted convincingly by the principal players and those in support. Hence on these counts and its general quality, it will appeal widely to fans in search of dynamic entertainment. The screenplay recounts Robinson's return from the World War,—having successfully published an AEF newspaper in France,—and his inability to convince his former editor of a standard-size metropolitan sheet that a change of format to tabloid size, and spiked with scandal and trumped-up yarns to assure "scoops," would be a lucrative enterprise. To get a bankroll to carry out his objective, Robinson gets the requisite dough from Edward Arnold, a king of gangland, the latter being forced to be content with 49 per cent interest. In the Robinson code there are no favorites. A story is a story. He publicly rakes his partner's underworld doings until Arnold is forced to turn on the heat by kidnapping William T. Orr, Robinson's Young journalist-protege, who is in love with Marsha Hunt. In a hair-raising sequence, Robinson succeeds in "springing" Orr, but in doing so kills Arnold. To keep the name of his newspaper clean, Robinson himself takes on the assignment of covering an attempted trans-Atlantic flight which his sheet is promotionally sponsoring. The plane is forced down en route, and Robinson is lost, leaving behind him his pretty assistant, Laraine Day, to whom he is engaged, to run the newspaper with Orr. Mervyn Le Roy's direction is deft, and the photography by George Barnes is skillful. Write down "Unholy Partners" as a thrilling meller, considerably above standard of pix in this category.

CAST: Edward G. Robinson, Edward Arnold, Laraine Day, Marsha Hunt, William T. Orr, Don Beddoe, Walter Kingsford, Charles Dingle, Charles Halton, Joseph Downing, Clyde Fillmore, Emory Parnell, Don Costello, Marcel Dalio.

CREDITS: Director, Mervyn Le Roy; Producer, Samuel Marx; Screenplay, Earl Baldwin, Bartlett Cormack, Lesser Samuels; Musical Score, David Snell; Director of Photography, George Barnes; Recording Director, Douglas Shearer; Art Director, Cedric Gibbons; Associate, Urie McCleary; Technical Advisor, Duffy Cornell; Film Editor, Harold F. Kress; Set Decorations, Edwin B. Willis.

DIRECTION, Deft. PHOTOGRAPHY, Skillful.

Mono. Closes More Deals

West Coast Bureau of THE FILM DAILY

Hollywood—Monogram has closed deals covering 1941-42 product with Florida Theaters circuit operating 65 houses; Morse & Rothenberg circuit of New England; Dipson circuit of 26 theaters, and the R. E. Griffith Thaeters of New Mexico.

"Flying Cadets"

with Edmund Lowe, William Gargan, Peggy Moran, Frank Albertson

Universal 60 Mins.

SUBSTANTIAL, EXCITING AERIAL DRAMA WHOSE STORY AND ACTING GIVE IT STRONG FAN APPEAL.

Currently, when public interest is as high in aviation as the planes which course the sky, Associate Producer Paul Malvern comes along with this punchy, exciting air drama for Universal, theatermen and the air-minded, thrill-consuming public.

It is not a big picture by the triumphant yardstick of the "A"-makers, nor, on the other hand, is it any ordinary programmer. Rather it hovers in that altitude between those classifications, which is to say that it is certain to please a whale of a lot of fans, particularly those attuned to timeliness and action. The story has pep and general appeal; is well-knit and thoroughly enacted.

Edmund Lowe gives a convincing performance of the aerial ace of World War No. 1 whose services are sought by his aeronautical-designer brother, Frank Albertson, and the latter's partner, William Gargan, to instruct cadets in flying under the hoped-for subsidy of Uncle Sam. The devil-may-care Lowe, squares his gambling debts in the East and wins enough to boot for the purchase of a plane in which he wings to the Pacific Coast to assume the designated post.

In the Lowe closet is a pathetic "skeleton,"—the fact that he hasn't seen his wife since the Armistice, and doesn't know he has a fine, now-of-flying-age son from the marriage. The boy, Frank Thomas, Jr., seeing ads of the flying school in the newspapers, matriculates for the course, knowing that his dad is to be his instructor. The relationship comes to light, as far as Lowe is concerned, when he flunks the youth, who takes up a risky plane which his father has just test-flown and pronounced a hellion for staying in a spin. The drama of Lowe going up after his son is intense. At the finale the family is reconciled. In between there is a love triangle 'twixt Lowe, Albertson and Peggy Moran.

"Flying Cadets" is a solid hour's entertainment, both in point of time and diversion. John W. Boyle's photography is okay, and Erle Kenton's direction fine.

CAST: Edmund Lowe, William Gargan, Peggy Moran, Frank Albertson, Frank Thomas, Jr., Roy Harris, Charles Williams.

CREDITS: Director, Erle Kenton; Associate Producer, Paul Malvern; Photography, John W. Boyle; Art Director, Jack Otterson; Film Editor, Otto Ludwig; Sound Supervision, Bernard B. Brown; Sound Recorder, Robert Pritchard; Assistant Director. Seward Webb.

DIRECTION, Fine. PHOTOGRAPHY, Okay.

Walt Disney to Arrive In New York Next Week

Walt Disney and his crew of 11 staff artists are due in New York next week from a two-months tour of South America. Party arrived in Panama City yesterday to attend the premiere of "Fantasia." Disney will be in New York to attend the premiere of "Dumbo" at the Broadway Theater on Oct. 23.

"Down Mexico Way'

with Gene Autry, Smiley Burnette, Fay McKenzie

Republic 78 Min

GENE AUTRY IN ELABORATE OUTDOOR MUSICAL SHOULD PLEASE [illegible] EVERYWHERE.

Interesting is the development of th Gene Autry films. While this productio still retains the semblance of a wester the synthesis with the musical comedy technique has resulted in a hybrid form all it own. Proceedings generate a pleasant glo instead of pulsating action. Neverthele it is good entertainment.

Film is generously endowed with music renditions by Gene Autry. Among the numbers he sings are the popular "Down Mexic Way" and "Maria Elena." Two girls know as Herrera Sisters contribute three tunefu Mexican numbers.

On the action side, Autry, accompanie by Smiley Burnette and Harold Huber, se out to track down a pair of bogus producer who have swindled the citizens of the community. Their trail takes them to this cit in Mexico where the two real crooks, Sidney Blackmer and Arthur Loft, are attempting to mulct a wealthy Mexican planter.

The trio persuade the daughter, of th planter, Fay McKenzie, that the two me are crooks. After the fiesta, which is th big production number of the picture, Autr and his friends are able to expose th crooks.

Huber, as the Mexican guide, turns i a bangup supporting role. Smiley Burnette Miss McKenzie, Blackmer and Loft roun out a good cast. Joseph Santley has handle skillfully the diverse features of the production.

CAST: Gene Autry, Smiley Burnete, Fa McKenzie, Harold Huber, Sidney Blackmer Joe Sawyer, Andrew Tombes, Murray Alper Arthur Loft, Duncan Renaldo, Paul Fix, Julian Rivero, Ruth Robinson, Thornton Edwards, the Herrera Sisters.

CREDITS: Associate Producer, Harry Grey; Director, Joseph Santley; Cameraman, Jack Marta; Screenplay, Oliver Cooper-Albert Duff; Original, Dorrell and Stuart McGowan; Musical Supervisor, Raoul Kraushaar; Film Editor, Howard O'Neill.

DIRECTION, Good. PHOTOGRAPHY, Good.

Reward for Missing Manager

Pecos, Tex.—Sheriff Irby Dyer, has offered $100 reward for information of the whereabouts of Bob Morley, Manager of R. E. Griffith Theaters, two Pecos houses, missing since Sept. 29. Morley was last seen leaving a Griffith theater managers meeting held in Monohans on that day. Later his car was found on a Monahans street with his wallet containing identification cards, but no money. A shotgun he was carrying in the car was also missing.

"Fantasia" Closing In Rio

Rio de Janeiro (By Air Mail)—Walt Disney's "Fantasia" will wind up an excellent eight weeks' run at the Pathe here on Friday. Same pic at the Cienam Rosario in Sao Paulo had five weeks of big biz and prior commitments alone forced it to bow out.

N. J. Exhib. Wins Clearance Cut

(*Continued from Page* 1)

resent arbitration system that an xhibitor has appealed a decision his own favor.

Siccardi had asked that the 30-clearance granted to the Strand eater be reduced to seven days n double feature programs and 4 days on single bills. Joseph 'Gorman, arbitrator in the action, uled that the clearance be cut rom 30 days to 21 days, taking the osition that too great clearance as a deterrent to patronage.

Siccardi has appealed the decis- on and wants the relief originally sked.

Louis Sosna Appeal Raises ssue of Excessive Terms

Louis Sosna, owner of the Sosna heater, Mexico, Mo., has appealed rom a decision in St. Louis which uled that Loew's was not witholding product as had been charged and that pictures had been ofered to the house. Sosna is appealing on the contention that the erms asked by Loew's are in excess of what he can afford to pay.

Lepanto, Ark., Complaint Charges Refusal to Sell

The Cotton Boll Theater Lepanto, Ark., has filed a demand for arbitration with the Memphis tribunal, charging that Paramount, RKO, 20th Century-Fox and Warner Bros. had refused to sell product to the house. Complaint names the Strand Theater in Lepanto as the interested party.

John Taylor Files Second Complaint in Washington

Washington Bureau of THE FILM DAILY

Washington — Loew's, Inc., was named in an arbitration case here yesterday when John H. Taylor, owner of the Charles theater, La Plata, complained against clearance granted the Marlboro at Marlboro, Md., and asked for a clarification of Loew's selling policy with regards to the Charles and the Waldorf at Waldorf, Md. Both the Marlboro and the Waldorf are Sydney Lust theaters.

This is the second time Taylor has filed with the arbitration board, the first case having been withdrawn on the understanding that a settlement had been reached. The agreement, however, apparently did not stick so Taylor has filed again.

Although the complaint was directed specifically against Loew's, Taylor named as possible interested parties, 20th Century-Fox, RKO and Paramount.

TO THE COLORS!

Toronto—Sterling Campbell, formerly an assistant director and technical adviser with Universal and Warner Bros. in Hollywood, has become a squadron leader of the Royal Canadian Air Force after some months of service at Toronto and has been posted to another command in Canada.

These Theater Employes Are Exceptional; They Don't Work by Degrees, But for Them

Albuquerque, N. M.—Out of 30 doormen and ushers at Albuquerque Theaters' seven houses here, 22 are working their way through college at the University of New Mexico on the strength of their jobs. Tuition fees are advanced at opening of the term and deducted a few dollars a week from regular pay checks. Seven out of 12 cashiers are also attending the University. More than 100 boys have now secured college training through theater jobs in these houses.

Toronto Film Board Elects T. J. Gould President

(*Continued from Page* 1)

chairman of the Canadian Motion Picture Distributors Association.

Mark Plottel, Toronto manager of RKO Distributing Corp. of Canada, and a brother of the vice-president; Harry Bailey of 20th Century-Fox, and H. Kuhn of United Artists Toronto branch form the credit committee.

Pioneer Circuit Closes Office in Des Moines

Des Moines — Pioneer Theater Corp. is reported to have closed its Des Moines office with Don Smith of the Earle theater of Carroll to act as district manager for this territory.

Max Facter, who has handled the Des Moines office, has left town and is believed to be taking a vacation on the West Coast before announcing his future plans.

The Pioneer circuit operates 18 houses in Iowa.

PCC Delays Action On Monopoly Inquiry

West Coast Bureau of THE FILM DAILY

Hollywood—Pacific Coast Conference of ITO announces that action is being delayed on its Senate film industry monopoly investigation resolution until such time as such procedure may in no way be confused with, or considered a part of, the present investigation by the Senate ICC sub-committee under Senator D. Worth Clark, D., Ida., as chairman.

Woods Succeeds Mullen

Metro has appointed Henry Woods new checking supervisor at New Haven, succeeding Frank Mullen, resigned.

Eulenberg is Arbitrator In the Chicago K & S Case

Chicago — Alexander Eulenberg, an attorney, has been selected as arbitrator in the K & S theater case. Hearing has been set for Oct. 28. Vitagraph has settled but RKO goes into arbitration in the case.

New RCA Process Reduces Extraneous Reflections

Research in television in RCA Laboratories has led to a new chemical process to reduce extraneous reflections from glass. It now becomes possible virtually to eliminate the streaks that glare across show windows, framed pictures, ground-glass screens on cameras, and other glass surfaces or panels.

Success in the conquest of reflections, which have bothered man ever since he first used glass, has been achieved by scientists in RCA Laboratories while striving to improve contrast on television cathode-ray tubes.

"Louisiana Purchase" To be Sold as Special

Paramount plans to sell "Louisiana Purchase" as a special and apart from any block-of-five. Field staff and home office advertising and publicity heads open huddles in connection with the picture's release tomorrow in Hollywood.

Exploitation plans for "Birth of the Blues," "Skylark," "Bahama Passage" and "Sullivan's Travels" also will be laid at the meetings.

First showing of "Louisiana Purchase" will be held Friday night.

Offer Defense Stamps As Change at the B. O.

Albuquerque, N. M.—Albuquerque Theaters, Inc., operating seven houses, find that a good many patrons will take defense stamps in change when they buy tickets. A small notice is posted at ticket windows, and ticket sellers suggest defense stamps for change to all who look fairly prosperous.

Distinguished Audience Will Hear La Guardia

Executives of all companies, trade paper publishers, motion picture critics and newspaper executives are slated to attend the Ampa luncheon tomorrow when Mayor F. H. LaGuardia will be the guest of honor.

Korda Signs Carole Lombard

West Coast Bureau of THE FILM DAILY

Hollywood—Alexander Korda has signed Carole Lombard for a starring role opposite Jack Benny in Ernst Lubitsch's melodramatic comedy, "To Be or Not to Be."

Petit Jean, Memphis, Loses Loew's Squawk

(*Continued from Page* 1)

had refused originally to offer product to the house, but later an offer was made. However, the operators of the Petit Jean contended that the contract offered by Loew's was "calculated to defeat the purpose of Section VI" of the consent decree.

The arbitrator disagreed with the complainant's charges and ruled that he was not entitled to relief under Section VI.

RKO's Shorts Billings For Year Run 15% Ahead

(*Continued from Page* 1)

Harry Michalson, short subjects sales manager.

Michalson said yesterday that both exhibitors and the public appear to be more short subject conscious today than in the past and that patrons have a better appreciation of shorts. The consent decree, he said, has had no ill effects on short subjects sales as had been predicted originally, the contrary proving true by the stimulated interest in shorts.

Dave Gould Heads Rep. Brit. West Indies Office

(*Continued from Page* 1)

public's new office for the British West Indies, with headquarters in Trinidad.

Distributing outlet is the third setup by Morris Goodman, vice-president in charge of foreign sales. Company has an office for the Central America territory in Panama and one in Santiago, Chile. Gould leaves in about two weeks for his post.

Republic Closes Product Deal With Mich. Co-op

Detroit—Republic, following protracted negotiations here with Michigan Co-op., consummated a deal by which its 1941-42 product will play 49 local situations.

James R. Grainger, Republic's president, and Sam Seplowin, Republic's local manager, acted for the distributor, while C. E. Burmele and other executives represented Co-op.

"Valley's" Bow on Oct. 28

"How Green is My Valley" will have its premiere at the Rivoli, Broadway, on Oct. 28 instead of Oct. 29 as formerly announced.

STORKS!

Detroit—Adrian D. Rosen, owner of the De Luxe Theater, is receiving congratulations on the birth of his son, Allen Dodd Rosen.

Erpi to be Merged With WE on Nov. 1

(Continued from Page 1)

vice-president of Western Electric, continuing in charge of this activity. In addition Stevenson will have direction of the general accounting, treasurer's and secretary's departments of WE. Stevenson yesterday was also elected a WE director.

Other Division Officers

In addition to Stevenson, present officers of Erpi will continue their responsibilities in the new division of Western Electric with these titles: D. C. Collins, Eastern manager; Clifford W. Smith, Western manager; T. E. Shea, chief engineer; F. B. Foster, Jr., comptroller, P. L. Palmerton, sales manager. Shea is temporarily on leave of absence in Government service.

Ownership of the foreign subsidiaries of Erpi on Oct. 31 will be transferred to a new company to be known as the Western Electric Export Corp. of which Stevenson will be president. Despite the dislocation of foreign trade and import restrictions in several countries, the Company's foreign business has shown a marked expansion, theater owners cut off from European sources of supply having turned to American manufacturers for equipment.

Erpi's export department, located at 20 Vandam St., will constitute the New York headquarters of the new WE export organization, continuing its normal operations as in the past. Operating head of the new company will be E. S. Gregg whose title will be vice-president and general foreign manager. Gregg, for the last several years has held the latter title. He is at present in Johannesburg, South Africa, supervising the opening of a new office and warehouse, and is not expected to take up his new duties until his return to New York some time in November.

Since 1938 Erpi's foreign department has been engaged in the distribution of general theater equipment as well as the sale and service of WE motion picture sound systems. Thus, as the problems involved in the Company's foreign business have come to differ more and more widely from the problems of domestic operation, the need for a separate export corporation has become increasingly apparent.

Other officers of WE Export Corp. will be as follows: M. A. Goldrick, assistant general foreign manager; H. B. Allinsmith, assistant general foreign manager; D. C. Collins, vice-president; F. B. Foster, Jr., Comptroller; C. Olajos, treasurer; H. B. Gilmore, secretary; Walter L. Brown, general counsel.

With the exception of Gregg, Goldrick and Allinsmith, all of the above will, in addition, continue in their present responsibilities with WE's Erpi new division.

File Crescent Findings Today

"Little 3" to Follow in Month With Brief

(Continued from Page 1)

a month, it was learned here yesterday.

Arguments on the findings is scheduled before Federal Judge Elmer D. Davies in Nashville on Monday, Dec. 1. Judge Davies has returned to Nashville from a month's vacation on a Wyoming ranch.

Gov't to File Reviewing Brief Today, Findings Later in Wk.

Washington Bureau of THE FILM DAILY

Washington—The Department of Justice will present to Federal Judge Elmer D. Davies in Nashville today its brief reviewing facts presented in the Crescent anti-trust suit and will present its findings of fact before the end of the week.

The brief, which simply reviews testimony brought out at the trial, will be made available only to the Court and to defense counsel. The findings of fact when it is concluded, however, will be made available generally, officials indicated.

Announce Warner Theater Drive Winners at Chi. Meet

(Continued from Page 1)

cheon meeting yesterday at the Blackstone Hotel. Joseph Bernhard, Warner theater head, and Harry Goldberg, theater advertising and publicity chief, attended from the home office.

Prizes were awarded to the winners in the Bernhard-Warner theater drive. Winners were: Hugh Thornton, Harry Mintz, and Ray Dunn. Larry Stein was the district winner.

James Coston, Warner zone manager in Chicago, presided.

W. Stewart MacDonald, Warner assistant treasurer, addressed the meeting telling the theater managers that the consent decree will increase theater film costs. Managers must sell all films, including borderline pictures, to customers, he said.

Goldberg spoke on the merchandising of films. Bernhard announced a new annual performance award to managers, taking the place of the quarterly theater drives.

Coston told the managers more attention should be paid to personnel problems, as the present turnover was costly.

No admission price advances were reported. Business, it was stated, is 10 per cent ahead of last year.

Bernhard and Goldberg left last night for New York.

Ufa Pix In Portuguese Revived In Rio House

Rio de Janeiro (By Air Mail)—The Broadway went in for two weeks of Portuguese films, Ufa product. House evidently dug deep into the moth balls to get these out. Allianca Cinematographica, Ltda., distributor of Ufa product in Brazil, is on the U. S. blacklist.

BBC In "Target" Salute

American premiere of "Target For Tonight" Friday at the Globe Theater will be hailed by a shortwave radio broadcast over BBC, which will be picked up in this country. Lieut. Com. Robert Montgomery, now attached to a Naval mission in London, will act as emcee on the air show.

Producers Huddle Again With Sound, Cameramen

(Continued from Page 1)

agreement with the cameramen today with Herbert Aller, union delegate, leaving for the Coast tomorrow to submit the terms to the membership for approval.

Negotiations in New York are now in the closing stages. Carroll Sax, Warner Bros., and Charles Boren, Paramount, departed last night for Hollywood with Fred Meyers, 20th-Fox, leaving today.

Pat Casey, studio labor contact, and his assistant, Fred Pelton, will remain to wind up with Harold V. Smith, business representatives of the Sound Workers. Negotiations over the Sound Workers' contracts are expected to last until Monday.

Ontario Cut In School Holidays Will Hit B. O.

Toronto—The Department of Education in the Provincial Government has ordered a reduction in the number of school holidays throughout Ontario which will have a distinct effect upon the matinee business of theaters in many localities.

On penalty of cancellation of financial grants to local school boards, the Department has ordered lower and high schools to discontinue the observance of St. Patrick's Day and St. Jean Baptiste Day (June 24), the latter being the holiday occasion for French-Canadians. The holiday list will be further reduced, it is said.

Cast Macdonald Carey

West Coast Bureau of THE FILM DAILY

Hollywood—Para. has cast Macdonald Carey, from Broadway's "Lady in the Dark," for a role in "Dr. Broadway." He will also play his original stage role in the film version of "Lady in the Dark" and has been cast for "Take a Letter, Darling."

Cohan Approves Biog. Film

West Coast Bureau of THE FILM DAILY

Hollywood—George M. Cohan has approved the screen story of his life, "Yankee Doodle Dandy," which Robert Buckner prepared for Warner Bros. Production starts Dec. 20 with James Cagney in the lead.

Finds Sports Films' Greatest Competitor

Sports today constitute the fil theater's major opposition, according to Gilbert Seldes, writing i the November issue of Esquir published today. Always a w[illegible] with the men, recently sports[illegible] bowling have been keeping even th femmes away from the movies Seldes declares in his analysis o why film attendance has dippe over a period of time.

Seldes argues that Hollywood los its hold by producing too many indifferent pictures just when radi and sports were crashing the entertainment field. He, however, offers six suggestions for "recovery" by the industry:

First (and most important, believes Seldes give the people in th movies what the radio stations giv them on the air: economically produced entertainment different in style and material from the grea commercial programs—the movi equivalent of sustaining programs "Just what these may be," says Seldes, "I am willing to discuss with any producer who understands in advance that I am not referring the grade B pictures."

Second, let a few more people discover what makes the movie move—and let those people produce and direct pictures.

Third, shoot one-third of the writers in Hollywood, or failing that, shoot only two-thirds of the dialogue written.

Fourth, discover what people really want in the movies and satisfy these wants as intelligently as possible.

Fifth, widen the area of interest, get away from the formulas which limit and get into the formulas which allow unlimited appeal to the imagination.

Sixth, get new people—which means people who know the movies as spectators and can adapt their technical knowledge of the theater or radio to the movies.

Metro, Warners Continuing "Harvests" Distribution

Department of Agriculture's 26-minute documentary, "Harvests for Tomorrow," has been retained for another month for distribution by M-G-M and Warner Bros. Because of popularity of film, which deals with efforts of rural New Englanders to restore fertility of their overworked soil, the two distribs will handle the two-reeler until Nov. 15.

Metro Buys "White House Girl"

West Coast Bureau of THE FILM DAILY

Hollywood — Metro has bought "White House Girl" by Ruth Finney as a vehicle for Dan Dailey, Jr., and Kathryn Grayson. Joseph Pasternak will produce it.

Film Houses Under Construction to Get Steel

(See Columns 2 and 3 Below)

THE Film DAILY

ntimate in Character
nternational in Scope
ndependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

80, NO. 76 NEW YORK, THURSDAY, OCTOBER 16, 1941 TEN CENTS

UA BUYS OUT WANGER AND WILL PRODUCE

Mayer, Bernstein Testify at Browne-Bioff Trial

Metro Production Chief Tells of Studio Switch n Raw Film Purchases

How M-G-M changed its policy of buying raw film stock in rder to allow a brother-in-law f William Bioff to collect commisions for the annual payments of 50,000 demanded by Bioff and George E. Browne, IATSE president, was told by Louis B. Mayer, M-G-M's production head in the Federal Court yesterday.

Appearing as the third witness called by the prosecution, Mayer

(Continued on Page 7)

8 Musical Shorts For NBC Television

A. H. Morton, NBC vice-president in charge of television, announced yesterday that station WNBT has acquired the rights for New York City to a series of eight musical shorts, produced by Ar-

(Continued on Page 6)

Artkino Gets First Five Soviet Pix Since June 22

Artkino has just received a shipment of five films, the first since the outbreak of hostilities on June 22. Tentative titles are "Front Line

(Continued on Page 7)

German Films Fade From Screens in Md.

Baltimore—State Board of Motion Picture Censors' report on foreign pictures shown in Maryland during the past year shows that German films have dropped from first place, with 62 films last year (Oct. 1, 1939, to September 30, 1940), to zero during the current year ending this month. In the same time British films have climbed from 22 to 29. Six Russian pictures also have been exhibited here during the current year the report showed.

RKO BOARD IN SPECIAL MEET

Exec. Pact Discussions May Come Up Tomorrow

Local Film Row and the trade generally eyed with interest yesterday the confirmed report that a special meeting of the RKO Corp. directorate has been called for 2:30 p.m. tomorrow at the home office in Radio City.

While no announcement was made as to the purposes for which the conclave was rather suddenly called, unofficial sources indicated that executive contract discussions would probably be on the agenda.

Floyd B. Odlum, prominent in the RKO setup, is currently in Washington engaged in the task of allocating contracts to small U. S. manufacturers anxious for their facilities to be utilized in the Defense program, but will probably journey here for the board meeting, although he remained at his Washington desk recently

(Continued on Page 8)

Gov't Files Brief In Crescent Suit

By P. R. RUSSELL
FILM DAILY Staff Correspondent

Nashville—The United States Government Department of Justice yesterday filed a "plaintiff's brief," a document of 177 legal-size pages, in its anti-trust suit against the Cres-

(Continued on Page 8)

Distributing Co. to Form Producing Subsidiary; UA Board Will Pick Its Stories; Production Chief Will Be Named Shortly; Wanger Plans New Producing Unit

Retirement of Walter Wanger as a producer for United Artists release and plans whereby UA will become a producing organization were announced yesterday. United Artists has purchased Wanger's interest in Walter Wanger Productions, Inc., and now owns 100 per cent of the stock. Dissolution of the company eventually is anticipated.

Wanger is scheduled to fly to England Saturday to work on "The Eagle Squadron," which will be the first picture of a new production unit he is organizing. Wanger told THE FILM DAILY last night that his plans were unsettled, and he was unable to say how long he would remain

(Continued on Page 7)

Exhibs. Arbitrate Without Attorneys

Washington Bureau of THE FILM DAILY

Washington — A couple of good friends, independent exhibitors, got together here yesterday in an arbitration tribunal hearing in an attempt to work out their differences over clearance granted by Loew's to one's theater over the other's.

Sam Mellits, owner of the Dentonian Theater at Denton, Md., has complained for years over the clearance granted by Loew's to his friend, Reese Harrington, owner of the Reese theater at Harrington,

(Continued on Page 6)

American, Canton, N. Y., Re-files Appeals Brief

American Theater, Canton, N. Y., has re-filed its brief in the appeal case involving RKO and the Ogdensburg theater. Appeals board reversed the decision of the arbitrator and gave a technical victory to RKO which appealed the original decision abolishing the 14-day clearance of the Ogdensburg

(Continued on Page 6)

AFL Ousts Browne, Bans Racketeering

Seattle—American Federation of Labor in convention here yesterday removed George E. Browne, IATSE president, as a member of its executive council. It voted by roll-call to oust Browne from the council post and ordered all central labor and

(Continued on Page 4)

To Iron Out Details Of Service Show Plan

Representatives of USO and the Citizens Committee of the Army and Navy met yesterday at the headquarters of the former body in the Empire State Building to iron out remaining details of presenting

(Continued on Page 7)

Steel for Uncompleted Houses

SPAB Alert to "Boom" Town Theater Needs

By OSCAR HUME
Washington Bureau of THE FILM DAILY

Washington—SPAB officials said yesterday they intend to make available critical materials such as steel, for completion of film theater buildings that already are well under way, and that they likely will approve materials for new the-

(Continued on Page 8)

Mono. Liquidates Loan From Pathe Laboratories

West Coast Bureau of THE FILM DAILY

Hollywood — President W. Ray Johnson announced yesterday that Monogram has paid off entirely its $110,000 obligation to Pathe Laboratories. Although the loan does not

(Continued on Page 4)

Moscow Cables for Film Perforators

Russia may be battling for her life on the Eastern front but in Moscow they are still concerned about film production. Yesterday a cable was received here by Gregor Irsky, head of Russian film trade commission, ordering him to purchase large number of film perforators.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Wednesday, Oct. 15)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9⅜	9⅜	9⅜	
Col. Picts. vtc. (2½%)	6¾	6⅝	6⅝	— ⅛
Columbia Picts. pfd.				
Con. Fm. Ind.				
Con. Fm. Ind. pfd.				
East. Kodak	135¼	135	135	— ¾
do pfd.	178¼	178	178	+ ¼
Gen. Th. Eq.	12½	12¼	12¼	— ⅜
Loew's, Inc.	37	36¾	36¾	— ¼
do pfd.				
Paramount	14	13¾	14	+ ¼
Para. 1st pfd.	105	105	105	+ 1
Para. 2nd pfd.	12⅝	12⅝	12⅝	
Pathe Film	13⅞	13¾	13¾	— ⅛
RKO	2¾	2¾	2¾	
RKO $6 pfd.				
20th Century-Fox	8¾	8⅝	8¾	
20th Century-Fox pfd.				
Univ. Pict. pfd.				
Warner Bros.	4⅞	4⅞	4⅞	
do pfd.				

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	103⅝	103⅝	103⅝	+ ¼
Para. B'way 3s55				
Para. Picts. cv. 3¼s47				
Warner Bros.' dbs. 6s48	96½	96½	96½	+ ¼

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	¾	¾	¾	
Radio-Keith cvs.				
Sonotone Corp.	2⅛	2⅛	2⅛	+ ⅛
Technicolor				
Trans-Lux	¾	¾	¾	
Universal Corp. vtc.	9⅜	8¾	8¾	— ⅝
Universal Picts.				

WHEN SPEED'S YOUR NEED PHONE TELEGRAMS TO
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

Reed Gives Testimonial Purse to Pioneer Exhib.

New Haven—Joseph F. Reed, operator of theaters in Washington and Bantam, Conn., feted at a 30th anniversary testimonial dinner here by 75 film men and local notables, turned over the proceeds of the event, intended as a gift to him to a film men's purse for John Gentile, pioneer exhib., now confined because of ill health to Undercliff Sanatorium, Meriden. The dinner was sponsored by Allied Theater Owners of Connecticut, of which Reed is past president and chairman of the executive board.

Actors Equity Mails Out 'Ism' Referendum Ballots

Actors Equity yesterday mailed ballots to its membership on the referendum to determine whether Communists, Nazis and Fascists or their sympathizers may hold offce or be employed by the actors' union. Deadline on the votes is Nov. 15.

Albany Variety Club Will Elect Officers Oct. 27

Albany—The reorganized Variety Club will elect permanent officers at a meeting at the Ten Eyck Hotel here Oct. 27, it was announced yesterday. M. A. Silver is temporary chairman.

They'll Hear LaGuardia

Among the industry executives who have accepted invitations to attend the Ampa luncheon today when Mayor LaGuardia will be the guest of honor are Astin Keough, Francis Harmon, Louis de Rochemont, Jack Cohn, Stanton Griffis, John Golden and W. G. Van Schmus.

"Sundown" to Premiere Before Gala Audience

West Coast Bureau of THE FILM DAILY

Hollywood — World premiere of Walter Wanger's "Sundown" at the Four Star theater here tonight will attract a gala audience. Guest list embraces:

Gary Cooper, Tyrone Power, Annabella, Hedy Lamarr, Rita Hayworth, Ann Sothern, Marlene Dietrich, Dorothy Lamour, Patricia Morison, Cesar Romero. Betty Grable, George Raft, Loretta Young, Olivia De Havilland, Gene Tierney, Bruce Cabot, Gloria Vanderbilt, Virginia Morgan, Mr. and Mrs. John R. McLean, John Galliher, Lady Castleross, Sir Cedric and Lady Hardwicke and Carl Esmond, also—

Greer Garson, Herbert Marshall, Lucille Ball, Desi Arnaz, Billy Gilbert, Joan Bennett, Constance Bennett, Gilbert Roland, James Hilton, Barre Lyndon, Mervyn LeRoy, Alfred Hitchcock, Alexander Hall, Edward Small, Samuel Goldwyn, Darryl F. Zanuck, William Goetz, Henry Hathaway, Harold Lloyd, Orson Welles, Dolores Del Rio, Dore Schary and Laraine Day, also—

Basil Rathbone, Dr. Miklos Rozsa, Jean Hersholt, Edward Arnold, Sheridan Gibney, Robert Stack, Joseph Calleia, Rosalind Russell, Leila Hyams, Josephine Hutchinson, Nigel Bruce, Oscar Homolka, Harry Cohn, Joan Parry, Sam Wood, Sol Lesser, Hal Roach, Murray Silverstone, John McClain, John Balderston, Norman Reilly Raine and Vice-president Herrera of Peru.

William H. Manss Dead

Chicago—William H. Manss, 70, of International theater is dead after an extended illness. His wife, three brothers and sister survive.

CORRECTION
Notice of
20TH CENTURY-FOX TRADE SHOWING
for the benefit of exhibitors generally
NEW YORK, N. Y.
Monday, Oct. 27 at 2:30 P. M.
(instead of date originally announced)
"HOW GREEN WAS MY VALLEY"
at 20th Century-Fox Exchange
345 W. 44th St., New York, N. Y.

COMING and GOING

WALTER WANGER leaves for Washington day and returns in time to sail for London Saturday.

LARRY KENT, FWC film buyer, has retu to the Coast after conferences with Sp Skouras.

DICK POWELL arrives here by plane to begin rehearsals in the stage play, the to Bedlam."

W. STEWART McDONALD, assistant treas of Warner Bros., is visiting Milwaukee Cleveland.

MARIAN BALDWIN is in Cleveland hand exploitation for "Major Barbara."

GEORGE WELTNER, assistant to John Hicks, Paramount's vice-president in charge foreign sales, leaves for South America Nov.

HARRY BUCKLEY returns today by t from Detroit.

ROY DISNEY is here from the Coast and st ping at the Warwick Hotel.

G. MACHADO, Artkino's South Ameri representative, arrives today by plane for b ness conferences.

MYRON WEISS, Macfadden Publications e torial consultant, is in Atlantic City for sessi of the American Public Health Association c vention.

Release "Fantasia" Jan. 1

Walt Disney's "Fantasia" will placed in general release by RK on Jan. 1, 1942.

NEW YORK THEATERS

RADIO CITY MUSIC HALL
Rockefeller Center
"ALL THAT MONEY CAN BUY"
EDWARD ARNOLD : WALTER HUSTON
Produced by WILLIAM DIETERLE
An RKO-Radio Picture
ON THE GREAT STAGE: "SILK-SATIN-CALICO-RAGS"—Russell Markert's gay colorful revue. Symphony Orchestra, direction of Erno Rapee.
1st Mezzanine Seats Reserved Circle 6-4600

3RD WEEK
CHARLES BOYER
Olivia deHavilland - Paulette Goddard
"HOLD BACK THE DAWN"
A Paramount Picture
IN PERSON
XAVIER CUGAT AND BAND
JAY & LOU SEILER
PARAMOUNT TIMES SQUARE

TYRONE POWER in
"A YANK in the R.A.F."
with BETTY GRABLE
A 20th Century-Fox Picture
PLUS A BIG STAGE SHOW ROXY 7th AVENUE 50th STREET

RKO PALACE B'WAY & 47th St.
Held Over! 2nd Big Week
BETTE DAVIS IN
"The LITTLE FOXES"
Plus
"MOONLIGHT IN HAWAII"

HOLD OVER

HONKY-TONK

"DYNAMITE!"
—Sun

"ACTION!"
—Journal-American

"CROWD CATCHING!"
—N. Y. Times

"TORRID LOVE-MAKING!"
—World-Telegram

"WHAT FUN!"
—Mirror

"SOCKO!"
—Post

"RIP-ROARING!"
—Herald Tribune

GABLE Kisses LANA TURNER
to be specific... it's terrific!

M-G-M's
HONKY TONK
2nd Week!
CAPITOL
Broadway at 51st Street

M-G-M Hit with Frank Morgan, Claire Trevor, Marjorie Main, Albert Dekker, Henry O'Neill, Chill Wills
Screen Play by Marguerite Roberts, John Sanford. Directed by Jack Conway. Produced by Pandro S. Berman.

Third week at Capitol as we go to press! Held over everywhere!
It's doing over 200% of normal business nationwide.

(Get every dime with extended time!)

Coast Publicity Men To Survey U. S. Press

West Coast Bureau of THE FILM DAILY

Hollywood—A nation-wide survey of all publications serviced by studio publicity departments will be undertaken immediately by publicity directors' committee of the Association of Motion Picture Producers.

The survey is for improvement of service to the press and elimination of waste expenditures by publicity departments.

Mailing lists of all companies will be pooled and a questionnaire sent to every editor, writer and correspondent now being serviced.

Publications not replying to the questionnaire will be dropped from the mailing lists, and still and story material to other outlets will be cut to conform with the replies. It is believed the survey will cause a saving of thousands of dollars monthly in addition to improving publicity service by restricting all materials for each outlet to types specifically requested.

Mono. Liquidates Loan From Pathe Laboratories

(*Continued from Page* 1)

fall due until Dec. 19, 1941, the notes were liquidated last week.

Johnston also stated that his company's new season's crop of features has been meeting with fine response from circuits as well as independent exhibtors and that "Spooks Run Wild" and "Bowery Blitzkrieg" have already established week-end box office records at the State Lake, Chicago.

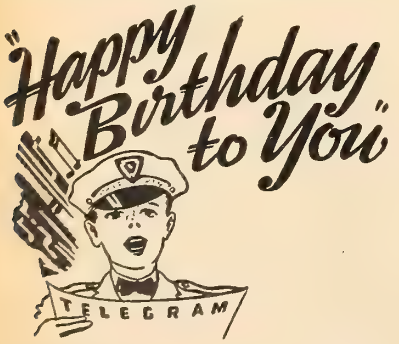
Monogram has signed Tom Keene for an additional series of four pictures for 1941-42 program.

Harry E. Reed, Booth's Mgr., Dies

Salem, Mass.—Harry E. Reed, 84, former manager of Edwin Booth, Mary Anderson and other theatrical stars, died yesterday at the Salem Hospital. Funeral will be held Friday at the Bertram Home at 2 p.m. with burial at the city of his birth, Lowell, Mass.

Raise $100,000 for USO

Chicago—USO theater collections in the Illinois and Northern Indiana districts, will reach about $100,000.



Harry Rapf
Rex Bell
Vincent Munro, Jr.
Frank D. Ormston
Al G. Ruben

▼ ▼ ▼

● ● ● **HEREABOUTS:**......Today's Ampa luncheon meeting in thte Hotel Edison with Mayor La Guardia as featured speaker, and Louis Nizer as emcee, is bound to draw a whale of a turnout, and be a memorable event along local Film Row. . . . ● Chairman Nathan Straus says that "Night of Stars," world's biggest benefit show, to be held in Madison Sq. Garden on the night of Nov. 26, will enrich Uncle Sam by some $6,000 in taxes under the new Internal Revenue Act. . . . ● It's no surprise to this corner that "A Yank in the RAF" goes into its fourth week tomorrow at the local Roxy, because this attraction is both a whiz in its own right, and has had a campaign put back of it by the Hal Horne Organization which has etched it deep in public consciousness,—in the most difficult-to-impress city on earth. . . . ● Paramount has the two-page center spread of Click Magazine (on the noozestands yes'day) in full color, 'cause that publication selected the first of the "Superman" shorts as the best tab reel of the month (the reel, by-the-by, goes into the Broadway Paramount on Oct. 22)......

▼ ▼ ▼

● ● ● *MORE LOCALIGHTS:......Yesterday, the New York Public Library opened an exhibition, in three cases in the Fifth Ave. corridor, of the famous Stephen Vincent Benet story, "The Devil and Daniel Webster," including the script of RKO Radio's film version of the yarn, "All That Money Can Buy". . . . ● Harry Lee, of Warner Bros.' home office, has contributed resoundingly to American letters and filmland's cultural prestige via his "More Day To Dawn," an appreciation of Thoreau, with foreword by Brooks Atkinson, drama critic of The New York Times (to show you how good the book is, the opposition New York Herald Tribune gave the work a super-rave review).*

▼ ▼ ▼

● ● ● **CONFESSION:**........T'other day, we saw Metro's "The Chocolate Soldier" and were duly impressed by the sequences wherein Nelson Eddy sought, back of a beard, mustache, et al, to court his screen-wife, Rise Stevens, as a test of her marital fidelity to him...... Well, the following day, Phil M. received in the mail a superb combo beard and mustache from M-G-M's home office as a promotional gag for the picture......We decided then and there to tote the gift homeward for a fidelity test on our own better-half......After putting on the disguise, we rang our own front doorbell......The portal opened...... There stood our spouse......But before we could turn on our Russian accent (a la Eddy), this shattering line of dialogue was hurled at us:..... "Take that (this part deleted by the censor) thing off your face and get up to the store,—there isn't a bit of butter in the house!"......P. S.—Gosh, Mister Eddy, you sure are a great artist!......

▼ ▼ ▼

● ● ● *NEAR AND FAR:......In London, George Bernard Shaw says he approves modernization of his plays by film producers so long as they observe the principle that "genius alone has the right to tamper with genius," and adds, "But I do not allow additions to be made in Hollywood by the nearest California barman". . . . ● Best show in San Francisco,—but which the paying customers of the Embassy Theater don't get to see—, is Dan McLean, house's boss, in his new outfit of chaps, spurs, sombrero, flaming shirt, and high-heel cowboy boots. . . . ● Lester (Loew's Rochester) Pollock entertained sports scribes and football coaches in the area at luncheon in the Powers Hotel and showed 'em "Football Thrills of 1940". . . . ● Ed Beedle, of the Continental and Alhambra Theaters, Canonsburg, Pa., has received citation by the Dept. of Pennsylvania of the American Legion for meritorious services by a non-member,—a reward granted to one person each year by the Legion......*

AFL Ousts Browne, Bans Racketeering

(*Continued from Page* 1)

other central bodies of delegates deny seats to convicted racketee and criminals.

Convention ballot to drop Brow was 37,944 to 421. Aside fro 420 votes cast in his favor the own union, Browne received but single vote, that of the Colora State Federation of Labor which w represented by a former member Browne's union, George W. Bra field.

He was replaced as eleventh vi president of the AFL by Edwa Flore of Buffalo, president of Hotel and Restaurant Employes ternational Alliance and Bartend Alliance who had been twelfth vi prexy.

William Green was re-elected A president for his eighteenth terr

The resolution against union ra eteering read in part:

"In order to further the progr of wiping out racketeering where it may exist, the American Fede tion of Labor directs all cent bodies to refuse the seating of a delegate from a union who has b convicted of serious wrongdoi which reflects dishonor on the tr union movement; and such deleg after being seated, shall be unsea by such central labor body."

Astor Acquires Two Mor Edward Small Pictures

Edward Small Productions arranged with Astor Pictures Co to release two more Small pictur They are "Trans-Atlantic Mer Go-Round," starring Jack Ben and "The Melody Lingers On," w Josephine Hutchinson. New d was made on the basis of the s cess scored on the first group four Edward Small pictures ha dled by Astor.

Initial group included "Her listed Man," with Barbara St wyck and Robert Young: "Palook with Stuart Erwin and Jimmie D rante, both of which are now pla ing; "I Cover the Waterfront" a "Let 'Em Have It," to be releas Nov. 10 and Nov. 15, respectivel

WEDDING BELLS

Edith Friedman, secretary to L Blumberg, will be married the latt part of December to Maury Hell Philadelphia.

Wilkes-Barre, Pa. — Frank B noski, projectionist, will wed Ire Dolores Horan today in St. Pa trick's Church.

Hazelton, Pa.—Announcement w made of the engagement of Geor Prokopic, manager of the Feel Theater, to Mary S. Castrina.

SAILORS ON LEAVE

WILLIAM LUNDIGAN

SHIRLEY ROSS

CHICK CHANDLER
RUTH DONNELLY
MAE CLARKE
CLIFF NAZARRO
TOM KENNEDY
MARY AINSLEE
BILL SHIRLEY
JANE KEAN

DIRECTED BY
ALBERT S. ROGELL

SCREEN PLAY BY
ART ARTHUR & MALCOLM STUART BOYLAN

ORIGINAL STORY BY
HERBERT DALMAS

A REPUBLIC PICTURE

Buy U. S. Defense Bonds

Exhibs. Arbitrate Without Attorneys

(Continued from Page 1)

Del. The problem was pretty involved, and they couldn't work it out, even with the friendly assistance of the distributor, whose representatives tried to affect a compromise which Mellits said didn't work. So they came up for arbitration.

Each man presented his own case, and neither was represented by counsel. It is the first case to be tried in the Washington area without benefit of counsel.

And to make the case just a bit more interesting, one representative of Loew's testified in favor of Mellits, while another Loew employe testified in favor of Harrington. Phil Bobys, who described himself as a sort of "Good-will ambassador" for Loew's testified for Mellits, appearing under subponea. J. S. Allen of Loew's Washington office appeared against the petition on the grounds it involved run rather than clearance.

Both the Loew's men had tried to work out the problem and they disagreed just as did Mellits and Harrington over the proper solution.

Mellits claims that his theater is not in competition with Harrington's, that Harrington insists on the clearance purely because of prejudice; that the clearance is not benefiting Harrington, but is ruining Mellits' business. He claims that the clearance granted Harrington is driving his, Mellits' customers to the nearby Schine circuit theater in Federalsburg, which gets films much quicker than either of them.

Harrington, on the other hand, claims that he has a much larger operation expense than does Mellits, that he built his theater for a number of years on the idea of drawing from a considerable territory and that he has to continue to do this in order to continue in business.

Mellits claims that Harrington's theater wasn't drawing from his area—that the patrons in that area went to Federalsburg when they wanted to see the picture before it gets old—and that Harrington is being harmed by the circuit theaters in his own less remote area. Harrington concurred in this, but indicated wiping out Mellits' clearance wouldn't help him any.

The arbitrator took the case under advisement.

Charles Bonn Faces Knife

L. A. (Charles) Bonn, film technician for J. E. Brulatour of Fort Lee, N. J., is in the Mount Kisco Hospital where he will undergo an abdominal operation. He will be invalided about six weeks, it is expected.

REVIEWS OF NEW FILMS

"International Lady"

with George Brent, Ilona Massey,
Basil Rathbone

UA 102 Mins.

SPY MELODRAMA WITH WAR BACKGROUND IS SOLID ENTERTAINMENT AND SHOULD PILE UP IMPRESSIVE GROSSES.

Edward Small's latest production is the type that will please audiences because of its surefire ingredients that spin melodrama on its merry way. Against the background of the war is placed the intrigues of a group of Nazi saboteurs.

While the tale is a fanciful one, it projects the blonde beauty of Ilona Massey as the key figure in a spy web of international dimensions. With George Brent, as the American agent, and Basil Rathbone, as the debonair sleuth from Scotland Yard, forming the triangle in their search for the spies, romance is nicely blended with action.

Chief complaint against Tim Whelan's direction is the obvious manner in which most situations are handled. The melodrama and action are present but they scarcely send off sparks of nerve-tingling suspense. Picture, however, is carried to logical conclusion.

Performances by the principals are uniformly well-handled. Tale has Brent and Rathbone crossing paths in London on the track of Miss Massey. Brent figures with the girl in America he has better chance of getting to the heads of the spy ring.

Rathbone follows the pair to the United States and joins Brent on the case. Scene shifts to home of wealthy candy manufacturer whose Long Island estate is the headquarters for the spies. Miss Massey, who is also a concert star, appears on a radio program and the songs she sings contain the coded messages which the other Nazi spies pick up. After a great deal of difficulty, the musical code is decoded which helps Brent and Rathbone break up the gang of saboteurs. Miss Massey saves Brent from getting killed and in their case is the inevitable conclusion.

Sound supporting roles as the menaces are turned in by Gene Lockhart, George Zucco and Martin Kosleck.

CAST: George Brent, Ilona Massey, Basil Rathbone, Gene Lockhart, George Zucco, Francis Pierlot, Martin Kosleck, Charles D. Brown, Marjorie Gateson, Leland Hodgson, Clayton Moore, Gordon DeMain, Frederic Worlock.

CREDITS: Producer, Edward Small; Director, Tim Whelan; Associate Producer, Stanley Logan; Cameraman, Hal Mohr; Screenplay, Howard Estabrook; Original, E. Lloyd Sheldon and Jack DeWitt; Film Editor, Grant Whytock; Musical Director, Lud Gluskin.

DIRECTION, Good. PHOTOGRAPHY, Very Good.

"Gunman From Bodie"

with Buck Jones, Tim McCoy,
Raymond Hatton

Monogram 62 Mins.

(HOLLYWOOD PREVIEW)

FINE WESTERN FARE, WELL CAST AND PRODUCED, ASSURES DEFINITE BOX-OFFICE APPEAL.

Right in the "groove" is this second "Rough Riders" picture featuring Buck Jones, Tim McCoy and Raymond Hatton, each of whom contributes in his own right to box-office appeal and assures this well-produced, well-directed and excellently photographed film beyond average reception from fans.

The fine work of Buck Jones, Tim McCoy and Raymond Hatton, ably aided by newcomer, Christine MacIntyre, who scores solidly in her love-interest sequences with capable David O'Brien, collectively add a solidity to the film that takes it out of the class of the average western.

Coupled with the fine direction of Spencer Bennett, from the original screenplay by Jess Bowers, exceptional photography by Harry Neumann, a good musical score provided by Edward Kay, good support from the cast, all sum up to the credit of Producer Scott R. Dunlap.

Called to duty again, the "Rough Riders" face the task of uncovering a gang of murderous rustlers, working under the protection of scheming political bosses and the sheriff who are trying to buy up the ranch lands. After many fine cattle rustling scenes, gun- and fist-fights, the shooting of O'Brien, which is laid at Jones' feet, the denouement takes place satisfactorily.

CAST: Buck Jones, Tim McCoy, Raymond Hatton, Christine MacIntyre, David O'Brien, Robert Frazer, Charles King, Lynton Brent, Max Waizman, Gene Alsace, John Merton, Frank LeRue, Jerry Sheldon, Jack King, Earl Douglas, Warren Jackson, Billy Carr, Frederick Gee and Silver.

CREDITS: Producer, Scott R. Dunlap; Director, Spencer Bennett; Cameraman, Harry Neumann; Production Manager, G. J. Bigelow; Sound, Glen Glenn; Editor, Carl Pierson; Musical Director, Edward Kay.

DIRECTION, Fine. PHOTOGRAPHY, Exceptional.

American, Canton, N. Y., Re-files Appeal Brief

(Continued from Page 1)

over the American. The American was given 10 days to file a corrected brief and substitute the proper name of the American's owner, St. Lawrence Investors, Inc. Case will again be reviewed by the appeals board on its merits.

Buys Peninsula Studios

San Francisco—Lester Park, commercial film producer, has bought the old Peninsula Studios in San Mateo for $66,000, and plans to modernize the plant and go after business and Government film orders on major scale. At one time or another several million dollars was poured into production at the plant.

The Lambs Elect Today

Annual election of The Lambs takes place today. Fred Waring, Shepherd, and the rest of the officers will probably be re-elected. Officers will be installed at gambol Nov. 9, while the annual Lambs diversion will take place at the Hotel Waldorf-Astoria Dec. 6.

Ray Lang at Oriental

Chicago—Ray Lang will be musical director for the Oriental which starts stage shows Oct. 24.

8 Musical Shorts For NBC Television

(Continued from Page 1)

tists Films, Inc., of Los Angeles. Presenting some of the world's leading instrumental and vocal artists, these reels, made some 1 months ago on 16 mm., have [illegible] boosted to 35 mm. for televising the

Artists in the tele shorts include Jose Iturbi, pianist; Mildred Dilling, harpist; Emanuel Feuermann 'cellist; Igor Gorin, baritone; Vronsky and Babin, duo-pianists; and the Coolidge Quartette, string ensemble.

Acquisition by NBC tele interests is a unique deal in that the move is the first to involve so many films en bloc, and that it offers a parallel 'twixt the current early growth of television and the "youthful" days of sound pix. Warner Bros., when talking pictures were in their early stages, made a similar series of reels, presenting noted stars of the operatic world for audience consumption in pic theaters.

E. A. Hungerford, Jr., of NBC, expressed the belief that WNBT would televise eight pictures as special interludes on forthcoming programs to give balance and variety to them.

West Coast sources reported last night that when the shorts were originallv made in 1940, the participating artists objected to their release in film houses on the ground that their screen appearance might interfere with their "flesh" draw on concert tours, but have no objection to the television medium.

Launch Musical Comedy Tele Series on Friday

Patricia Ellis will play the lead in a new series of comedies with music for television, the first episode of which will be on the air over NBC's Station WNBT at 8:30 p.m. Friday.

Under the general title of "Soldier Town," half-hour musicals will follow the fortunes of a group of small town people whose lives are disrupted by the sudden influx of thousands of soldiers and factory defense workers. Scripts will be written by Paul R. Milton, writer for radio and screen. Original music will be composed by Eddie Pola, each episode using three numbers. In addition to Miss Ellis, the cast for the first performance will include Howard Brooks, Tom Hoier, Patricia Bright and Perry Martin, but only Miss Ellis, Tom Hoier and Perry Martin will appear in each performance of the serial.

Russell Egry Fights Flu

Pittsburgh, Pa.—Russell Egry of the Altec Service Corp., has been confined to his home with intestinal flu.

Mayer and Bernstein Testify for Gov't

(*Continued from Page* 1)

estified that in June or July, 1937, he received a call from Nicholas M. Schenck, Loew's president, instruct[illegible] him to set up a sub-agency for [illegible] purchase of raw film from the duPont company. Prior to 1937, Mayer explained, M-G-M purchased all its film from Eastman Kodak, although duPont's local agents, Smith and Aller, had offered a 7 per cent commission to any agent nominated by Mayer who could sell their product to M-G-M.

Had No Knowledge of Deal

Mayer stated during his testimony that he did not hesitate to take instructions from Schenck whom he termed his "superior." When he asked Schenck the reason for appointing Bioff's friend as sub-agent Schenck said "because Bioff can give us plenty of trouble. Please let's not argue the matter, or discuss it, but just do it." Mayer said it was not for him to ask further and that he had no knowledge of the deal with Bioff and Browne until an indictment was actually handed down by a Federal Grand Jury.

Mayer's story was backed by that of his assistant, Nicholas Nayfack, who told of a conversation which he had with Bioff regarding a change of sub-agents when the defendant stated that he "had a great difficulty with his brother-in-law and didn't want him to know too much of his business." It was at this time Nayfack said that Norman Nelson, Bioff's brother-in-law, was dropped from the agency and Harry Beatty substituted for him.

Mayer was further corroborated by John Westley Smith, of the Smith & Aller agency, who told of Nelson's appointment on the request of Mayer. Nelson's sole function was to collect a check once a week from the agency. Smith disclosed that Nelson had collected $77,448 while Beatty received $159,029.

Smith indignantly denied suggestions of defense attorneys that his original offer to Metro carried with it a rebate to that company or an understanding that Loew's executives would obtain personal profit.

Bioff's Kin on Stand

As the last witness for the day, the Government called upon Norman Nelson, Bioff's brother-in-law to carry further the story told by the other witnesses. In a voice scarcely audible to the courtroom, and obviously ill at ease, Nelson recalled how Bioff summoned him to California in 1937.

"Bioff said to me that M-G-M owed him some money and owing to his position he couldn't collect it personally. It was therefore up to me," Nelson said.

After his appointment, Nelson said he deposited the checks from the agency in his own personal account. He was allowed a weekly salary of $125, with the understanding that the balance was to be paid to Bioff, Nelson related.

On many occasions Bioff examined the bank book and on one occasion Browne was present when this was done, the witness declared. Both the bank book and a personal record by Nelson, which disclosed total payments of $55,820 to Bioff, were introduced into the evidence.

David Bernstein, Loew's treasurer, on cross-examination early in the day, insisted that the padding of his and other executives' expense vouchers was legitimate and not an undercover operation. The witness faced sharp questioning from both Henry A. Uterhart, Bioff's counsel, and Martin Conboy, attorney for Browne, on the uses the ready cash was put to, which Bernstein had admitted he had stored in his personal vault. At one time in 1936, this amount was as high as $200,000, he said.

Tells of $25,000 Advance

Although the money was used mainly for private purposes, Bernstein conceded on occasion it had been devoted to emergency requirements of Loew's. His statement that in October 1937, he had advanced $25,000 to Charles Moskowitz in order to make a payment to Browne caused a furore among the defense attorneys who insisted the testimony be stricken out. He was allowed to say that he had given the money to Moskowitz but was barred from explaining the reason why Moskowitz was handed such a sum.

None of the executives, whose vouchers had been used as a means of repaying Bernstein, had demanded the purpose for the increased vouchers. Bernstein said.

"I told them it was necessary to get the amount for purposes which I was not in a position to explain and that was sufficient for them," the witness stated firmly.

Court continues today with further testimony by Nelson. Judge Knox has announced that no trial session will be held tomorrow.

Today's Short Story

Richmond—Local theaters do not have double features, but here is what was on the marquees of two adjoining theaters, the Colonial and State:

"Hold Back the Dawn"
"Unfinished Business"

"Never Get Rich" Follows "All That Money" in N. H.

Columbia's musical, "You'll Never Get Rich," co-starring Fred Astaire and Rita Hayworth, will open at Radio City Music Hall, following "All That Money Can Buy."

Testing Single Features

Willemete, Ill.—Teatro del Lago theater, under Sam Myers' direction, is trying out single features.

UA Buys Out Wanger And Will Produce

(*Continued from Page* 1)

abroad. There was no indication of his future releasing arrangements, although it was learned they will not be handled by UA.

First Production Move by UA

United Artists' production move will be the first in the history of the company. The new company will be known as United Artists Productions, Inc., which will produce for release through the UA distributing organization. The UA board will decide on product to be made by the production company. Important stars and directors will work under this new banner.

Plans for the production venture are still in a formative stage, Alexander Korda indicated last night prior to his departure for the Coast. Task of planning a program of pictures, selecting a production head and organizing the new studio company are details yet to be encountered by the owner-members of the company. Selection of a production head, however, will be made when company owners return to Hollywood after current meetings in New York.

Means to Acquire Stories

According to the announcement, United Artists will utilize the new production organization as the means to encourage worthwhile producers, but it is further understood that the company will use the new setup to acquire important story properties which, under the former system, often were lost because of the inability to include them in the producers' programs.

There have been not a few instances, it was said yesterday, in which other producing companies snapped up valuable story properties in which UA execs. were interested while UA producers were being canvassed as to whether the stories appealed to them. Similarly, it was said UA had missed out when approached by directors who desired to make specific stories to which they held rights.

Korda Will Return in 10 Days

The new UA production setup, enabling quick action, will make such occurrences virtually impossible in the future.

Korda plans to return to New York in about 10 days. He will supervise the completion of "The Jungle Book" during his current Hollywood stay. Korda's departure, and the presence of Charlie Chaplin on the Coast, indicates the UA presidency will not be filled for at least a fortnight.

Artkino Gets First Five Soviet Pix Since June 22

(*Continued from Page* 1)

Friends," "Tank Drivers and Horsemen," a musical, "Film Concert," and "Yacob Sverdlov," a biography of the first president of the U.S.S.R.

BOOK REVIEWS

THE WRITERS' RADIO THEATER 1940-1941—*N. S. Weiser. Outstanding Plays of the Year. Harper & Bros. publ.*

In this 213 page book there is contained an eight-page discussion by the author-editor of the new Art form—Radio Drama. Chiefly, this little volume presents the 10 radio dramas selected from thousands of radio scripts as representative of the best that radio has achieved so far in this field. It points to the possibilities for further developing the radio drama now being exploited in hundreds of schools and colleges throughout the country and to the co-operation of the broadcasting industry along these lines. With radio and films facing an inevitable "merger" in television, the volume must interest Hollywood not a little. A very useful glossary at the end of the book for the student and reader together with an "Honor Roll" of 17 titles of excellent plays which make fine radio theater round out this first presentation of its kind to Radio and those who contribute to its growth.

In anv discussion of radio drama, as in this, mention must be made of the genius of Arch Oboler, Norman Corwin and others, some recruits from films, because of whom the broadcasting industry has assumed a new stature. Additionally, credit for improvisations of every description in radio is given to the "Columbia Workshop" as an experimental effort and to NBC's "Everyman's Theater."

Along educational paths to perfection in radio are also mentioned the "American School of the Air," "Adventures in Science," "Adventures in Reading," "Nation's School of the Air" and "Americans at Work," the latter two being MBS. This volume should and will find a deserved place in writers, directors and producers' libraries.—A. D.

To Iron Out Details Of Service Show Plan

(*Continued from Page* 1)

flesh entertainment units for service men in camps.

According to Eddie Dowling, the objective is to have some 16 entertainment units routed to camps by Nov. 15, and more than 30 by the advent of 1942.

Attending the meeting were Brig. Gen. Frederick Osborn; Lawrence Beilenson, of the Screen Actors Guild; Alfred Harding, Actors Equity; George Heller, American Federation of Radio Artists; Eddie Dowling, and many others prominent in the amusement field.

WB In Circuit Deals

Chicago—The Kerosotes circuit at Springfield and the Hainline circuit at Macomb have signed for Warners' 1941-42 product.

Gov't Files Brief In Crescent Suit

(Continued from Page 1)

cent Amusement Co., its affiliated exhibitors, and the distributors, Universal Pictures and United Artists. Coming in too late to report yesterday were briefs from attorneys representing United Artists, Universal, and the two distributors, Universal Film Exchange and Columbia Pictures Corp., already dismissed as defendants. The Government's "findings of facts" according to Assistant District Attorney O. W. Hughes, will be filed "in a few days." Crescent Amusement Company's "findings of facts" had not reached the clerk's office at closing time.

Government's Charges

The "plaintiff's brief," which was signed by Thurman W. Arnold, Robert L. Wright and four other members of the Department of Justice legal staff, sets out its charges against the defendants in the case as follows:

"That competition was eliminated by organization of defendant exhibitors and division of territory between them.

"That defendant exhibitors have eliminated competition in areas occupied by them and their affiliates by securing non-competitive agreements in acquisition of theaters.

"That in licensing films the defendant exhibitors have combined the theaters respectively operated by them.

"That the defendant exhibitors compelled the major distributors (elsewhere identified as the largest distributors of films) to discriminate against competing independent theaters by exercising their circuit buying power."

Government Arguments

The brief presents the arguments as follows:

"(A) That defendant exhibitors as well as distributors, are engaged in interstate commerce.

"(B) That defendant exhibitors exercised their circuit buying power in a manner that violates the Sherman Anti-Trust Act.

"C That United Artists, as distributors, combined with defendant exhibitors in a manner that violates the Sherman Anti-Trust Act.

"(D) That Universal Pictures Corporation, as distributors, violated the Sherman Anti-Trust Act by combining with Crescent Amusement Co. and Rockwood Amusement to prevent John D. Henry, Union City, from competing with Crescent Amusement Co. at Union City.

"(E) That exhibitor defendants have violated the Sherman Anti-Trust Act by creating restraining conditions through franchises with Paramount Pictures Corp., Warner Bros., and Fox Film Corporation."

Relief Asked For

Relief asked by the Department of Justice, as set out in the brief, is as follows:

"(1) Invalidation of the existing franchises between distributors and defendant exhibitors.

"(2) Invalidation of existing agreements not to compete in any situation and prevention of any future non-competitive agreements.

"3) An injunction to prevent exhibitor defendants from conditional licensing of films in any theater situation outside of Nashville where independent competition now exists or later occurs.

"(4) An injunction which will prevent each of the exhibitors from acquiring a financial interest in additional theaters outside of Nashville except after an affirmative showing by them that the effect of such acquisition will not be to restrain competition unreasonably."

The brief, in an analysis of the charges against the defendants by situations, lists the instances of alleged film licensing discriminations which were followed by the acquisition of the independent theaters discriminated against, the situations where defendant exhibitors opened new theaters against established exhibitors, and four situations where independent exhibitors opened new theaters against established defendant exhibitors.

Attorneys' arguments in the suit are scheduled to be heard by Judge Elmer D. Davies on Monday, Dec. 1.

Super-Salesmanship

Detroit—Eddie Murphy, Price Premium representative, used some super-salesmanship the other day. He sold the Constance Bennett Cosmetics deal to the Granada and Belle Theaters. Payoff is that the two houses are operated by Arthur C. Robinson, who, besides the two houses, has the oldest-established premium business in town as well.

Steel for Uncompleted Houses

SPAB Alert to "Boom" Town Theater Needs

(Continued from Page 1)

ater construction in war material "boom" towns, where the entertainment facilities are not now adequate.

The Government doesn't propose to have a lot of steel girders of well-advanced but unfinished projects sticking up throughout the country, and in the case of movie theaters that are actually well advanced expects to approve materials necessary for completion, one board official said. However, it was added, in such cases, contractors will be urged to conserve steel in every possible way.

Would Avoid "Undue Hardships"

"SPAB doesn't intend to inflict any undue hardship on anyone," it was stated, "but we must conserve essential materials in every way possible."

Board officials told THE FILM DAILY they recognize the important part which movies play in maintaining the public morale and added that in areas where it is clearly demonstrated there is a need for additional movie theaters, the applications will be given "sympathetic" consideration.

This situation is certain to arise in some towns which have boomed far beyond their normal proportions because of defense industries or Army camps. In these cases, the contractors will be urged to use just as little steel and other essential materials as possible.

Board officials said they do not expect to make any blanket ruling with regards to the film industry but to study each case that is brought to their attention on its individual merits.

No Desire to Curtail Films

So far as the production end is concerned, officials emphasized they certainly have no desire to curtail the production of films, that the studios will be urged to conserve as much as possible, but that wherever priorities are essential they likely will be granted.

For a time there might be some temporary delay in obtaining materials until the agency has dug out of the flood of priority requests that is even now pouring in, but officials will make a determined effort to judge every case presented just as quickly as possible, it was said.

Argentine Pact Grants U. S. Film Concessions

Washington Bureau of THE FILM DAILY

Washington — Additional concessions for U. S. films are provided in the new reciprocal trade agreement with Argentina. Under the agreement, the duty on motion picture positives is bound at its present level, and the rate on negatives is reduced by one-third in stage 2. The duty on raw stock is reduced by one-third, effective immediately.

U. S. exports of all three kinds of films totaled $421,000 in 1940. In 1939, the U. S. supplied 90 per cent of all motion picture film imported into Argentina.

RKO Radio Board In Special Meeting

(Continued from Page 1)

when the directorate of United Frui Co. met in Boston.

How many of the RKO director would be on hand could not be determined last night, as it is k[illegible] that several, including Prexy Ge[illegible] J. Schaefer, are or have been out o town this week. Schaefer, it i understood, was en route back to th RKO Radio studios on th Coast from Mexico yesterday an might not be able to attend.

Paramount to Produce 24-Reel Training Film

West Coast Bureau of THE FILM DAIL

Hollywood — Darryl F. Zanuck chairman of the Research Counci of the Academy of Motion Pictur Arts and Sciences announces th start of another War Departmen training film to be made for th Research Council by Paramount.

Film, entitled "The Motor Vehicle Driver" has the most extensive production schedule undertake to date, with 49 shooting day scheduled at the Paramount Ranc in San Fernando Valley and wil comprise, when finished, six "chapters" each of approximately fou reels in length.

Film, made for the Researc Council by Paramount, is being directed by B. F. McEveety, assiste by Harry Caplan, with Charle Schoenbaum as director of photography, William Flannery, art director, and Chandler House, fil editor.

Troops and equipment have bee sent to Hollywood from Fort Or to work under the direction of Maj Charles S. Stodter, War Department Liaison Officer, assisted b Maj. Frank Hierholzer, Army Motor Vehicle expert in Hollywood o temporary duty from his station a Fort Sill, Okla.

RKO RADIO PICTURES, Inc.,
TRADE SHOWING
NEW YORK, N. Y.
Thursday, Oct. 23, at 11:00 A.M. and 2:30 P.M.
"WEEK-END FOR THREE"
RKO PROJECTION ROOM
630 NINTH AVE., NEW YORK, N. Y.

FILE COPY
DO NOT REMOVE

THE Film DAILY

ntimate in Character
nternational in Scope
ndependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

. 80, NO. 77 NEW YORK, FRIDAY, OCTOBER 17, 1941 TEN CENTS

ʟaGUARDIA FLAYS PROBE, LAUDS INDUSTRY

Testifies 20th Cent.-Fox Paid $90,000 to Bioff

ιcted on Kent's Instruc-ons, W. C. Michel Swears; rial to Resume on Monday

Twentieth Century-Fox raised $90,-0 as its share of the industry ibute exacted by Willie Bioff and eorge E. Browne over the years of 36 to 1940, William C. Michel, ex-utive vice-president, testified in e Federal Court yesterday. Michel eclared on the witness stand that had acted under instructions from dney R. Kent, president.

Defense counsels drastically cut ort their cross-examination as a ring of witnesses briefly testified

(Continued on Page 7)

PC Employes Given 0% Salary Advances

Toronto—Famous Players Canadi- Corp. yesterday granted salary creases of approximately 10 per nt to all employes except theater anagers. Move followed the adop-on of group insurance plan. Thea-r managers will continue to come ıder the group insurance and the ıota bonus system based on the ear's receipts of their theaters.

Iichigan First to Start ıstitutional Pub. Drive

Detroit—A meeting was held yes-rday on the proposed institutional ıblicity program for the industry lvocated by Earl J. Hudson, UDT esident. Others present were: C. Beatty, Butterfield Circuit pres-ent; Ray Branch, Michigan Allied

(Continued on Page 4)

Bernhard-UA Reports Like Twain's 'Death'

Like Mark Twain's reaction to the report of his death, those persistent rumors which have identified Joseph Bernhard, Warner theater chief, as the next president of United Artists are "greatly exaggerated." That's the way Bernhard dismissed them for the record yesterday.

Wire-photo of last night's world premiere of Walter Wanger's "Sundown" at the Four Star Theater, Los Angeles, when stars, industry leaders and press unanimously acclaimed one of the greatest adventure romances the screen has ever known. "Sundown" is released thru United Artists.—Advt.

"Anti-5" Tangle Keeps Minn. Theater Closed

Minneapolis—First theater in the State to be affected by lack of product due to failure of the five majors to sell in Minnesota under the anti-block-of-five law is Everett Dilley's second house at Northfield.

Dilley usually closes this house in the Spring but reopens it in the

(Continued on Page 8)

Distribs. File "Findings" In Crescent Trust Suit

By P. R. RUSSELL
FILM DAILY Staff Correspondent

Nashville — That the so-called "first-run" on motion pictures is their chief source of revenue and that they are entitled to protect that source of income by contract

(Continued on Page 6)

Allied Paragraph 3 Doomed?

Directors Expected to Drop or Modify It

Elimination of the third paragraph in Allied's unity resolution looms as a strong possibility when the national directors convene in Pittsburgh on Wednesday. It is believed by reliable sources that the paragraph calling for an all-industry organization

(Continued on Page 7)

Strike's End Clears Way For Allied Board Meet

Settlement of the hotel employes' strike in Pittsburgh has paved the way for the holding of Allied's board

(Continued on Page 6)

Inquiry Attempts Censorship by Intimidation, Says Mayor in Ampa Address

By GEORGE H. MORRIS
FILM DAILY Staff Writer

A blistering frontal attack upon the Senate Interstate Commerce sub-committee's investigation of the film industry on the allegation that films are media of propaganda was made yesterday by New York's Mayor Fiorello H. LaGuardia, addressing Ampa's lunch-

(Continued on Page 8)

Inquiry to Resume, Run a Week—Clark

The Senate Interstate Commerce sub-committee expects to terminate its industry inquiry with one more

(Continued on Page 3)

"Sundown" Brilliant Spectacle by Wanger

West Coast Bur., THE FILM DAILY

Hollywood—Walter Wanger has in "Sundown," given its world premiere at the Four Star Theater last night, another of those elaborate spectacles which have become something of a trade mark with his productions. This one is set in Kenya, British East Africa, and tells a tale of how England's remote outposts fight in their small way, for British victory. Cast is well-studded with star names, each a specialist in some character, and they all play their parts to the limit.

Gene Tierney, this time a sexy pseudo Arabian princess, is excellent. George Sanders, a British major, is very much the Army man throughout; his work is strong and authentic. Ruth Cabot plays straight and does a fine job. In character roles, Carl Esmond, Marc Lawrence and Joseph Calleia give standout performances.

"Sundown" is nicely directed, beautifully staged and a credit to Henry Hathaway and Producer Wanger. Charles Lang's camera has caught eye-filling exteriors.—WILK.

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FINANCIAL

(*Thursday, Oct. 16*)

NEW YORK STOCK MARKET	High	Low	Close	Net Chg.
Am. Seat.	9⅜	9⅜	9⅜	.....
Col. Picts. vtc. (2½%)	7	6¾	6⅞	+ ¼
Columbia Picts. pfd.	26¾	26¾	26¾	.....
Con. Fm. Ind.	¾	¾	¾	.....
Con. Fm. Ind. pfd.	9¾	9¾	9¾	— ¼
East. Kodak	134¼	132	132	— 3
do pfd.	178	178	178	.....
Gen. Th. Eq.	12¼	12¼	12¼	.....
Loew's, Inc.	37	36¼	36¼	— ½
do pfd.	....	....	....	.....
Para.	13⅞	13½	13⅝	— ⅜
Para. 1st pfd.	103½	103	103	— 2
Para. 2nd pfd.	12¾	12½	12½	— ⅛
Pathe Film	13½	13¼	13⅜	— ⅜
RKO	2⅝	2⅝	2⅝	— ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8¾	8¼	8¼	— ½
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	153	153	153	— 5
Warner Bros.	4⅞	4⅝	4⅝	— ¼
do pfd.	73	71	71	— 4
NEW YORK BOND MARKET				
Lcew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	58	58	58	.....
Para. Picts. cv. 3¼s47	99	98⅞	99	+ ¼
Warner Bros.' dbs. 6s48	96½	96½	96½	.....
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	....	....	....	.....
Technicolor	....	....	....	.....
Universal Corp. vtc.	8¾	8⅝	8⅝	— ⅜
Universal Picts.	25	25	25	— ½

N. Y. OVER-THE-COUNTER SECURITIES	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	66¾	69½
Roxy Thea. Bldg. 4s 1st '57	62	66

Argue Detroit's Lincoln Theater Case on Appeal

Detroit—Lincoln Theater case is being argued before the Federal Circuit Court of Appeals at Cincinnati and decision is expected shortly,

The District Court here held that the London circuit had a five-year "option" on the theater, but the landlord appealed the case.

Victory for the landlord would presumably result in occupation of the theater by Wisper & Wetsman Theaters, which had the lease.

Sees Latin-America Big Market for Soviet Films

Forecast that South America will prove a better market than this country for Russian films was made by Gustavo Machado, Artkino's Latin-American representative with headquarters in Bogota, Colombia, who arrived yesterday by plane.

Machado is here to set up distribution plans with Nicholas Napoli, Artkino head, on current product coming through from Moscow. Company recently received a shipment of five pictures.

Demands for Soviet films in Latin America have been increasing, Machado stated. He reported that the American newsreels which contain clips of the Russo-German war are very popular. Sentiment, Machado said, has shifted strongly toward Soviet Russia. He pointed to countries like Brazil and Ecuador, which have not played Russian pictures for years but are now exhibiting them in the capital cities.

Machado revealed there were 26 films stored in Chile but Moscow liquidated them by taking back all the negatives and now sole prints are the only ones left.

He said the greatest success among the Russian pictures is "Professor Mamlock," which ran for three weeks in Buenos Aires.

New Haven Warner Club Names C. G. Barrett Prexy

New Haven — The Warner Club has elected C. B. Barrett of the theater department president for 1941-42. Others elected to office include Russell Clark, vice-president in charge of entertainment, P. Zimmerman, vice-president in charge of welfare and loans, Jeannette Shields, vice-president, in charge of membership, Sophie M. Gurian, secretary, and James A. Bracken, treasurer. New members of the Board of Governors are Angelo Lombardi and Victoria Cusanelli, Warner exchange bookers.

11 Newark Theaters Ask Assessment Cuts

Newark, N. J.—Petitions for reduction of assessments on 11 Newark theaters are being considered by the Essex County Tax Board and the State Board of Tax Appeals. The Adams Theater has been granted a reduction of $25,600 in its $252,800 assessment. The other cases, mostly involving downtown houses, are still under consideration.

Shea Memorial Mass to be Solemnized on Tuesday

A memorial mass for the late Maurice A. Shea has been arranged for Tuesday morning at 9:30 at the Holy Cross Church on West 42nd St. by the New York office of the Shea circuit. Many prominent persons in the film industry are expected to attend.

Olympic, Cicero, Ill., Asks Clearance Cut

Chicago—Charging unfair clearance over the Olympic Theater, Cicero, Ill., the R-G Theater Corp. yesterday filed a demand for arbitration, naming the five decree-signing companies. Complaint declares that the distributors are giving excessive clearance to the Olympic's competition houses and asks that it be adjusted by arbitration. A. Goldstein signed the complaint for the R-G company.

Chicago — The Oriental Theater arbitration hearing has been postponed again, this time to Oct. 22.

Three Circuits Give $1,000 Each to MP Associates

Announcement of donations of $1,000 each from the Century, Randforce and Skouras circuits highlighted the regular luncheon meeting of the Motion Picture Associates at the Hotel Lincoln yesterday. Plans for the 22nd annual Thanksgiving dinner and dance were also outlined.

Joseph Lee, president, stressed the need for raising funds so that the organization can continue to carry out its charitable work among the industry needy.

Cracks Down on Supplier Of "Outlaw" Aluminum

Washington Bureau of THE FILM DAILY

Washington—Charging violations of priorities regulations, the OPM yesterday cracked down on the Central Pattern and Foundry Co. of Chicago. Windy City company had its supply of aluminum shut off. It was the first action of its kind taken by the OPM.

Manufacturers of coin machines, juke boxes and cameras were said to have received shipments of "outlaw" aluminum from the Chicago company. The OPM indicated no action would be taken against the recipients of the aluminum.

Twin City Variety Club Establishes Blood Bank

Minneapolis — Twin City Variety Club plans to establish a serum bank at Minneapolis General Hospital. The blood bank will be intended chiefly for use in treatment of children's ailments and will be in operation within two weeks, with the total cost to be paid by the club.

Minneapolis Milk Fund, which supplies milk to families unable to secure it otherwise, was the first philanthropic endeavor of Twin City tent. It has sponsored the fund for two years. The club also has installed radios in General Hospital wards and sun lamps for Lymanhurst Children's Hospital and Clinic.

Glatz at Fox-Intermountain

Denver — Melvin Glatz, recently with Midwest Scenic, has been named purchasing agent for Fox Intermountain Theaters.

COMING and GOING

LOUIS B. MAYER and **NICHOLAS NAYFA**
returned to the Coast last night.

ALEXANDER KORDA departed for Hollywo
by plane yesterday.

WALTER WANGER, accompanied by Norm
Reilly Raine, author, leaves for London today
Clipper.

JOHN GRIERSON, of the National Film
has returned to Ottawa after a shor
here.

WALT DISNEY arrives Monday aboard t
Santa Clara from a two-month trip to Sou
America.

IRENE DUNNE arrived yesterday from t
Coast by plane and is stopping at the Waldo
Astoria Hotel with her husband, **DR. FRANC**
J. GRIFFIN.

OLIVER UNGER, sales manager of Hoffbe
Productions, Inc., is upstate on a three-we
sales trip.

Induct Local 109 SOPEG Into CIO Union Tonight

Following traditional hoopla ar
fanfare of a premiere, the Unit
Artists and Office Workers of Ame
ica will officially induct into the CI
union tonight Local 109, Screen Offi
and Professional Employes Guild.

The CIO charter for the local en
bracing the white collar workers
the home offices will be present
at the Fraternal Clubhouse by Lew
Merrill, president of the UOPW.
Other CIO labor leaders will addre
the meeting which begins at 8 p.r

Three members of the SOPEG a
introducing two new union song
one of them, "You for Me, and M
For Union." Entertainment will i
clude songs by the labor troubadour
the Almanac Singers, and skits b
labor dramatic groups.

Ratoff Seeking Rights To "Land Is Bright"

"The Land Is Bright," new pla
written by Edna Ferber and Georg
S. Kaufman, may be brought to th
screen as one of the independe
productions which Gregory Rato
will make for release through RK
Ratoff is now in New York dickerin
for screen rights.

Zifrin Named Aide to Wurtzel

West Coast Bureau of THE FILM DAIL

Hollywood—Lester Zifrin, write
at 20th Century-Fox for the pa
four years, has been made gener
assistant to Executive Producer S
M. Wurtzel.

FOR FASTER, FRIENDLIER SERVICE AT LOWER COST—'PHONE
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

quiry to Resume, un a Week—Clark

(Continued from Page 1)

ek of hearings, it was said in New rk yesterday by Sen. D. Worth rk, D., Idaho, its chairman.

ark said that while he hopes to ume hearings next week, that se may be impossible, but that he latest, hearings would get er way again by Oct. 27.

The chairman indicated that he uld definitely summon Louis de chemont, M of T producer, to tes- y that the inquiry might be round- out on the newsreel end. Others be called will include Will H. ys, MPPDA prexy, and "possibly" urman W. Arnold, Assistant At- ney General and chief of the D of anti-trust division.

Jpon the termination of the hear- s, Clark said he would report to full Interstate Commerce Com- ttee which then would determine ether to call for a full-dress Sen- rial investigation of the indus- .

Clark said that he expected two mbers of the sub-committee, Sen- rs C. Wayland Brocks, Rep., Ill., l Charles W. Tobey, Rep., N. H., o have been away from the capi- for some time, to return next ek.

erald-Trib. Would Have obers View "Target"

Isolationist Senators responsible the Interstate Commerce sub-com- ttee's inquiry into alleged film war opaganda should see "Target for night," British R.A.F. documen- y which Warners is distributing this side, the New York Herald- ibune declared editorially yester- .

Editorial in part follows:

'Here, without embellishment of kum, is full justification for our se-lend program, for our national mmitment to the defeat of Hitler, pressed not in terms of what Hit- 's victims are suffering but, for e first time on the screen, in terms the efficient offensive against him.

'Since this is not the place for a tion-picture review, we shall not patiate on the extraordinary dra- tic quality of the film beyond urg- g that every one who can do so e it (it will be released to public ew tomorrow), and especially the nd-picked members of Senator heeler's sub-committee. No doubt ey will consider it to be powerful opaganda, which it is. But for all propaganda it is a factual pres- tation.

"Will they say, then, that its show- g should be forbidden, that Warner others, its distributors, have no ght thus to incite the belligerency Americans by letting them into e secret of what goes on? Not ely. On the other hand, they might sist that for every picture of a itish air raid on Germany there one of a German air raid on itain. Imagine the public recep- n the latter would get!

"Which suggests that, having seen arget for Tonight,' these Senato- al inquisitors go home and dis- nd."

William Fox to Face Court for Sentence

Philadelphia — William Fox will appear for sentence today before Federal Judge Guy K. Bard here. Fox, who pleaded guilty to an indictment charging conspiracy to obstruct justice and defraud the U. S., faces a possible maximum of two years in prison and a fine of $10,000. True bill charged Fox with conspiring with former U. S. Circuit Judge J. Warren Davis and Morgan S. Kaufman, attorney. Juries twice disagreed after hearing the Government's case against the two and recently the D of J announced their indictments would be nolle prossed.

Consolidated Amusement To Cut Pfd., Double Com.

Honolulu (By Air Mail)—Directors of the Consolidated Amusement Co. have recommended that the stockholders approve the following financial measures:

That the 25,860 oustanding shares of "A" preferred stock, par $20, be retired on Dec. 10, the next dividend date; that an increase be made in the common stock to 300,000 shares, par $10, from the 150,000 shares now issued and outstanding.

Of the 150,000 new shares of common stock, thus provided for, 50,000 shares will be distributed as a stock dividend to holders of record today before the end of 1941 in the ratio of one new share of each three shares then held.

The 50,000 shares of new stock will be offered for subscription at $10 par to stockholders of record today, the proceeds to be used for the redemption of the "A" pfd. stock on Dec. 10.

The remaining 50,000 shares of new common stock is to be held in the treasury for disposition by the directors at such times and in such amounts as the board may elect.

The stockholders are also asked to reduce the amount of the present authorized capital by 517,200, which is the value of the "A" preferred stock at present issued and outstanding.

B & K Tele Demonstrations Seen by 70,000 In Chi.

Chicago — Seventy thousand persons attended the B & K television demonstrations held at the Chicago Theater during the five-week exhibit. It is planned to present the tele shows in other cities.

Curran Takes Music Box

San Francisco — Homer Curran has taken over the Hollywood Music Box for legit, but will occasionally book films of roadshow quality to fill out stage bookings.

Bette Davis Nixes P. A. Bid

Boston—Bette Davis, vacationing at Sugar Hill, N. H., refused an offer of Keith Memorial to make a p.a. here in connection with showing of "Little Foxes."

RAMSEY: A few hours or a few days won't make any difference now. We have food, and . . . you have each other. And so . . . if you don't mind . . . I'll just go my own way.

RAMSEY: I'm saying you as correspondent in my suit for divorce . . . May I wish you both continued unhappiness . . . and may the scandal never die.

LESLIE: I have not been unfaithful . . . in any way.

RAMSEY: Then let's say that you've merely been disloyal.

MERCY ISLAND

Ray *Gloria*
MIDDLETON · DICKSON
OTTO KRUGER
DON DOUGLAS · FORRESTER HARVEY
TERRY KILBURN · WILLIAM MORGAN—Director
Screen play by Malcolm Stuart Boylan
From the novel "Mercy Island" by Theodore Pratt
A REPUBLIC PICTURE
Buy U.S. Defense Bonds

Mich. First to Start Institutional Drive

(*Continued from Page* 1)

president; Carl W. Buermele, Co-operative Theaters general manager; and John R. McPherson, National Screen manager.

The campaign will start with Michigan operating as a unit and as the first state to enter a nation-wide program on Nov. 1. Emphasis is strictly upon screen advertising, with plans generally confined to trailers which are being prepared and distributed at cost by National Screen Service. Number of prints, release schedule, etc., will be decided at a later meeting on Monday.

The plan is for Michigan Allied to take the lead in sponsorship in the state, with some 400 theaters now represented in the plan, which will be made available on the same terms to independents.

The series is likely to run 15 to 20 trailers of testimonials to the value of pictures from prominent persons, and will be spliced by each theater into a most advantageous place in the program. The plan is to run a full week in weekly change houses, and to run on week-end change where split week prevails.

Ties In Spanish Classes With Latin-American Pix

San Francisco—C. A. B. Emanuel, who has been producing and distributing Latin-American pictures, becomes an exhibitor, taking over the Sutter Theater here. House has been renamed Teatro Sutter and will book pictures from all the Latin-American countries. Emanuel says he has product for three months set.

In addition to Spanish-speaking trade, house will make a strong campaign to capitalize on present interest here in learning Spanish. Tie-ups will be made with schools and plans are being made to hold regular class at certain hours in the theater.

OCTOBER 17

Jean Arthur	Roy Stewart
Marian Marsh	Casey Robinson
Marillyn Morgan	David Bennett
Radie Harris	Hapsburg Liebe

OCTOBER 18

Miriam Hopkins	H. J. Yates, Jr.
Guy Wonders	Bob Custer

Lamar Trotti

OCTOBER 19

Roy Del Ruth	Marie Carolan
Helene Turner	Eddie Forman

Ray Coffin

ALONG THE RIALTO

WITH Phil M. Daly

▼ ▼ ▼

● ● ● OCTOBER 16:......A lot of traffic, business and vehicular, will pass on local Film Row ere yesterday's Ampa luncheon meeting will be forgotten......It was that kind of a session......In industry parlance we call it "roadshow stuff," worth the top in admish scales...... The star was two-fisted, dynamic, Fiorello H. LaGuardia, Mayor of New York......The City Council really should change that word "mayor" because the way folks pronounce it, it sounds like docile lady-horse......Fiorello is a strong, swinging-from-the-hoof stallion...... The way he sped to town yesterday in defense of the industry eclipsed the "dash" of Gen. Phil Sheridan's steed, with Tom Mix's erstwhile Tony and our film serial's Silver tossed in for good measure......The more than 250 pic folks who jammed the Hotel Edison's Grand Ball Room came away with the conviction that the Mayor's name shouldn't be "Fiorello" but "Fire-ello"......It was a memorable speech......

▼ ▼ ▼

● ● ● *FEATURED PLAYER:......Strongly supporting Star LaGuardia was pic attorney Louis Nizer who introduced Hizzoner...... This lawyer, who is a law unto himself in the oratorical realm, being the reincarnation of Demosthenes, Daniel Webster and William Jennings Bryan (except that those guys couldn't think as well on their feet), observed that the Mayor and the boys and gals of Ampa were kindred souls in their application of the art of dramatization,—the Ampa-ites specializing in the promotion of pix, and Hizzoner in good government......The luncheoneers were reminded that the Mayor has "fought popular causes before they became popular," which admittedly is almost as tough a job as selling "B's" which haven't a hum in a hive-load......Mister Nizer also reminded that the Mayor had fought the Volstead Act tooth and nail, and, in his drive against the food racketeers, dramatized excessive meat prices by plunking down a coupla lamb chops right on the Congressional table (which accounts for at least one of the legislative recesses of that year)......The Mayor's successful slot-machine crusade was also cited as a drama-laden performance...... Silk-smooth, skilled and smart was the Nizer performance......*

▼ ▼ ▼

● ● ● SUPPORTING CAST:......Notwithstanding a large increment of the industry's despising of duals, Ampa Prexy Vincent Trotta provided a 'double dais," but the balcony section wasn't used......Consequently the big-wigs sat at a single festive board, and they comprised, in addition to the Messrs. LaGuardia, Nizer and Trotta, the following: W. G Van Schmus, Stanton Griffis, Jack Alicoate, John Golden, George Tyson, Austin Keough, Colvin Brown, Leon Bamberger, Francis Harmon, Richard De Rochemont, and, tra-la-la,—Miss Rosemary Le Planche, the Miss America of 1941......The latter had to leave a bit early, thereby breaking up a temporary scene of 14 Men and a Girl......Almost as unbalanced a situation prevailed at the press tables where it was some 20 Men and Two Girls,—the latter being Universal's Marian Orford and Columbia's Hortense Schorr......

▼ ▼ ▼

● ● ● *PROPS:......The Edison's Grand Ball Room was gaily decorated......Back of the dais (not counting the unused one) was a big flag of the City of New York, flanked by Ampa emblems......Above these standards peered a swell picture of Fiorello......The Mayor decorated his address, too, with this clever observation: (speaking of the inception of the current woes of the world) "The cause of them all is what happened nine months before Hitler was born!"......*

« « « » » »

DATE BOOK

Oct. 18: Cinema Lodge banquet and ba Hotel Astor.

Oct. 19-20: ITI of Arkansas convention, Litt Rock.

Oct. 21-22: AMPTO of Western Pennsylvan convention, Hotel Roosevelt, Pittsburgh.

Oct. 24-25: Columbia regional meeting, Francisco.

Oct. 27: Philly Variety Club testimonial James P. Clark.

Oct. 29: N. Y. Picture Pioneers' Fall dinn Toots Shor's.

Oct. 30: Academy elects new officers, Holl wood.

Oct. 31: Variety Club of Texas Annual Hall we'en Party.

Nov. 1: Washington Variety Club British W Relief benefit, Constitution Hall.

Nov. 4-5: Allied of Texas convention, Dall

Nov. 4-5: ITPA of Wisconsin conventio Schroeder Hotel, Milwaukee.

Nov. 9: Lambs installation gambol.

Nov. 12: SWG elects, Hollywood.

Nov. 15: Washington Variety Club banque Willard Hotel.

Nov. 17-18: ATO of Indiana convention, An lers Hotel, Indianapolis.

Nov. 19: MP Associates dinner-dance, Ho Astor.

Nov. 2: Pittsburgh Variety Club annual ba quet, William Penn Hotel.

Nov. 24: Variety Club of Texas Thanksgivi Party.

Nov. 26: "Night of Stars," Madison Squa Garden.

Dec. 6: Lambs diversion, Waldorf-Astoria.

Dec. 7-8: Theater Owners of North and Sou Carolina convention, Charlotte.

Dec. 11: Philadelphia Variety Club banqu Bellevue-Stratford.

Dec. 15: Variety Club of Texas induction 1942 officers.

Dec. 20: Variety Club of Texas Christm Carnival.

Dec. 31: Variety Club of Texas New Yea Eve Celebration.

Jan. 30: Chicago Reel Fellows Club dinn dance, Congress Hotel.

"Deep Harlem's" Two Versions

"Deep Harlem," legit. musical pr duced in New York a few years ag has been purchased for pictures John Doran and Associates fro Joseph Jordan and Homer Tut Musical feature will be produced New York with two casts, one al colored and the other with Spanis speaking actors.

Runs for Sheriff On Bingo Platform

Newark, N. J.—Return of Bingo to Essex County has been adopted as an important plank in his platform by William J. Patterson, Democratic candidate for sheriff. The aspirant claimed a survey shows 70 per cent of the attendance at nearby Union and Hudson County Bingo games comes from this city and its county suburbs. He added that 330 bus loads take Essex players to neighboring counties each week.

The game was banned about a year ago by Prosecutor Wachenfeld.

ittsburgh Banquet alls Film Leaders

Pittsburgh—Variety Club's "Lucky th" anniversary banquet, to be ld in the William Penn Hotel here Sunday night, Nov. 2, has already lled up a ticket sale of more than 0, assuring a sell-out inasmuch as absolute capacity is about 900.

rrangements committee, headed Harry Kalmine, yesterday reported definite acceptances from:

Eddie Alperson, RKO; Carl Buer-ele, Detroit; Jack Beresin, Phila-elphia; Joseph Bernhard, Warner heaters; Mort Blumenstock, War-ers; William Conner, Altec; Sen. ames J. Davis; George Dembrow, ational Screen; N. D. Dipson and R. Osborne, circuit operators; eorge Giroux, Technicolor; Sam alanty and Charles Shulman, Co-mbia; former Gov. Harold Hoff-an of New Jersey; Charles Komer, etroit; Arthur W. Kelly, UA; A. C. nowles, Alexander Films; Charlie oerner, RKO Theaters; O. H. riggs, Leon Fromkess, and Arthur reenblatt, PRC; Abe Lichtman, Vashington; Harry and Densmore oss, Ross Federal; Louis Astor, Co-umbia; Mike Manos; Bob Murphy, uffalo; Frank McCarthy and Dave Miller, Universal; Bill McAvoy, Phil-delphia; Bill Bein and Jack Cohn, National Screen; Bob O'Donnell and aul Short, Dallas; Earle Sweigert, hiladelphia; Jack Schlaifer, Edward Small Prod.; George Skouras, New York; "Chick" Lewis, New York; Alex Schreiber, Detroit; Leonard Schlessinger, Warners Theater; Bill Sussman, Edgar Moss and Paul Terry, 20th-Fox; Mort Van Praag, National Screen; Mike Vogel, MP Herald; A. I. Weiner and Bert Stearn, UA; Eddie Aarons and M. J. Cullen, Loew's.

Other reservations to be confirmed are from Jack L. Warner, H. M. Richey, Al Lichtman, former Gov. Carl Milliken, W. F. Rodgers, Howard Dietz, Si Seadler, Barret McCormick, Fred Meyers and Joseph Vogel.

Practically all of those making banquet reservations have also reserved seats for the U. of P.-Ohio State football game on the preceding Saturday. And as is the usual custom, John H. Harris, National Chief Barker of the clubs, will be the host at a private party for the out-of-town visitors on Saturday night following the game.

Weather permitting, many of the visitors will play golf on Sunday morning or take advantage of the wide assortment of divertisements offered by the committee for both days. Bill McCraw, former attorney-general of Texas and recently the toastmaster for the induction dinner of Tent No. 25 in Los Angeles, is among those scheduled to speak at the banquet, which will be formal and stag.

Cuban Distributor Moves

Havana (By Air Mail) — The Films Art Exchange, distributing company, has moved to Trocadero, 111.

☆ REVIEWS OF THE NEW FILMS ☆

"Hot Spot"

with Betty Grable, Victor Mature, Carole Landis, Laird Cregar

20th-Fox 82 Mins.

TOP-NOTCH MELODRAMA CHUCK FULL OF SUSPENSE; IT'S SOCK ENTERTAINMENT SLATED FOR STRONG GROSSES.

It has been a long time since a melodrama has come this way which packs the suspense that this production does. 20th-Fox has taken the wraps off Director H. Bruce Humberstone and he breezes in with a film audiences will enjoy immensely.

Laird Cregar steals the picture with his performance of the menace, so sinister, it will immediately bring comparisons with Peter Lorre's memorable portrayal in "M." The role of the detective is heavily shaded with psychological overtones and convincingly handled.

Director Humberstone skillfully employs the flash-back technique in the film which deals with the efforts of the police to discover the murderer of a beautiful model. Involved are a promoter, an actor of faded brilliance, and a columnist, who are responsible for taking the murdered girl from her obscure position as a waitress and transferring her into a "glamour girl."

The detective singles out the young promoter as the guilty one despite his protestations of innocence. Picture grabs audience's interest at start, when the sister attempts to furnish the police with clues, describes a fat man who always watched her sister at work in the restaurant. The man, she has described, walks into the room and he is the detective!

The motive later revealed for the detective's unrelenting desire to pin the murder on the promoter is because the detective, although hardly knowing her, loved the murdered girl and held the promoter responsible for losing her when she became a celebrity. But the promoter finds the real murderer. The reason for the detective's action is then revealed.

The suspense is masterfully sustained by Humberstone. Surprise performance is that of Victor Mature, as the promoter, who is brashy to the right degree. There is a slight tendency by Mature to overemote through facial expressions but on the whole he turns in a likable job. Betty Grable is satisfactory as the sister who loves Mature and Carole Landis is effectively attractive as the murdered girl. Alan Mowbray, the actor, and Allyn Joslyn, the columnist, are fine in supporting roles.

Milton Sperling, the producer, and Dwight Taylor, who did the script, based on Steve Fisher's novel, "I Wake Up Screaming," along with Humberstone, share the credit for a worth-while job.

CAST: Betty Grable, Victor Mature, Carole Landis, Laird Cregar, William Gargan, Alan Mowbray, Allyn Joslyn, Elisha Cook, Jr., Chick Chandler, Cyril Ring, Morris Ankrum, Charles Lane, Frank Orth, Gregory Gaye, Mae Beatty.

CREDITS: Producer, Milton Sperling; Director, H. Bruce Humberstone; Screenplay, Dwight Taylor; Original, Steve Fisher; Cameraman, Edward Cronjager; Film Editor, Robert Simpson.

DIRECTION, Splendid. PHOTOGRAPHY, Very Good.

"Moon Over Her Shoulder"

with Lynn Bari, John Sutton, Dan Dailey, Jr.

20th-Fox 68 Mins.

ENTERTAINING DOMESTIC COMEDY ABOUT A PSYCHIATRIST WHO IS TOO BUSY TO SET HIS OWN HOUSE IN ORDER.

Pleasant little comedy which is strong on feminine appeal. Based on the familiar theme of the neglected wife who innocently stumbles on an outside romance, the film proves diverting and entertaining program material.

Principals in the affair are Lynn Bari, the wife, who is developing into a finished light comedy actress, and John Sutton, the doctor, who is always busy giving advice to other women. Dan Dailey, Jr., is the male romantic interest who is responsible for the doctor coming to his senses.

It all begins when hubby advises his wife to take up painting as a hobby so she can keep busy while the children are at camp. While the wife sitting on a bridge observing the view, the young man passes along and grabs her because he thinks she is going to commit suicide. He takes her to his boat where her presence proves a lucky one for a wealthy fisherman, Alan Mowbray.

The wife does not reveal her marital status to the young sailor but accompanies the pair on the fishing trip every day. Idle diversion becomes serious when the young man tells the married woman he is in love with her. Then the young man appeals to the doctor on his radio program, the events pile up to a comic conclusion.

Alfred Werker has directed deftly and the situations are handled nicely for comedy. The principals all turn in good performances. Miss Bari makes an attractive wife while Sutton should register strongly with the women.

CAST: Lynn Bari, John Sutton, Dan Dailey, Jr., Alan Mowbray, Leonard Carey, Irving Bacon, Joyce Compton, Lillian Yarbo, Eula Guy, Shirley Hill, Sylvia Arslan.

CREDITS: Producer, Walter Morosco; Director, Alfred Werker; Screenplay, Walter Bullock; Original, Helen Vreeland Smith and Eve Golden; Cameraman, Lucien Andriot; Film Editor, J. Watson Webb.

DIRECTION, Good. PHOTOGRAPHY, Good.

500 to Attend Ball of Cinema Lodge Tomorrow

More than 500 members and guests including leading executives of the film industry, will attend the second annual banquet and ball of B'nai B'rith Cinema Lodge tomorrow night at the Hotel Astor.

Stellar array of stage, screen and radio talent will highlight the entertainment, with these celebs definitely scheduled to appear: Dinah Shore, Larry Adler, Eddie Duchin, Xavier Cugat and his show consisting of Raul and Eva Reyes, Lina Romay and Miguelito Valdes, also Jay and Lou Seiler, Phil Spitalny and his choir and Vincent Lopez and his orchestra as well as Ralph Rogers and his rhumba artists.

"Jesse James at Bay"

with Roy Rogers, George "Gabby" Hayes, Sally Payne

Republic 56 Mins.

A GOOD WESTERN WHICH PORTRAYS JESSE JAMES AS A SAINTED ROBIN HOOD.

Another chapter in the saga of the famous outlaw of the old West. Republic has solved all sorts of problems by presenting their own version of Jesse James. He is portrayed as a sainted Robin Hood who battles the railroad for his farmer friends.

Roy Rogers makes a personable hero out of the outlaw. The script by James R. Webb takes considerable liberty with the legend and ends up following the studio's formula for batting westerns. With Director Joseph Kane in the batter's box, film scores from a program standpoint.

In this, Rogers plays a dual role which does not place too much strain on his thespic talents. He is Jesse James, the outlaw, called back by the friendly sheriff, well-played by Gabby Hayes, to save the settlers from being swindled out of their land by the railroad. Other character is a local gambler used by the railroad to discredit James. But James wins out and exposes the railroad's nefarious scheme.

CAST: Roy Rogers, George "Gabby" Hayes, Sally Payne, Pierre Watkin, Ivan Miller, Hal Taliaferro, Gale Storm, Roy Barcroft, Jack Kirk.

CREDITS: Associate Producer-Director, Joseph Kane; Cameraman, William Nobles; Screenplay, James R. Webb; Original, Harrison Jacobs; Film Editor, Tony Martinelli.

DIRECTION, Good. PHOTOGRAPHY, Good.

Research Council Names New 16 mm. Committee

West Coast Bureau of THE FILM DAILY

Hollywood—The Research Council of the Academy of Motion Picture Arts and Sciences has appointed a committee on 16 mm. film and equipment.

Committee will co-ordinate the activities of the producing companies in the use of 16 mm. for location and wardrobe tests, and to consider and develop other possibilities for studio use of the medium. The Committee will keep the Research Council informed of current and new uses for 16 mm. and will assist in the formulation of standards for 16 mm. film and equipment, and will handle on behalf of the Council all other matters pertaining to this subject.

C. Roy Hunter is chairman, other members being: John Aalberg, John Arnold, Dan Clark, Lloyd Goldsmith, C. H. Lindblom, C. L. Lootens, Emil Oster, Roy Seawright, Joseph Valentine, and Gordon S. Mitchell, manager of the Research Council.

Set More Mono. Circuit Deals

Recent Monogram circuit deals for the 1941-42 program include the Florida Theaters Circuit of 65 houses, Morse & Rothenberg in New England, Dipson's 26 houses in the Buffalo territory and the R. E. Griffith theaters in New Mexico.

State Film Institute Formed in Argentina

Buenos Aires (By Air Mail)—The former Argentine Film Institute (Instituto Cinematografico Argentino) has been reorganized and rechristened the State Film Institute (Instituto Cinematografico del Estado), with ex-Sen. Mathias G. Sanchez Sorondo, remaining at the helm. Latter is president of the Bank of the Province of B. A.

From its inception, the Argentine Film Institute has been coldly received by the native industry, although it offered cheap credits against the promise to acquiesce to fiscalization of production by the Institute.

The State Film Institute will now become subordinated to the Ministry of Justice and will produce those films which the various Government departments sponsor in one way or another. But it is also expected to "encourage" Agentine production by organizing expositions, and by assisting the industry in solving technical problems.

"Song of Islands" Cast

West Coast Bureau of THE FILM DAILY

Hollywood — Leading players in 20th Century-Fox's "Song of the Islands" are Betty Grable, Victor Mature, Jack Oakie and Thomas Mitchell. Hilo Hattie (Clara Enter) has been engaged for the role of Palola.

Story for Thomas Mitchell

West Coast Bureau of THE FILM DAILY

Hollywood—RKO has bought Mary Roberts Rinehart's "One Hour of Glory" as a vehicle for Thomas Mitchell. Warner Bros. at one time intended to do the story with Mitchell, but later abandoned the idea.

Para. Buys "Lady Bodyguard"

West Coast Bureau of THE FILM DAILY

Hollywood—Paramount has bought "Lady Bodyguard," screen story by Edward Haldeman and signed the author to prepare the scenario. Sol C. Siegel will produce.

Start "China Caravan"

Hollywood — "China Caravan," which goes before the cameras today at Metro will have Barry Nelson and Laraine Day in the leads. George Seitz will direct.

Ah, Loyalty Pays!

Walt Disney's office staff folks in New York are more than super-enthusiastic about their boss's latest production, "Dumbo," wherein a baby circus elephant triumphantly flies at the finale. They're psychic. Yesterday, upon hearing that a nag named "Circus Wings" was running at the Rockingham Park track, the Disneyites put some dough right on the gee-gee's nose. In he came,—and so did a neat profit to the wagerers.

Detroit Operators Waive Wage Increases As Lower-Paid Theater Workers Get Jumps

Detroit—Negotiations for operators' contracts are practically set here, with the union agreeing to ask for no increase, despite higher living costs, as a concession in view of the fact that exhibitors generally have agreed to raise wages for the lowest-paid theater employes—cashiers, ushers, doormen, etc., and janitors, who have just been taken into the IA jurisdiction here. The operators' contract will likely be for only one year, dated back to Sept. 1, instead of for two years as customary in the past.

Distribs.' Crescent 'Findings'

Hold First-Run Chief Source of Revenue

(*Continued from Page* 1)

and by agreements on clearance is the contention of film distributor defendants who late Wednesday filed "findings of fact and conclusions of law" in the anti-trust suit of the U. S. Government versus Crescent Amusement Co. and others.

The "findings of fact" of both the plaintiff and of the defendant exhibitors, although due Wednesday, were not filed yesterday. Assistant District Attorney O. W. Hughes stated that the Government's document would be filed "in the next two or three days." For Crescent, Chief Counsel George H. Armistead, Jr., admitted that he was exercising the privilege of withholding his "findings of fact" until the Government had come in.

Nu-Strand Corp. Dismissed

An official order by Judge Elmer D. Davies was filed yesterday officially dismissing as an exhibitor the Nu-Strand Corp. motion for which was entered at the close of plaintiff's testimony. This corporation is headed by J. L. Haynes, of Dyersburg, and operates a small group of theaters in West Tennessee, Arkansas and Mississippi. Application for the motion to dismiss was based on the admitted fact that plaintiff's testimony did not in any way involve this defendant.

"Finding of fact and conclusions of law" were filed late Wednesday, for United Artists Corp., Universal Pictures Co., Inc., and for Universal Film Exchanges, Inc., and Columbia Pictures Corp., both of which Judge Davies announced on August 29 he would dismiss as defendants on action not yet entered on the official records of the district court.

"Findings" Similar in Outline

The "findings" submitted by all of these distributor defendants are very similar in outline, defining in detail such terms as "first-run," "second-run," "clearance." etc. The making of contracts and franchises for a season or seasons for a distributor's product is defended with the assertion that "the first-run on films is the chief source of income" and that "in any competitive area the distributor endeavors to select such a customer as ultimately will yield the greatest income, having due regard for its past business relations with the customer, his financial responsibility, skill and character of management of the theater and the size, location and character of the theater itself."

Stating that 75 per cent of the film product bought in the Crescent territory is sold by the eight major distributors, the documents continues to explain in detail the procedure of receiving and considering applications for film bookings, stating that such applications may be rejected by a film exchange or district manager but that the ultimate acceptance rests with the general office.

Franchises Defended

In defense of contracts and franchises with Crescent and affiliates the defendant distributors say: "It eliminates the necessity of incurring expenses connected with the canvassing and solicitation of many small situations where the type of picture distributed may not have a great audience appeal, where the exhibitor will not exhibit such pictures on a percentage basis on Saturday and Sunday, as the distributor demands, and where the flat rentals procured might not warrant the time, energy, and effort involved in such solicitations."

As to any violation of the Sherman Anti-Trust law, the defendant distributors say: "Such contracts have not in the past suppressed or restrained interstate commerce or created a monopoly in the exhibition of motion pictures in the territory covered by the bills."

Cornelius, McKinney & Gilbert are the local legal representatives of the four distributor defendants and the "findings of fact" were filed by them.

Deanna Durbin Suspended

West Coast Bureau of THE FILM DAILY

Hollywood—Universal yesterday suspended Deanna Durbin from the payroll for refusing to appear in "They Lived Alone" unless concessions were made to her on cast and story. Universal rejected her demands. Salary, it was indicated, did not enter into the dispute.

Charles Furnas, Exhib., Dies

Dayton, O.—Charles Furnas, 61, former West Milton exhibitor, died at the National Military Home here. Furnas was an assistant to the Wright Brothers in their aviation experiments at Kitty Hawk, N. C. and is believed to have been the first passenger ever taken aloft in a plane.

After Strike's End Allied Board Meets

(*Continued from Page* 1)

of directors' meeting at the Hotel Roosevelt next Wednesday. Session was threatened by the prolonging of the walkout. Board meeting will precede the Western Pennsylva[illegible] unit's annual conclave Wednes[illegible] and Thursday.

Every Allied unit has voted on the unity resolution proposed by the national board and all have approved it in part or in its entirety with the exception of Allied Theaters of Connecticut. Next step toward putting the plan into operation will be decided by the board.

New Jersey Allied yesterday reported that four of its members would attend the Pittsburgh sessions. They are Harry Lowenstein, Lee Newbury, Dave Snaper and E. Thornton Kelly.

The New Jersey unit will hold a round table discussion on film buying at its New York headquarters on Monday.

Ordynski Back on Coast

West Coast Bureau of THE FILM DAILY

Hollywood—Richard Ordynski has returned to Hollywood after an absence of 20 years to become technical adviser to Ernst Lubitsch on the Polish sequences in "To Be Or Not To Be," the Carole Lombard-Jack Benny co-starring film.

Pascal Engages Stewart

West Coast Bureau of THE FILM DAILY

Hollywood—Gabriel Pascal has engaged Donald Ogden Stewart to prepare the script of "Arms and the Man" from George Bernard Shaw's play. This will be Pascal's first production for RKO release.

RED CROSS ROLL CALL—NOV. 11-30

Says 20th-Fox Paid $90,000 to Bioff

(*Continued from Page* 1)

in various phases of the Government's case, with the emphasis on 20th-Fox's relations with the defendants. No witness was questioned by the defense attorneys for more than a few minutes.

Government Witnesses

Witnesses produced by the Government to bolster the prosecution's case were, in addition to Michel, Hugh J. Strong, confidential aide to Kent; Dr. Harry Gold, Kent's personal physician; Dr. W. Drew Chipman; Frank C. Olson, secretary of the Chicago Theatrical Protective Union, Local 2, IATSE; Florence Rose, bookkeeper employed by the IATSE; William McDermott and Albert Podenhauer, auditors of the Waldorf-Astoria and Warwick Hotels; and Maj. Albert Warner, vice-president and treasurer of Warner Bros.

Kent, a key witness for the prosecution, will not testify because of illness, U. S. Attorney Mathias F. Correa announced in court. Dr. Gold supplemented Correa's announcement.

Strong related how he accompanied Kent to the Warwick Hotel in the Spring of 1937 as a bodyguard when the latter brought a package of money to Bioff. After telephoning from the lobby, Kent turned the package over to a bellboy apparently sent by Bioff to pick it up.

Kent's aide told of another visit to Bioff in September, 1937, when he alone personally delivered an envelope of $100 bills to the defendant at the Hotel Astor. The witness said, "I called the room number and asked for Willie Bioff. Willie told me to come up to his room. I handed the envelope to him and when he opened it and saw that everything was all right, I left."

How Payments Were Made

Through the device similarly used by David Bernstein, treasurer of Loew's, of putting through expense vouchers, Michel told how he raised the necessary funds to pay the defendants. These vouchers totaled $93,392 over a period of four years, he added. The witness informed the Court that Kent made it a practice of keeping between $50,000 and $75,000 in cash in his vault located in his private office.

Harry W. Beatty, successor to Norman Nelson, as sub-agent of Smith and Aller, has been a member of Local 2, of the Chicago Theatrical Protective Union since 1902 and Browne since 1915, Olson stated on the stand. Beatty acted as a representative of the IA from August, 1936, to February, 1939, the date of his appointment as sub-agent, Miss Rose stated.

Hotel Auditors on Stand

The two hotel auditors testified as to dates that Bioff, Browne and Beatty checked into the respective hotels. The Government's purpose as explained by Correa was to corroborate testimony of witnesses who claimed to have visited the defendants.

Norman Nelson wound up his testimony early in the day by relating how Bioff, his brother-in-law, told him that he was "through" in 1939 and ordered him to stay away. Nelson also said that Bioff gave his mother-in-law $20,000 to pay for the defendant's home.

Major Warner had hardly identified himself and explained his duties when Judge Knox adjourned court until Monday morning.

WEDDING BELLS

St. Paul—George A. LaVictoire, business agent of the St. Paul operators' union, was married to Gertrude Keller. At the anniversary meeting of the local this week, operators presented LaVictoire and his bride with a chest of silver.

Allied Paragraph 3 Doomed?

Directors Expected to Drop or Modify It

(*Continued from Page* 1)

either will be abandoned or modified to limit Allied participation.

It is reported that the plan for Allied to enter an all-industry organization grew out of the recommendations from Al Steffes who favored an "all-out" unity drive.

Yamins Still Dubious

Correspondence between Nathan Yamins, who attacked the resolution at the Philadelphia national convention, and Abram F. Myers, general counsel, reveals that (a) Yamins still believes that the resolution was ill-advised and (b) Myers contends that the calling of a special board meeting at the close of the convention (a procedure branded by Yamins as illegal) was justifiable.

(Full text of the correspondence between the two Allied leaders, made available to Mo Wax, will appear in tomorrow's Film Bulletin.)

In a letter to Myers, Yamins declared that he did not intend to question the integrity or good faith of Myers or Allied leaders when he attacked the unity plan on the convention floor.

"I tried to make it clear," Yamins wrote, "that not the intent but the effect of the resolution would be to emasculate the independence of Allied and result in making Allied into another MPTOA as was done in Toronto. I tried to make the point clear that the liaison committee was the entering wedge and the rest would follow."

Yamins said that when Myers first issued a bulletin urging a unity plan, he thought it was a publicity stunt to build attendance for the convention, not realizing that it was to be taken seriously. Yamins said that he regretted the controversy came up as it did, adding that "if I wasn't so loyal to Allied, I wouldn't have done what I did."

Myers Explains Board Action

In reply, Myers said he knew Yamins did not mean to reflect on the integrity of the board and officers, but that "I dangled the facts of how the resolution had been handled before you in hope that you would recede from the furious implications of your speech."

Continuing, Myers wrote: "It seemed to me the national officers and board had been placed in an intolerable position, so I called the special meeting in order to find the way out."

Defending the legal right to call the meeting and contending that it was justifiable, Myers added: "By this action, Allied was extricated from a predicament which I believe would have proved fatal." Referring back to the resolution, itself, Myers said that it was "possibly not as restricted as it should have been; very likely, the third paragraph should not have been included at all." Myers insisted, however, that not a man who sat in the meeting and voted for the resolution favored the loss of "one jot of Allied independence."

Browne-Bioff Defense Will Call Herb Aller to Stand

Herbert Aller, business delegate for the Cameramen, Local 644, will return from Hollywood next week on a subpoena from the defense in the Browne-Bioff trial. Aller arrived in Hollywood yesterday with the proposals submitted by the producers on the pact now in negotiation.

Mid-west Exhibs. Entering Skating, Bowling Fields

Indianapolis — Cantor Brothers, operators of a chain of local neighborhood theaters, have entered the roller skating rink field. Officers elected for the new enterprise are Joseph Cantor, president; Leonard Cantor, vice-president and Morris Cantor, sec.-treas. A long term lease has been taken on the property at 926-28 North Pennsylvania Street, and the new rink will be known as "Rollerland."

Mansfield, O.—It is understood that Sam Stecker and Meyer Fine, who operate Associated Circuit, one of the largest independent theater circuits in this territory, will erect a 24-alley bowling alley in this city.

"York" In Cuban Bow Nov. 6

Havana (By Air Mail) — "Sergeant York" will have its Cuban premiere Nov. 6 at the America Theater as a benefit for the Cuban-American Allied Relief Fund. Admission will be $1.

New Wilmington Critic

Wilmington, Del. — Frances McKusick has been appointed motion picture editor of the Sunday Morning Star, succeeding Mary Magee Wright, resigned.

Single Exhib. Ass'n Proposed for Cuba

Havana (By Cable)—Amalgamation of the Association of Exhibitors of Cuba with the Union Nacional of Exhibitors, rival theater owners organization comparable to MPTOA and Allied in the U. S., has been advanced here by Dr. Felipe Trinchet, general counsel of the former.

Should the plan find favor, a new national organization, Camara Nacional of Exhibitors, would be founded to replace the existing groups.

Dedicate Week to Better Films for Young People

New York Public Library, the Schools Motion Picture Committee and National Board of Review will dedicate the week of Oct. 27 to better motion pictures for young people, it was announced yesterday. One of the features of the week will be the special showing at the Beacon of "The Thief of Bagdad" Saturday morning, Nov. 1.

Studios have indicated their interest in project by sending drawings, sketches and scale models used in production, which will be exhibited at the Nathan Straus branch of the New York Public Library.

Philly Showmen's Club Benefit Show on Nov. 16

Philadelphia—A benefit show will be held at Fay's Theater here Nov. 16 by the Welfare Fund Committee of the Showmen's Club. Plans for the affair were laid at a committee luncheon at the Broadwood Hotel on Wednesday. Committee is headed by Meyer Adelman. Sidney Stanley, manager of Fay's, was appointed chairman of arrangements for the benefit.

STORKS!

David Robbins, Columbia Pictures' chief projectionist, headquartering at the home office, became a grandfather on the week-end when a baby boy was born in Bronx Hospital to the Morton Robbinses. The new arrival weighed six pounds, nine ounces, and has been named Richard Frederick Robbins.

Paula Greenwald Fisher, former secretary to Al Dean at Paramount, gave birth to a five-pound baby boy on Tuesday.

West Coast Bureau of THE FILM DAILY

Hollywood—Jack Carson, featured player currently before the cameras with "The Male Animal" troupe at Warners, became the father this week of a son weighing 10 pounds, five ounces. Mrs. Carson, the former Kay St. Germaine, is at the Cedars of Lebanon Hospital.

Films 'Rendering a Great Service', LaGuardi

"Has Nothing to be Ashamed of in its Pictures," Ampa Audience is Assured

(Continued from Page 1)

eon meeting in the grand ballroom of the Hotel Edison.

The city's chief magistrate and National Director of Civilian Defense branded the current inquisition as "a sad spectacle in the United States Senate"; a "great abuse of legislative power"; and an attempt "at censorship through intimidation."

> **"The picture business has nothing to be ashamed of in the pictures it has made in recent years, and no apology is needed, either, on the part of the newsreels," the Mayor assured his attentive capacity audience. Far from being open to criticism, LaGuardia emphasized that the industry is "rendering a great service."**

Before launching into his withering denunciation of the Senatorial witch hunt, the Mayor cited the fact that the inquiry was never authorized by the U. S. Senate, but rather was it brought about by those who do not agree with American foreign policy. He also pointed out the circumstances under which the inquiry has apparently come into being, citing that in the United States today are two schools of thought. These comprise (1) an overwhelming majority which cleaves to the conviction that the peace of the entire world is vitally menaced by Hitler and his associates, which menace must be destroyed, and (2) a small, yet militant, minority which embraces those who like the Hitler type of government and seek appeasement of it.

Links Appeasers and Bigotry

As a result of this latter group's appeasement views, he declared that bigotry and hatred have developed in what should be a solid American front in the fight to preserve freedom. The Mayor branded pro-Hitlerites as "bigoted, narrow-minded," and defined a Nazi as "one whom it is impossible to make into a gentleman."

In his staunch defense of the industry, La Guardia asserted that as imaginative as the industry is, and despite its flights into fiction in the course of turning out pictures, it is incapable of reaching the point where it could depict Hitler or his whole machine in a good light.

The Mayor said that he has seen some of the films tagged by the Senate sub-committee as propagandistic, and personally sees no connection between their content and what is going on in Europe, such as "the cruel, treacherous, murderous" occupation of Belgium and other lands under the Nazi heel.

Demands Particulars Bill

What pictures and parts of pictures are considered to be objectionable to the Senate sub-committee, the American people, he stated, "have a right to know" and should be granted a "bill of particulars."

He said that he had seen Warner Bros.' "Sergeant York," a production depicting the greatest American hero of the World War. Sergeant Alvin York, he added, was shown as a man who did not believe in war, but who, like ourselves today, would not let mankind's freedom be bullied. Naturally, nobody wants war for war's sake, the Mayor interjected.

Would the objectors to the film, "Sergeant York," want to see in it a fictional character who would betray his country?, LaGuardia demanded.

Turning to Paramount's, "I Wanted Wings," he said that there was nothing remotely objectionable about the footage, and added humorously that the only thing about the production which struck him as somewhat incredible was the ease with which flying cadets go through their training today, as compared to World War No. 1, and that there should be such an alluring blonde around the flying field,—that never happened, he commented, when he was learning to fly.

The Mayor flatly asserted that there is nothing wrong with the material disseminated in March of Time subjects, and that no committee of Congress would try to censor an editorial. "We have passed those days," the Mayor said. The same freedom which is enjoyed by the nation's press "must be granted to the screen," he added.

"I congratulate the industry," LaGuardia declared, "for standing up toe-to-toe and fighting," referring to the Washington hearings.

> **The Mayor drew enthusiastic applause when he held up Wendell Willkie as "a symbol of loyalty" who has "pulled as every American should with the President and the nation."**

Vincent Trotta, Ampa president introduced Louis Nizer, master of ceremonies, who in turn introduced the guest of honor as "your prior, current and future Mayor, F. H. LaGuardia."

Six Simultaneous First Runs for "York"

Rochester—Opening Oct. 30 in six Schine houses in this city and its suburbs, "Sergeant York" will be the first picture that has ever had a day and date first-run opening in this territory on a scale as large as this.

WHO'S WHO IN HOLLYWOOD

• • • *Introducing Interesting Personalities* • • •

VIRGINIA VAN UPP. Paramount scenarist. Born in Chicago and spent early years in Fort Worth, Texas. Moved to Hollywood, and her mother, Helen Van Upp, became a scenarist. Virginia was one of the first child stars, entering pictures as an actress at the age of 10, and playing in features with William Desmond, John Gilbert, and other stars of the day. In 1922, she became assistant casting director at Brunton studios. Has been a reader, script girl, cutter, and was twice in the agency business. She was signed as a contract writer by Paramount in 1934, and since has written some of the biggest successes of the past few years. Her screenplays include "Cafe Society," "Honeymoon In Bali," "Virginia," "One Night In Lisbon," "Come Live With Me" (M-G-M), "Bahama Passage," and "Out of the Frying Pan," now in preparation. Stands five feet, three inches. Has red hair and green eyes.

LaGuardia Will Speak At Campaign Luncheon

Theatrical, Motion Picture and Radio Division of the Citizens Committee for the Re-election of LaGuardia, McGoldrick and Morris will hold a luncheon in the grand ballroom of the Hotel Astor Monday, Oct. 27, at 12:30 p.m. Affair will be open to the public, it is announced by John Golden, honorary chairman of the committee.

Louis Nizer, committee chairman, will introduce Mayor LaGuardia, who will speak. Others on the main dais—there will be three—with the Mayor and Nizer, besides candidates who are LaGuardia's running mates, will be Helen Hayes, Maj. Edward Bowes, Stanton Griffis, vice-chairman of the committee, J. Robert Rubin, secretary, and W. G. Van Schmus, treasurer.

Notables of the amusement world who have joined the committee and who will occupy places on the triple dais are:

George Abbott, Margaret Anglin, Tallulah Bankhead, Ethel Barrymore, Norman Bel Geddes, Irving Berlin, Burgess Meredith, Phil Baker, Gene Buck, Eddie Cantor, Ilka Chase, Howard Chandler Christy, Jane Cowl, Rachel Crothers, Russel Crouse, Marc Connelly, Dr. Walter Damrosch, Howard Dietz, George S. Kaufman, John Erskine, J. C. Flippen, Lynn Fontanne, Edna Ferber, Robert Gillham, Ruth Gordon, Dr. Edwin Franko Goldman, Margo Grahame, Walter Hampden, Be Hecht, Harry Hershfield, Willie Howard, Jed Harris, Fannie Hurst, A Jolson, Elia Kazan, H. V. Kaltenborn, Oscar Levant, Paul Lukas, Alfred Lunt, Bert Lytell, Victor Moore Clifford Odets, Walter O'Keefe, Brock Pemberton, Cole Porter, Jack Pearl Molly Picon, Blanche Ring, Bill Robinson, Luise Rainer, Cornelia Otis Skinner, Lee Shubert, Francis Starr Sigmund Spaeth, Lawrence Tibbett Lyle Talbot, Dorothy Thompson Monty Woolley, Owen Davis, Florence Eldridge, Vinton Freedley, Frank Gillmore, Gilbert Miller, Billy Rose, Raymond Gram Swing, Lawrence Schwab, Sylvia Sydney, Glenda Farrell and Margalo Gilmore.

UA May Set Detroit Theater in 10 Days

Deal whereby United Artists take over a first-run theater in troit may be announced in a wee or 10 days, Harry Buckley, UA vic president, said yesterday upon hi return from Detroit. Buckley flew t the Auto City Tuesday to negotiat a first-run outlet but he declined t reveal the theater involved.

Speculation as to UA's show window in Detroit was narrowe down by some industry sources t the Broadway Capitol, Adams an Madison theaters, some mentionin the Shubert and Wilson as possibilities. The United Artists Theate in Detroit is a Paramount house.

"Anti-5" Tangle Keeps Minn. Theater Closed

(Continued from Page 1)

Fall when colleges at Northfiel resume classes. This Autumn, owin to lack of pictures, he has not re opened the theater and says he wil not reopen unless the majors decid to sell in the State.

WB Tradeshowing Two Oct. 29

"Target For Tonight" and "Blue In The Night" will be tradeshown nationally by Warners Oct. 29.

Attendance But Not Gross Drops in B.A.

Buenos Aires (By Air Mail)—Film attendance locally for the first six months of 1941 was 12,200,000, representing an aggregate gross of 9,500,000 pesos. Figures for the comparable period a year ago show that attendance this year was off 500,000 but that there was no drop in gross. This is believed accounted for by a gain in patronage by the modern houses with higher admissions.

LESTER THOMPSON
M. P. P. D. 21ST FL.
28 W. 44TH ST.
N Y C

G-B Control to Woolf-Rank: LONDON (By cable)—Deal by which C. M. Woolf, Arthur Rank and associates will acquire the Ostrer shares in the Metropolis and Bradford Trust, thus giving them control Gaumont-British, was reported set yesterday. Isidore Ostrer is reported retiring, with Mark and Maurice Ostrer remaining. Rank is said slated become chairman and Woolf and Mark Ostrer as joint managing directors.

FILE COPY
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THE Film DAILY

ntimate in Character
nternational in Scope
ndependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

. 80, NO. 78 NEW YORK, MONDAY, OCTOBER 20, 1941 TEN CENTS

ANTI-5' MOVES LOOM IN IOWA AND NEB.

Allied Board to Determine What Are 'Problems'

THE WEEK IN REVIEW

Browne-Bioff Trial

By L. H. MITCHELL

EXTORTION: Federal Judge John Knox denied move by George E. owne's counsel for a mistrial in the eged extortion by Browne, IATSE exy, and Willis Bioff, his Coast p., of $550,000 from four mar producers to prevent a studio rike being called. Louis B. Mayer Metro and David Bernstein, Loew easurer, corroborated previous tesnony by Loew's prexy, Nicholas M. henck, as to payments made by oew's. William C. Michel, exec. -p. of 20th-Fox, testified his comny paid $90,000 to Willie Bioff tween 1934 and 1940. . . . Ameran Federation of Labor at its eattle convention, dropped Browne om its executive council by a vote 37,944 to 421—420 of the votes voring Browne being cast by his nion.

* * *

NEW THEATERS: Industry's arm at SPAB's ruling against use steel in new building, caused the PTOA to urge a ruling that theers be declared essential. Alarm as eased somewhat by SPAB's later atement that steel would be availole for new theaters already arted.

* * *

UA TO PRODUCE: Much disissed news item of the week was nited Artists' announcement that would form United Artists Proictions to produce pix for its disibution setup. Incidentally, UA ated that it had bought out Walter anger's interest in Walter Wanger roductions, with intimation that e company would be liquidated. . . Harry Buckley made trip to etroit on deal to acquire a theater ere for UA's circuit.

* * *

MISCELLANY: UA will close its inneapolis exchange due to decision legality as to Minnesota's antive law. Paramount was reported rafting a plan to sell in that state. . . Mayor Fiorella H. LaGuardia of ew York City flayed the war pix ropaganda inquiry by Senate ICC ub-committee at Ampa luncheon.

Pittsburgh Meeting to Set Unity Platform And Fix Course of Action

Meeting of Allied's board of directors in Pittsburgh this week is regarded in trade circles as being of greater importance than the national convention in Philadelphia inas much as the extent to which Allied will go for national industry unity will be outlined. It is reported that the subjects on the agenda are of far-reaching importance.

One of the major jobs which will

(*Continued on Page* 4)

Consent Award Ends Monroe Theater Case

In a consent award, the Colonial Theater, Monroe, N. Y., has been granted a new clearance arrangement following hearings at which all parties agreed. The Colonial, operated by the Gleason Amusement Co., complained against the 30-day clearance enjoyed by the Ritz and Broadway Theaters, Newburgh,

(*Continued on Page* 4)

"Jack Rabbit" Meeting In Des Moines Oct. 27

Des Moines Committee of Iowa film men set up to investigate the 16 mm. and portable circuit situation in the state will hold its first meeting at the Paramount screen-

(*Continued on Page* 4)

SMPE OPENS MEET TODAY

Successors Will Be Named to Seven Officers at Session

With an attendance of more than 200 indicated, the SMPE opens its 25th anniversary convention today at the Hotel Pennsylvania. Sessions, eight in number, will span four days. While the program will be devoted largely to technical discussions of film advances during recent months, related subjects such as television, optics and laboratory procedure also will be considered.

EMERY HUSE

First order of business today, following a welcome by the President,

(*Continued on Page* 10)

Warner Execs. to Testify At Browne and Bioff Trial

The Government will call a number of important Warner Bros. officials to follow Maj. Albert Warner as witnesses in the extortion trial of Willie Bioff and George E. Browne which resumes today, it was learned over the week-end.

Among those executives who will

(*Continued on Page* 4)

Put on Legislative Agenda Of Allied Theater Owners By President Leo Wolcott

Des Moines—With the problems presented by the Minnesota "anti-five" statute still a major industry headache, the threat of enactment of similar legislation in both Iowa and Nebraska at the next legislative sessions loomed at the week-end when President Leo Wolcott of Allied Theater Owners, Inc., indie exhib. organization active in the two states, called for such action.

In a bulletin to his twin-state membership, Wolcott. Eldora exhib., citing the Minnesota statute's pro-

(*Continued on Page* 9)

Conn. Allied Will Reconsider Unity

New Haven—Allied Theater Owners of Connecticut will reconsider its vote against the unity proposal presented at the Allied national convention in Philadelphia.

Dr. J. B. Fishman, president, has called a special luncheon meeting for tomorrow when the unit may change its former position on the

(*Continued on Page* 4)

SPG Defers Referendum On Affiliation With CIO

The New York SPG announced over the week-end that, as a result of a joint and unanimous action of its Executive Council and Negotiating Committee, the Guild's referen-

(*Continued on Page* 9)

Sound Men Demand New Pact

Local 695 Negotiations Prove Difficult

Strike sparks are flying from the discussions between the IA Local 695, Sound Men, and Pat Casey, studio labor contact, it was learned over the week-end. Contract with the Sound Men is the last to be negotiated and indications are it will be a tough one.

Before Harold V. Smith, delegate for Local 695, departed for New York he was instructed to demand a

(*Continued on Page* 9)

Iowa-Neb. ATO President Backs Unity Movement

Eldora, Ia.—A joint industry committee or a federation of all branches of the industry offer "the only possible safeguard against the many unfriendly outside interests" who apparently seek the industry's destruction, Prexy Leo Wolcott of Allied Theater Owners, Inc., indie

(*Continued on Page* 9)

Court Sees January Schine Trial Start

Buffalo—Because of a heavy calendar in Federal District Court here, Judge John Knight said at the week-end he sees little possibility that trial of the Government's Schine anti-trust suit will get under way before January.

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FINANCIAL

(October 17)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9½	9½	9½	+ ⅛
Col. Picts. vtc. (2½%)	7	6¾	6¾	— ⅛
Columbia Picts. pfd.				
Con. Fm. Ind.				
Con. Fm. Ind. pfd.	10	9¾	10	+ ¼
East. Kodak	134	132	134	+ 2
do pfd.	176	176	176	— 2
Gen. Th. Eq.	12	11⅞	11⅞	— ⅜
Loew's, Inc.	36⅞	36	36½	+ ¼
do pfd.				
Paramount	13¾	13½	13¾	+ ⅛
Para. 1st pfd.	103¼	102¼	103¼	+ ¼
Para. 2nd pfd.	12½	12¼	12⅜	— ⅛
Pathe Film	13⅜	13⅜	13⅜	
RKO	2¾	2½	2¾	+ ⅛
RKO $6 pfd.				
20th Century-Fox	8½	8¼	8½	+ ¼
20th Century-Fox pfd.				
Univ. Pict. pfd.	153	153	153	
Warner Bros.	4¾	4⅝	4¾	+ ⅛
do pfd.	74½	73	74½	+ 3½
NEW YORK BOND MARKET				
Loew's deb. 3½s46				
Para. B'way 3s55	58	58	58	
Para. Picts. cv. 3¼s47	98¾	98¾	98¾	— ¼
Warner Bros.' dbs. 6s48	96¼	96	96	— ½
NEW YORK CURB MARKET				
Monogram Picts.				
Radio-Keith cvs.	3-16	3-16	3-16	
Sonotone Corp.				
Technicolor	8¾	8¾	8¾	
Trans-Lux	¾	11-16	¾	

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	67	70
Roxy Thea. B!dg. 4s 1st '57	61	65

Testimonial for Beresin

Philadelphia — Plans are under way for a testimonial dinner to Jack Beresin, president of the Berlo Vending Co., to be given by The Showmen's Club of Philadelphia. The dinner will be held at the Broadwood Hotel on Nov. 17.

To Fete Disney Today

A reception for Walt Disney will be held at the Starlight Roof of the Hotel Waldorf Astoria this afternoon. Disney returns today from Central and South America for the world premiere of "Dumbo."

The Broadway Parade

Picture and Distributor	Theater
Dr. Jekyll and Mr. Hyde (Metro-Goldwyn-Mayer Pictures)—10th week	Astor
A Yank in the RAF (Twentieth Century-Fox)—4th week	Roxy
Honky Tonk (Metro-Goldwyn-Mayer Pictures)—3rd week	Capitol
Hold Back the Dawn (Paramount Pictures)—3rd week	Paramount
This Woman is Mine (Universal Fictures)—2nd week	Rivoli
Sergeant York (Warner Bros.-Jesse L. Lasky) (b)	Strand
Married Bachelor (Metro-Goldwyn-Mayer Pictures)	Criterion
Target for Tonight (Warner Bros. Pictures)	Globe
Ellery Queen and the Murder Ring (Columbia Pictures)	Rialto
All That Money Can Buy (RKO Radio Pictures)	Music Hall
Henry Aldrich for President (Paramount Pictures)	Central
The Story of the Vatican (March of Time)—5th week	Belmont
The Little Foxes (RKO Radio-Samuel Goldwyn)—2nd week (a-b)	Palace
Moonlight in Hawaii (Universal Pictures)—2nd week (a)	Palace
Apache Kid (Republic Pictures) (a)	New York
Death at a Broadcast (Film Alliance) (a)	New York
Texas (Columbia Pictures)	Loew's State

♦ TWO-A-DAY RUNS ♦

Fantasia (Walt Disney Prods.-RKO Radio)—49th week	Broadway

♦ FOREIGN LAUGUAGE FEATURES ♦

The Man Who Seeks the Truth (Dome Films, Inc.)—3rd week	World
Musical Story (Artkino Pictures)—2nd week	Stanley

♦ FUTURE OPENINGS . ♦

Dumbo (RKO Radio-Walte Disney)—Oct. 23	Broadway
How Green Was My Valley (Twentieth Century-Fox)—Oct. 28	Rivoli
Smilin' Through (Metro-Goldwyn-Mayer Pictures)—Oct. 23	Capitol
Nothing But the Truth (Paramount Pictures)—Oct. 29	Paramount
Belle Starr (Twentieth Century-Fox) (c)	Roxy
Buy Me That Town (Paramount Pictures)—Oct. 22	Criterion
You'll Never Get Rich (Columbia Pictures) (c)	Music Hall
The Chocolate Soldier (Metro-Goldwyn-Mayer Pictures)—Oct. 28	Astor
Blues in the Night (Warner Bros. Pictures) (c)	Strand
Never Give a Sucker and Even Break (Universal Pictures) (c)	Rialto
Wild Geese Calling (Twentieth Century-Fox)—Oct. 23 (a)	Palace
Week-End for Three (RKO Radio Pictures)—Oct. 23 (a)	Palace
A Sailor on Horseback (Scandia Films)—Oct. 25	48th St. Theater
The King (Trio Films)—Oct. 27	5th Ave. Playhouse
Sunset in Wyoming (Republic Pictures)—Oct. 21 (a)	New York
Dangerous Lady (Producers Releasing Corp.)—Oct. 21 (a)	New York

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

Para. to Splurge on Air Exploitation for "Blues"

West Coast Bureau of THE FILM DAILY

Hollywood — Paramount will splurge in its radio exploitation campaign for "Birth of the Blues," using in addition to coast-to-coast broadcasts, special radio recordings with theaters co-operating locally as a result of the local conference of field exploiteers assembled from all parts of the U. S. Robert Gillham is presiding at the sessions.

Conference, originally set to close yesterday, is being extended through today when attention will be given to "Louisiana Purchase." Barney Balaban, Neil Agnew and Leonard Goldenson, here for conferences with Y. Frank Freeman, will see "Purchase," which is to be screened today.

Radio plans were outlined by Alec Moss and Al Wilkie. Cecil B. De Mille, who also spoke, told the exploiteers he regards "Reap the Wild Wind" as his best picture. "Skylark" was also discussed, and the conference heard talks by George Brown and Blake McVeigh, among others.

The field men have seen "The Remarkable Andrew," "Henry and Dizzy" and "Malaya."

Harley, Kane Due In December

London (By Cable) — Francis L. Harley, British managing director for 20th-Fox, and Producer Robert T. Kane, expect to arrive in the U. S. in ample time for the Christmas holidays. The 20th-Fox executives have booked passage on the Clipper leaving Lisbon Dec. 3.

Expect Ascap Music Will Return to Nets This Week

Return of Ascap music to the major networks this week, bringing to an end finally the now 9-months-old dispute, appeared certain at the week-end, following clearing up Friday of all differences of opinion over provisions of the contracts between Ascap officials and independent radio station operators who had been delaying the deal for several weeks.

Ascap officials and the copyright committee of the Independent Broadcasters, Inc., recently formed group of indie regional station men, thrashed out all points at issue during an all-day session at Ascap headquarters, with memoranda listing the modifications agreed on being distributed to all radio stations over the week-end.

As a result of the agreement it was generally understood that NBC and CBS would sign network contracts with the Society today or by the week's end at the latest, Ascap music returning to their schedules almost immediately.

20th-Fox Will Bring On Critics for "Valley" Bow

Motion picture editors and critics from newspapers in cities as far West as Kansas City will be brought here for the opening of "How Green Was My Valley," under the supervision of 20th-Fox's Publicity Manager Earl Wingart.

COMING and GOING

BARNEY BALABAN, NEIL F. AGNEW a **LEONARD GOLDENSON,** Paramount executive are on the Coast for conferences with Y. Fra Freeman.

HARRY COHN is here for home office co ferences.

W. J. KUPPER, 20th-Fox Western divisi manager, arrives in Denver today where he joi General Sales Manager Herman Wobber on trip through his territory.

BING CROSBY, who was on a South Ame ican vacation, arrives this morning aboar [illegible] Brazil.

JAMES CAGNEY heads East today for a [illegible] vacation on his New England farm.

BILL MORGAN, 20th-Fox manager for Trin dad, leaves for Port-of-Spain on Friday.

BESS BEARMAN, executive secretary to Da ryl F. Zanuck, leaves today for a New Yo vacation.

TODD DUNCAN left for the RKO studios Sa urday night after his performance in "Por and Bess" at Maplewood.

IRVING C. JACOCKS, JR., president of Co necticut MPTO, and Sam Rosen, of Rosen Fil Deliveries, New Haven, made a flying trip Boston.

BEN LYON and **BEEBE DANIELS** left over t week-end for England.

RKO Passes Quarterly Dividend on Its 6% Pfd.

RKO's board of directors at meeting Friday decided to take n action on the declaration of a qua terly dividend on the 6 per ce preferred stock for the quarter en ed Oct. 31, although consideratio was given. RKO has paid a singl quarterly dividend on the 6 per ce preferred, the board voting to pay $ on April 4 last. All previous an subsequent quarterly dividends we passed.

Financial and current operatin matters were discussed at the sp cial meeting.

Won't Appeal Gary Suit To U. S. Supreme Court

Chicago—The Gary Theater ant trust suit will not be carried to th U. S. Supreme Court as had bee reported, according to V. U. Young president of the theater compan The Gary case involved clearanc and was filed against B & K and th major companies, the plaintiff losin in both the Federal district and ci cuit courts.

PEOPLE WHO PREFER FRIENDLY SERVICE USE

Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

THE GREATEST HOLIDAY BUY IN SHOW BUSINESS IS

Paramount's

"LOUISIANA PURCHASE"

IN TECHNICOLOR! . . . *starring*

BOB **HOPE**

VERA **ZORINA**

VICTOR **MOORE**

with **Irene Bordoni · Dona Drake**

featuring 100 Louisiana Belles · Directed by Irving Cummings · Screen Play by Jerome Chodorov & Joseph Fields · Based on the Musical Comedy by Morrie Ryskind · From a story by B. G. DeSylva

Music and Lyrics by Irving Berlin

Consent Award Ends Monroe Theater Case

(*Continued from Page* 1)

N. Y., and asked that it be allowed to follow immediately after the runs in the two houses.

Named in the complaint, filed last June, were RKO, 20th Century-Fox, Warner Bros. and Paramount, the last named company eventually being dismissed.

Under the agreement of all parties, the Ritz and Broadway were given seven days clearance over the Colonial. Charles Ballon, arbitrator, signed the consent award.

A similar consent award affecting the Newburgh houses was effected two weeks ago with the Storm King Theater, Cornwall-on-the-Hudson.

"Jack Rabbit" Meeting In Des Moines Oct. 27

(*Continued from Page* 1)

ing room here at 3 p.m., next Monday.

All interested distributors and exhibitors having facts to present to the committee are invited to attend the meeting.

Members of the committee are: F. E. Judd, Monogram, chairman; E. J. Tilton, Warners; Joe Manfre, Paramount; Mrs. C. S. Hoffman of Knoxville; W. H. Eddy of Indianola; W. P. Grossman of Nevada; and A. B. Pettit of Winterset.

Connecticut Allied Will Reconsider Unity

(*Continued from Page* 1)

unity resolution and decide to give the plan its support.

Joseph F. Reed, chairman of the executive board, will be sent as a delegate to the national board meeting in Pittsburgh Wednesday. He will be instructed to vote according to the result of tomorrow's session.

To Settle "Blues" Premiere

West Coast Bureau of THE FILM DAILY

Hollywood — Whether Memphis or New Orleans gets the world premiere of Para's "Birth of the Blues" will be finally decided here tomorrow. Y. Frank Freeman has put it up to Buddy De Sylva, Irving Berlin and Paul Whiteman to decide, following N'Orleans squawks on the selection of Memphis.

Russell Holman
James H. MacFarland
Purnell Pratt
Marian Nixon
Evelyn Brent

● ● ● **THE LOAN (AR)RANGER:......Recently adjusted Federal taxes on movie admissions caught youngsters in Wilkes Barre, Pa., unawares......Result was that some didn't have the extra penny or two to cover the tax which was added to the ticket price......However, the doormen of the "western" houses came to the rescue by making loans in one-cent denominations up to as much as 25c......They added they weren't worried, because they know they'll get the money back no matter how long the kiddies take to return it......**

▼ ▼ ▼

● ● ● *AND THE LONE RANGER:......Over the week-end, Phil M. lamped a new and eye-filling FitzPatrick Traveltalk, "Inside Passage," depicting the remarkable inland waterway to Alaska...... After showing the salmon fisheries at Ketchikan, the scene shifts to a primitive Indian village, where even the ancient art of Totem Pole carving is carried on......Oh, but one aspect of civilization has penetrated the village, for the camera shows two little Indian boys, one of whom wears a cloth cap above whose peak blazes these immortal words, —"Hi-Yo Silver"!......*

▼ ▼ ▼

● ● ● **SPEAKING OF SHORTS:......Sympathetic, smart Charley Snyder, manager of Interstate Circuit's Wichita Theater, Wichita Falls, Tex., has actually been rewarded for listening to doting parents spill stories of their dear little offsprings......Charley carefully collected the yarns, and when Pete Smith, shorts producer-narrator for M-G-M, offered a $100 prize to the Interstate manager submitting the best idea for a tab reel, Charley countered with "Second Thoughts of an Infant," which purports to relate what goes on in a baby's mind......Pete Smith now has the idea in work on the Metro lot......Charley will know even more about infants soon, 'cause he and Mrs. Snyder are about to become members of the stork club......**

▼ ▼ ▼

● ● ● *THE PAST RISES:......It did, like a dream, o'er tele station WCBW of the Columbia Broadcasting System on Friday afternoon with showing via that medium of what is said to be the sole surviving Pearl White pic, "Pearl of the Army,"—the other vehicles of that star having perished in the Pathe fire......To prove that cinema players are perennial, and even good for personal appearances after even a quarter-century's absence from the screen, Ralph E. Kellard, a luminary of "Pearl of the Army," was interviewed personally on the program by Gilbert Seldes......We ain't gettin' maudlin and sentimental about the passing of time, 'cause time doesn't seem to have passed, seeing that "Pearl of the Army" (A.D. 1916) deals with foreign spies working in our midst; dangers of unpreparedness; and steps our country must take if it is to enforce defense plans......Now if that ain't kinda familiar!......*

▼ ▼ ▼

● ● ● **"FEATURE" PICTURES:......Last week The Louisville Times ups with a whale of a feature story about Jacques Kapralik, the gentleman genius who creates those three-dimension color pictures used by M-G-M in its trade ads now and then......The virtually full-page blast was illustrated via a still of Jacques at work in his studio, along with black-and-white reproduction of his brain children......The final line in the yarn was this: "Many of his pictures, or caricatures, are published in FILM DAILY"......Ah, the power of publicity!—for already, although 'tis shivery Autumn, we have the fans upon us......**

▼ ▼ ▼

● ● ● *ART IS LONG AND SPACE IS FLEETING, but it must be recorded that Hendrik Willem van Loon has penned the foreword to the catalog of the Milton Marx exhibit of water colors which opens this afternoon in the Marie Sterner Callery, 9 East 57th St.......Warners' home office bids fair to hatch a Renaissance what with Milt's brush and pallet, and Harry Lee's pen, blazing new paths in the Arts.*

Allied to Determine What Are "Problems"

(*Continued from Page* 1)

have to be tackled by the director will be to set forth exactly what th problems of the industry are an suggestions as to how they are to b met and overcome. Clearance, forcing of short subjects and other complaints included in the New Yor equity suit cannot be touched [illegible] cause remedies for those issues a supposed to be embodied in the New York consent decree.

Therefore, the board in preparing its unity platform will be called upon to decide just what ought to be solved. Task of putting the plan into operation is expected to be handled by a committee of five which will meet with a similar committee of distributors. To date, the distributors have not named a committee to represent them at a joint hearing but it is understood that a group will be appointed when Allied is ready to present its proposals for a roundtable discussion.

The Pittsburgh meeting of directors, which will be held in conjunction with the Western Pennsylvania unit's annual convention, will take up a number of subjects which were not reached at the national conclave in Philadelphia, so that, in effect, the sessions will be an adjourned national convention.

Warner Execs. to Testify At Browne and Bioff Trial

(*Continued from Page* 1)

be called are Harry M. and Jack L. Warner, Joseph Bernhard, theater chief, Sam Carlisle, secretary and treasurer, and Thomas J. Martin, assistant treasurer. The Government will seek further substantiation of its case with the probable testimony of Austin C. Keough, general counsel for Paramount, and John Balaban, of Balaban & Katz.

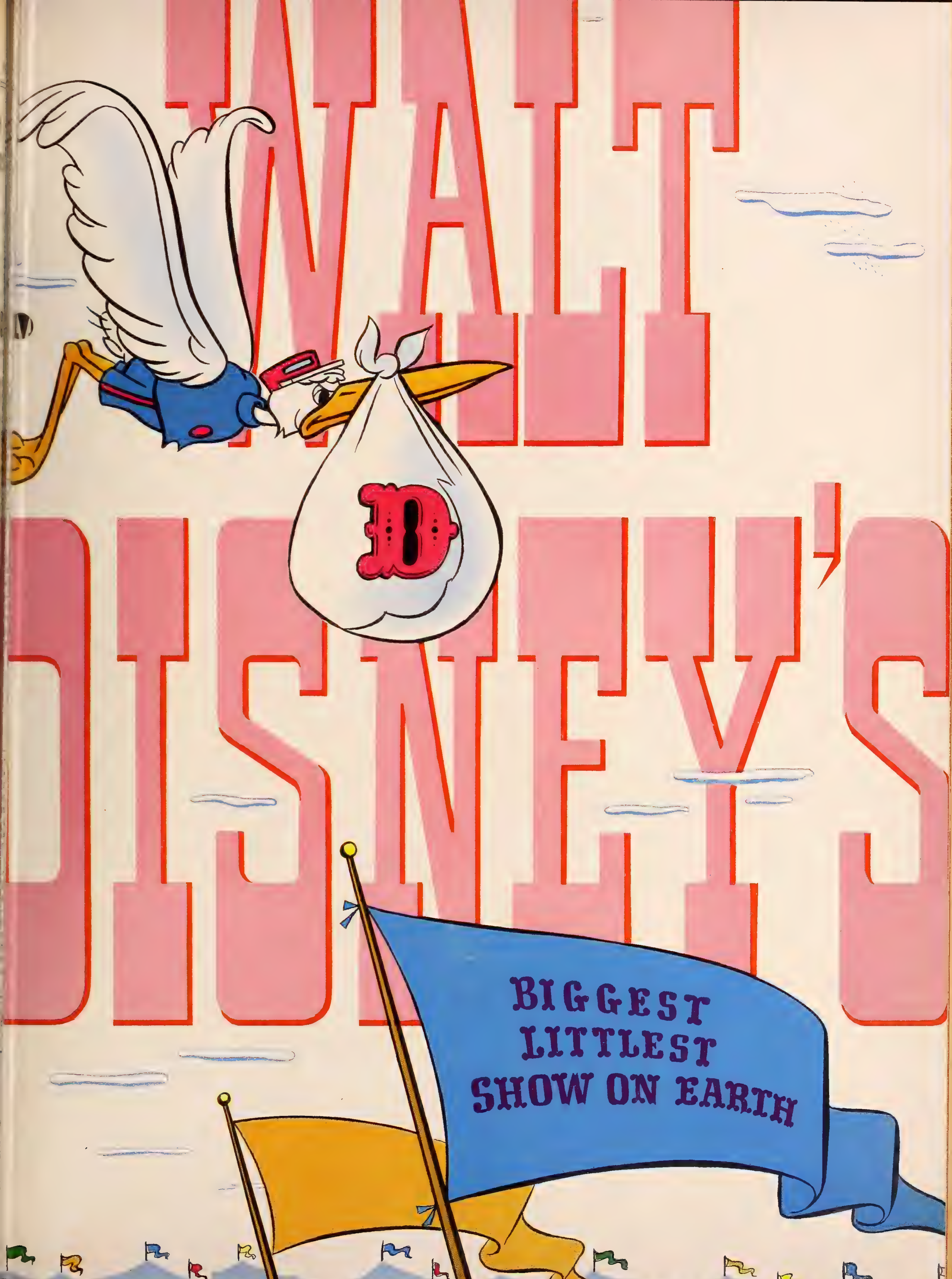
U. S. Attorney Mathias F. Correa has not decided whether to call Barney Balaban, Paramount president, or Joseph M. Schenck, executive producer of 20th-Fox and former chairman of the board. It is understood that Louis Krouse, secretary and treasurer of the IATSE, will be one of the labor leaders who will be asked to testify.

Major Warner, whose testimony was cut short by Thursday's recess, will appear again this morning as the first witness.

Sign o' the Times

Portland, Me.—Signs o' the times on theater row here:

"Navy Blues," at the M & P State.
"Great Guns," at the Strand.
"Swing It Soldier," at the Civic.
"A Yank In The RAF," at the Empire.


WALT DISNEY'S
D
BIGGEST
LITTLEST
SHOW ON EARTH

MORE FUN THAN THE MOST FUN

Sure-Fire Song Hits

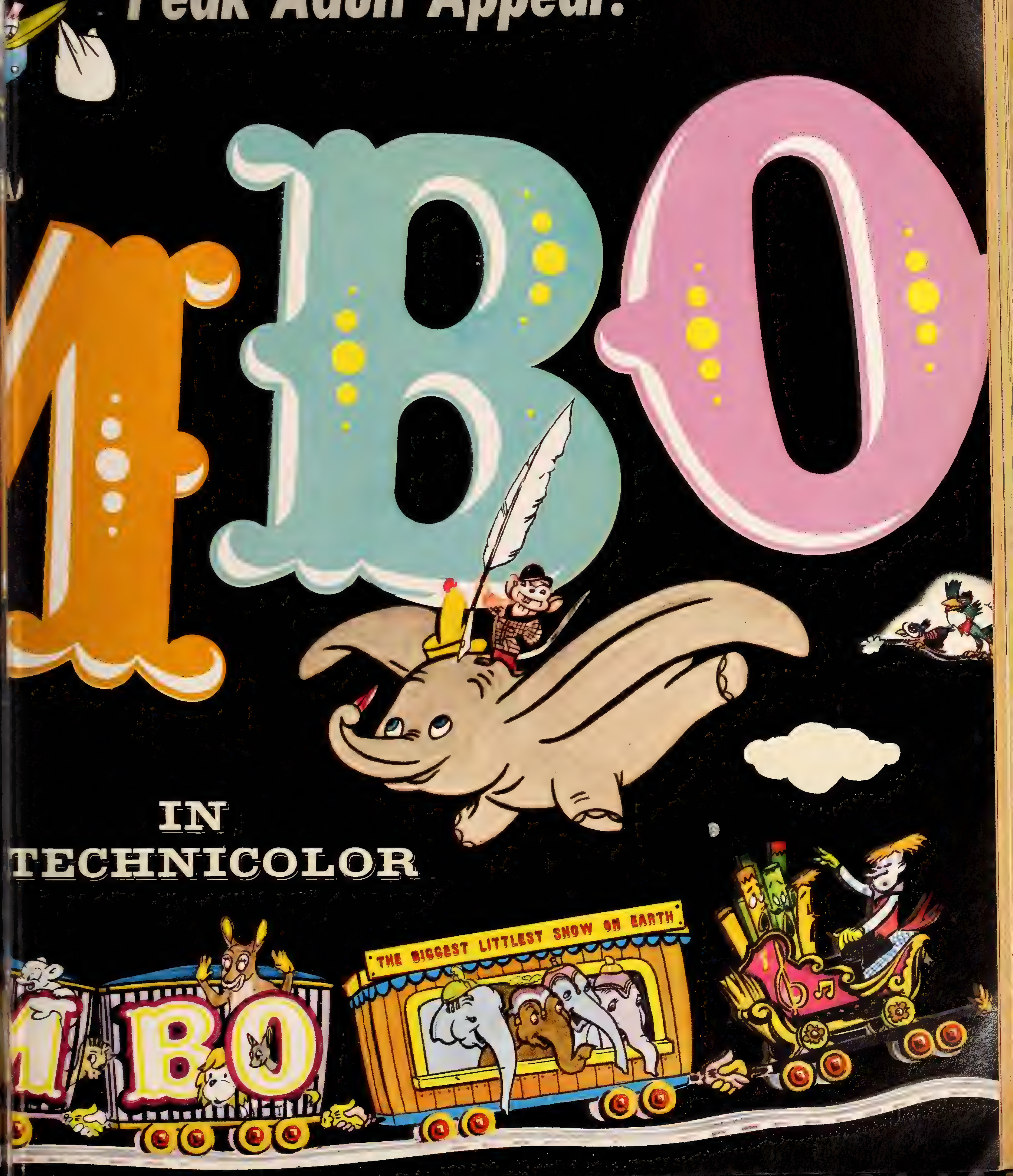
OPENING EXTENDED RUN ENGAGEMENT AT BROADWAY THEATRE, NEW YORK, OCTOBER 23.

Presenting nine top tunes, including the soon-to-be-famous:
"Baby Mine"–"When I See An Elephant Fly"–"Casey, Junior"
"Look Out For Mr. Stork" and "Song of the Roustabouts"

"CASEY JUNIOR" The Talking Train
THE FLYING ELEPHANT
DU

WALT DISNEY EVER GAVE YOU...

Peak Adult Appeal!

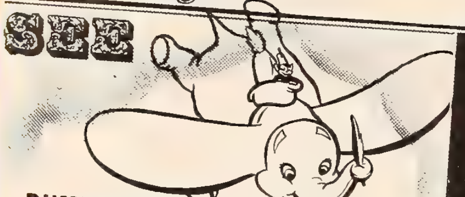

BO
THE BIGGEST LITTLEST SHOW ON EARTH
BO

IN
TECHNICOLOR

HERE'S A CIRCUS OF FUN "AWAY FROM IT ALL!"

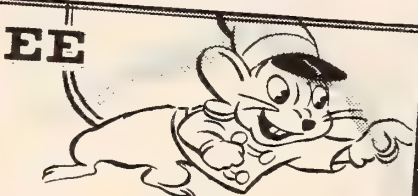
CASEY JUNIOR, the happy little circus train that talks!

SEE



DUMBO, THE UGLY-DUCKLING BABY ELEPHANT WHOSE EARS WERE TOO BIG FOR HIS HAPPINESS. *YOU'LL LOVE HIM!*

SEE

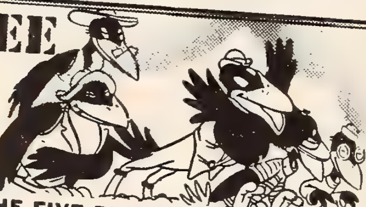


TIMOTHY Q. MOUSE, THE TINY TERROR OF THE BIG TOP—DUMBO'S ONLY PAL!

SEE

PINK ELEPHANTS ON PARADE—AND BELIEVE IT OR NOT!

SEE



THE FIVE BLACK CROWS, THE RAUCOUS QUINTET THAT GIVES THE BLUES THE BIRD!

SEE

THE BIGGEST LITTLEST SHOW ON EARTH . . . IN WINTER QUARTERS, IN TRAINING AND GIVING PERFORMANCES ON TOUR

SEE

all the wonders, excitement, and action . . . the clowns, menagerie . . . the parachute battalion of storks . . . all the marvels of the circus PLUS the charm that only Disney can create when he lets himself go!

More STORY than in any previous Disney Show! . . . More THRILLS and NOVELTIES, HEART-THROBS and HILARITY! . . . More of EVERYTHING to make you say—"The best Disney I've ever seen!"

WALT DISNEY'S

3-Ring FEATURE-LENGTH Production

DUMBO

In

TECHNICOLOR

IT'S THE SCREEN'S GREATEST ADVENTURE IN ENCHANTMENT!
DUMBO

9 TOP TUNES
including the country-sweeping
"BABY MINE"
"WHEN I SEE AN ELEPHANT FLY"
"CASEY, JUNIOR"
"LOOK OUT FOR MR. STORK"
and
"SONG OF THE ROUSTABOUTS"

© WALT DISNEY PRODUCTIONS

Distributed by RKO RADIO Pictures Inc.

(REPRODUCTION OF ONE OF THE NEWSPAPER ADS FROM A PRESS BOOK PACKED WITH IDEAS AND MATERIAL FOR THE BEST CAMPAIGN FOR YOUR THEATRE).

nti-5 Moves Loom n Iowa, Nebraska

(Continued from Page 1)

sions for full program selling and per cent cancellation, declared, n view of years of experience, it pears to us this is the only way e'll ever get better pictures; when ey must be made good enough, hibitors will not want to cancel em."

Three other legislative goals were nced by Wolcott:

1. Enactment in Iowa of an anti-Ascap measure parallelling that now on the Nebraska statute books.

2. Enactment of adequate and uniform theater fire regulations.

3. Enactment of legislation placing school activities' funds in the hands of school boards.

Wolcott brands the New York nsent decree a "failure" and deares that the association has adsed the Department of Justice of view.

Calls Consent Decree a Failure

Instead of "decreasing the pressure on the small exhibitor, as was be its express purpose," the deee, Wolcott asserts, has increased e pressure, has failed to bring betr pictures, instead adversely afcting quality, and represents "a turn to enforced block-booking." Wolcott continues:

". . . It is freely predicted the 5-cture selling plan will be dropped June, 1942 or before. What selling an will replace it? We recommend at of the new Minnesota law which based on the plan developed in the rade Practice Conferences.

"Reports from all over the couny state exhibitors are not buying the prices and terms demanded ow, preferring to wait to bargain ntil they can buy right rather than y now and go broke quick. This uch is true, if exhibitors want to ntinue buying film in blocks of 5 less without cancellation priviges, all they have to do is buy ose now being offered at higher ices and terms than paid in preous years. That will fix it, for ood! The same thing applies to the any 'clucks' now being offered.

Holds Distribs. Wanted the Decree

"We contend the distributors anted the Consent Decree so they ould exact higher film rentals and rce the sale of 'cluck' pictures. ook at the prices they're demandg, and the pictures ?!? they're ofring! If you let them get away ith it, you're stuck with it from ow on."

The bulletin also points out that stiff percentage terms leave nothg in the small theater for proper dvertising and upkeep" and deares that "in the average small heater, four-tenths of the week's usiness comes in on Sunday."

l Sheppard Dies Suddenly

Spokane, Wash. — Al Sheppard, KO salesman in the Inland Emire and Montana, died suddenly ere.

This Bank Night News Was Hard to Bear, —For the Little Man Who Wasn't There!

Des Moines, Ia.—Stanley Mayer, Iowa manager of 20th Century-Fox couldn't figure out what was wrong with Charles Parish of the shipping department when he showed up for work. Parish, who is also an amateur aviator, looked like he had lost his last friend.

Said Mayer to the shipper: "What's the matter Chuck, did you lose your wings"?

Parish then explained it was almost that bad. His name had been called at Tri-States Theater Bank Night and he wasn't there, losing out on $1,000.

Iowa-Neb. ATO President Backs Unity Movement

(Continued from Page 1)

Iowa-Nebraska unit, declared in a current bulletin to his members.

Wolcott is one of the first heads of non-affiliated exhib. organizations to officially throw his support to the unity movement. As threats which demand a united industry front, Wolcott cites the possibility of still new and higher Federal taxation, the Senate's propaganda witch hunt and the move for national daylight saving.

"Unless we have a united front against all adverse interests, we are sunk," warns Wolcott in the bulletin released at his local headquarters.

"Comrade X" Off English Screens Despite Foreword

Despite a placating foreword added to the film, British bookings for M-G-M's "Comrade X" have stopped after protest against its "untimely ridicule of Russia," according to cabled reports received here. Australia with a labor government, and New Zealand are expected to act likewise.

Apparently anticipating reaction of customers throughout British Empire, M-G-M inserted a foreword which pointed out film was all in fun and intended as good natured entertainment and in no way reflected on the gallant and heroic struggle the Russians are now waging against the Nazis.

Regarded now as an ally, in England, exhibitors there are not taking any chances on playing the film in face of public sentiment.

Showing of the film in Mexico City aroused the trade unions there so the film was shelved after a brief opening. Because of the film, Mexican film workers singled out the M-G-M office as the first one to be closed during the recent strike.

"Chocolate Soldier" Will Open at Astor on Oct. 28

Metro's "The Chocolate Soldier" will follow "Dr. Jekyl and Mr. Hyde" at the Astor theater, with its world premiere there set for a week from tomorrow. "Soldier" will have the same pop price, continuous showing policy in vogue for "Dr. Jekyll."

Defer "Valley" Screening

Trade screening of "How Green Was My Valley," originally scheduled for this afternoon will be held next Monday at the 20th Century-Fox exchange at 2:30 p.m.

Grainger Announces Dates Of Other Rep. Regionals

West Coast Bureau of THE FILM DAILY

Hollywood — President James R. Grainger who presided at Republic's quarterly sales meeting announced dates of the other quarterly meetings as, New Orleans, Nov. 5, 6; Chicago, Nov. 7, 8; New York, Nov. 12, 13.

He also announced two special exploitations on "Down Mexico Way," Autry starring picture; also advertising budget of $100,000 for "Lady for a Night" which recently received an added budget of $150,000, raising its cost to $900,000.

Herbert J. Yates remains in Hollywood for two more weeks of conferences. Grainger planed out Saturday for San Francisco and will make a fast plane tour of all exchanges before heading for the New Orleans meeting.

Studio Sound Men Demand New Pact

(Continued from Page 1)

complete revision of the old contract and have a new one drawn up. If the new contract is not satisfactory, the membership has put itself on record that it will call a strike.

All other delegates have departed for Hollywood where they will submit the counter proposals of the producers to the membership for approval. The fact that Smith is the sole business delegate remaining indicates that the producers are having a difficult time arriving at satisfactory terms with the Sound Men, it was pointed out by a producer's spokesman.

SPG Defers Referendum On Affiliation With CIO

(Continued from Page 1)

dum on the question of affiliation with Local 109, Screen Office and Professional Employes Guild, CIO, has been delayed. Ballots were to have been mailed to SPG members last Friday.

There will be a special membership meeting of the Guild on Thursday night, with affiliation and progress of negotiations principal items on the agenda.

GENE AUTRY
SMILEY BURNETTE
FAY McKENZIE • HAROLD HUBER
SIDNEY BLACKMER
Joseph Santley — Director
Screen Play by Olive Cooper • Albert Duffy
Based on a story by Dorrell & Stuart McGowan
A REPUBLIC PICTURE
DOWN MEXICO WAY
Buy U. S. Defense Bonds

SMPE to Elect Today As Conclave Opens

(Continued from Page 1)

Emery Huse, of Hollywood, will be election of officers. The terms of the following executives expire Dec. 31, next; D. E. Hyndman, engineering vice-president; A. S. Dickinson, financial vice-president; P. J. Larsen, secretary; G. Friedl, Jr., treasurer; and Alfred N. Goldsmith, Arthur C. Hardy, and T. E. Shea, governors.

City Council Prexy to Speak

An informal get-together luncheon will be held this noon, when Newbold Morris, president of the New York City Council and Acting Mayor; Sol. A. Rosenblatt, former NRA administrator for the motion picture industry; and Francis S. Harmon, executive assistant to Will H. Hays, will speak.

Technical sessions will absorb much of the time of the delegates, with tomorrow evening and Wednesday afternoon held open for sightseeing and recreation. The 50th semi-annual banquet and dance, will be held Wednesday evening at the hotel. The SMPE Progress Medal, awarded annually to an engineer or scientist of the industry who has made important contributions to the progress of the motion picture art, will be presented at that time, as will the Society's Journal Award, given for the outstanding contribution to the SMPE Journal during the past year. The conclave will conclude Thursday afternoon.

Officers of the Society whose terms have another year to run are: E. A. Williford, past-president; H. Griffin, executive vice-president; A. C. Downes, editorial vice-president. J. Frank, Jr., is chairman of the membership committee.

A comprehensive program for entertaining the delegates' wives has been prepared, with teas, bridge, and other activities in charge of Mrs. Oscar F. Neu and Mrs. R. O. Strock, convention hostesses.

Pete Barnes of Texas Hanson Foto Nite Partner

Toronto—Second card of the hand shown by Oscar R. Hanson in opening of his new enterprise, Foto Nite Distributors, Ltd., with offices in the Toronto Film building, is understood to be in association with Pete Barnes of Texas who is reported to hold Canadian rights for a theater patronage stunt.

First Hanson move was to acquire the Palace Theater at St. Catherines, Ont.

Iowa-Neb.'s Allied May Meet Nov. 24

Des Moines—Annual convention of Allied Theater Owners of Iowa and Nebraska will be held "about Nov. 24," according to President Leo Wolcott.

While place is still to be definitely set, it is expected the sessions will be held here.

REVIEWS OF THE NEW FILMS

"Swamp Water"

with Walter Brennan, Walter Houston
Anne Baxter, Dana Andrews
20th-Fox 90 Mins.

ABSORBING AND WELL-PERFORMED DRAMA PROJECTED AGAINST THE COLORFUL BACKGROUND OF THE GEORGIA SWAMP LANDS.

Such simple qualities among folks as courage, faith and honesty take on a new and more significant meaning in this drama laid in the Okefenokee swamp region in Georgia. While the tempo of the film is as languid as the rivers that course through the swamps, there is the same tense foreboding that presage the explosion of human emotions.

Jean Renoir, French film director, in his initial Hollywood film assignment, is presented with a chunky slice of Americana the first time out. With assistance of Producer Irving Pichel, a sound script by Dudley Nichols and abetted by some splendid photography by Peverell Marley, Renoir has weathered the vicissitudes of strange surroundings and steers the film through on an even keel.

Tale, which is based on Vereen Bell's story which appeared in the Saturday Evening Post, a potent point for exploitation purposes, concerns a Georgia trapper known as Tom Keefer who flees to the Okefenokee swamps to avoid imprisonment on a false murder charge.

To the swamp comes young Ben Ragan in search of his dog. Ben is a strong-willed lad who resents the domination of his domineering but kind father, Thursday. Tom is wise in the ways of the swamp, having lived on a small solid piece of land for five years. One scene where he survives the bite of a poisonous copperhead has a powerful impact. Tom and Young Ben become friends and trap together.

Ben's activities in the swamp arouses the suspicions of the two men responsible for crime for which Tom is blamed. A girl, with whom Ben was friendly, reveals the reason when Ben takes Tom's daughter to the local dance. The two guilty ones try to waylay Tom and Ben as they come out of the swamp so Tom can be freed but fail as Tom's cunning stands him in good stead.

As Ben, Dana Andrews proves a fine young actor destined to go places. Walter Brennan makes the part of Tom Keefer a believable and effective one. The heroine is Anne Baxter, appropriately shy and proud who displays considerable acting ability. Virginia Gilmore is good as the jealous vixen. Walter Huston as Thursday has a small role but he handles it with consummate skill. John Carradine, Mary Howard, Ward Bond and Guinn Williams share credits for their supporting performances.

CAST: Walter Brennan, Walter Huston, Anne Baxter, Dana Andrews, Virginia Gilmore, John Carradine, Mary Howard, Eugene Pallette, Ward Bond, Guinn Williams, Russell Simpson, Joseph Sawyer, Paul Burns, Dave Morris, Frank Austin, Matt Williams.

CREDITS: Producer, Irving Pichel; Director, Jean Renoir; Associate Producer, Len Hammond; Screenplay, Dudley Nichols; Original, Vereen Bell; Cameraman, Peverell Marley; Film Editor, Walter Thompson; Music, David Buttolph.

DIRECTION, Good. PHOTOGRAPHY, Splendid.

"Sundown"

Starring Gene Tierney
with Bruce Cabot, George Sanders
Harry Carey, Joseph Calleia
(HOLLYWOOD PREVIEW)
United Artists 90 Mins.

ACTION, SUSPENSE AND DRAMA PERMEATE ELABORATE SPECTACLE THAT SHOULD CLICK SOLIDLY.

Walter Wanger has, in "Sundown," another of those elaborate spectacles which has become something of a trade mark with his productions. This one is set in Kenya, British East Africa, and tells the tale of how England's remote outposts fight, in their small way, for British victory.

The cast is well studded with star names, each a specialist in some character, and they all play their parts to the limit. Miss Gene Tierney, this time a sexy pseudo Arabian Princess, is excellent. She plays the role with lots of fire, and adds a mellow touch to this otherwise stark film. George Sanders, a British Major, is very much the Army man throughout. His work is strong and authentic. Bruce Cabot, plays straight and does a fine job. In character roles, Carl Esmond, Marc Lawrence and Joseph Calleia, give standout performances.

"Sundown" is nicely directed, beautifully staged and a credit to Henry Hathaway and Producer Wanger. The script, written from a Saturday Evening Post story by Barre Lyndon, and adapted by Charles G. Booth and Lyndon, is packed with action, suspense and drama.

Bruce Cabot, civil commissioner in a remote village in Kenya, is relieved of his command by George Sanders, an army officer, who decides that the former lax civil regime is going to be replaced by stern military discipline. He begins by taking away the freedom of Joseph Calleia, an Italian prisoner of war, who has had the run of the camp.

Trouble among one of the native tribes; the arrival of Miss Tierney and her caravan; and the discovery that Carl Esmond, a supposed Dutch mineralogist, is a German spy who is supplying the natives with arms for a revolt, all help bring Sanders around to Cabot's way of thinking. In the end, he dies but not without paying tribute to Cabot and his kind, whom he designates as Britain's strongest ally—even though they are far from the homeland.

Exhibitors will find in this picture great and unusual exploitation possibilities. The cast and the Wanger reputation should sell it easily from there on. It will be noted that while it is known that the "enemy" is Germany, no names or nationalities are mentioned, so there is no possibility of local dissension on the "propaganda" score.

CAST: Gene Tierney, Bruce Cabot, George Sanders, Harry Carey, Joseph Calleia, Reginald Gardiner, Carl Esmond, Marc Lawrence, Sir Cedric Hardwicke, Gilbert Emery, Jeni LeGon, Emmett Smith, Dorothy Dandridge, Horace Walker, Edward Das, Prince Madupe, Hassan Said, Wesley Gale, Jester Hairston, Curtis Nero, Al Duval, Kenny Washington, Woodrow Strode, Walter Knox, William Broadus, Ivan Browning, William Dunn, Tetsu Komai, Frederick Clark, Darby Jones, Blue Washington, Lawrence Lamarr, Frank Clark, George Lincoln, St. Luke's Choristers.

CREDITS: Producer, Walter Wanger; Associate Producer, Jack Moss; Director, Henry Hathaway; From Saturday Eveni Post by Barre Lyndon; Screenplay, Ba Lyndon; Adaptation, Charles G. Boot Cameraman, Charles Lang; Special ph tography, Ray O. Binger; Art Director, A exander Golitzen; Editor, Dorothy Spence Musical score, Miklos Rozsa; Technical a visors, Cliff Morgan, Carl Voss, Prince M dupe, Hassan Said, Barre Lyndon; Spec technical aide, Lee Zavitz.

DIRECTION, Good. PHOTOGRAPH Good.

"Small Town Deb"

with Jane Withers, Jane Darwell
Bruce Edwards, Cobina Wright, Jr.
20th-Fox 72 Min

A NEW, ADOLESCENT JANE WITHERS MAKES A HAPPY APPEARANCE I AN AMIABLE PROGRAM FILM.

Any doubt of what would happen to Jan Withers in her growing up process ca be dispelled at once. She proves a charming and adolescent actress who ca [illegible] cessfully cope with an average scri [illegible], by virtue of her ability, make the entir proceedings pleasant divertissement.

Her comic and versatile talents are ve much in evidence in a role that calls f her to aid her sister's romance and sa her Dad's property from being sacrifice for taxes. Jane Darwell, as the mother housekeeper, Cobina Wright, Jr., the si ter, Bruce Edwards, the boy friend, Ja Searl, the brother, all register well in the roles. Cecil Kellaway and Katharine A exander are suitable parents.

Miss Withers is cast as the kid sister w is just tolerated by older brother and si ter. When a young, handsome doctor visi the town, sister's unreasonableness almo loses him but Jane keeps him in line suggesting he take a rest at the cotta on her father's line.

When her brother is left without a da for the big country club dance, Jane co sents to go with him. It is her bigge moment but at the last moment, brothe girl friend comes to town. Then Jane sho up at the dance with her sister's boy frie and is the hit of the dance. She brin them together. Then talks to the gentlem who will unsnarl the red tape that w save the property.

Miss Withers displays her versatility a Spanish song number, handled very nice and a recognizable takeoff of Carmen M randa. She also plays the drums in a snap manner.

Picture is the kind that will appeal the family and the matinee trade. Di logue is filled with snappy colloquialis which the youngsters will appreciate. Ha old Schuster's direction contributes larg to the picture's effectiveness.

CAST: Jane Withers, Jane Darwell, Bru Edwards, Cobina Wright, Jr., Cecil Ke laway, Katharine Alexander, Jack Sea Buddy Pepper, Robert Cornell, Margar Early, Douglas Wood, John T. Murray, Ru Gillette, Nora Lane, Daphne Ogden, Ma Blake, Henry Roquemore, Jeff Corey, E win Stanley, Isabel Randolph.

CREDITS: Director, Harold Schust Screenplay, Ethel Hill; Original, Jerrie W ters; Cameraman, Virgil Miller; Film E itor, Alexander Troffey.

DIRECTION, Good. PHOTOGRAPH Good.

THE LIVING DRAMA OF A THOUSAND HEADLINES!

INTERNATIONAL FORUM

A Round Table Discussion with

FANNIE HURST

America's foremost novelist

SENATOR

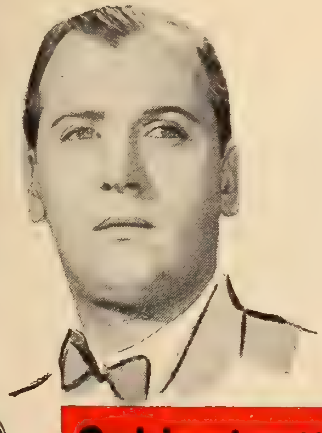
CLAUDE PEPPER

Famous legislator

REAR ADMIRAL

H. E. YARNELL

Hero of the "Panay" incident



JOHANNES STEEL

Popular Radio Commentator

Subject: "WILL DEMOCRACY SURVIVE?"

Produced and directed by William Rowland • Editorial Supervisor, Burnet Hershey

A COLUMBIA SHORT-SUBJECT PRESENTATION

A new entertainment idea that grows bigger with each release.

ISSUE NUMBER THREE

THE EYES AND EARS OF THE NATION ARE TURNED WEST TO "SUNDOWN"!

WORLD PREMIERE AT THE FOUR STAR THEATRE, LOS ANGELES, is blazing news! Millions heard the sensational coast to coast broadcast over Mutual... dramatized by the radio tributes from Gary Cooper, Ginger Rogers, Jack Benny, Tyrone Power, Annabella, Ernst Lubitsch, Laraine Day, Louella Parsons, Dorothy Lamour, Edward Arnold, Loretta Young, Marlene Dietrich, Linda Darnell and the appearance of members of the "Sundown" cast including Gene Tierney, Bruce Cabot and Director Henry Hathaway!

AND WHAT BUSINESS! Opening day brings standees for two blocks a half an hour before the box-office opened...with crowds still piling in for the last show at 10 p.m....proving that adventure romance is what the public wants!

PRESS FLASH!

"Fast moving, action-filled, crammed with excitement. Stirring entertainment that gave the name 'motion' to pictures!" —*Motion Picture Daily*

"A swell piece of entertainment that should run up healthy grosses!" —*Hollywood Reporter*

"Sure to find favor among fans! A lavish quantity of sturdy adventuring with an exceptionally well done surprise ending!" —*Daily Variety*

"Wide appeal for those who relish exciting screen fare. Gene Tierney ravishing!" —*Box-office*

"Adventurous melodrama will carry through key runs for successful biz!" —*Variety*

OCTOBER 31st
hundreds of theatres from coast-to-coast will play "Sundown" Day & Date!

WALTER WANGER'S
Great Adventu*romance* of Today!

SUNDOWN

starring GENE TIERNEY
BRUCE CABOT • GEORGE SANDERS • HARRY CAREY • JOSEPH CALLEIA
Reginald Gardiner • Carl Esmond • Marc Lawrence • SIR CEDRIC HARDWICKE
Directed by Henry Hathaway • From the Saturday Evening Post story "Sundown" and screenplay by Barre Lyndon
A HENRY HATHAWAY Production
released thru United Artists

FILE COPY
DO NOT REMOVE

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

80, NO. 79 NEW YORK, TUESDAY, OCTOBER 21, 1941 TEN CENTS

MINN. ISSUES THREE ANTI-5 LAW COMPLAINTS

Industry Asks Priorities on Production's Needs

Harmon to Present List of Studio's Necessities for Next Year to OPM Today

Office of Production Management in Washington will be ormally requested today by rancis S. Harmon, executive assistant to President Will H. Hays f MPPDA and the film industry's co-ordinator for National Defense, to make available to Hollywood and ther studios a list of materials essential for their maintenance and the building of sets during 1942.

Harmon, speaking at the SMPE's

(Continued on Page 9)

Stockholder's Suit Bioff Trial Result

A stockholder's suit against 20th Century-Fox Film Corp. and the enire roster of its board of directors. he first repercussion of testimony n the Browne-Bioff trial, was served esterday in the N. Y. Supreme Court.

The plaintiff, Helen Solomon, holer of 200 shares of common stock. emanded an accounting by the di-

(Continued on Page 6)

St. Louis Gross Tax Bill Meets Pigeon-Hole Death

St. Louis—The Legislative Committee of the Board of Aldermen has voted to file a pending bill that would have imposed a tax of 1 per cent on he gross receipts of motion picture heaters and other amusement

(Continued on Page 6)

Wanger Cancels His Flight to England

Walter Wanger has cancelled his plans to go to England in connection with the shooting of background material for "Eagle Squadron." He was to have left by clipper Sunday, but now plans to return to the Coast late this week.

SMPE SPEAKERS RAKE FILM PROBE

"First Munich Putsch in U. S."—Rosenblatt; Industry Merits Praise, Not Condemnation—Newbold Morris

By **GEORGE H. MORRIS**
FILM DAILY Staff Writer

The Senate Interstate Commerce sub-committee's industry "witch hunt" was raked fore and aft yesterday by Newbold Morris, president of the City Council and acting mayor, and Sol A. Rosenblatt, former NRA administrator for films and radio and now general counsel of the Democratic National Committee, in addresses before the SMPE at its convention get-together luncheon at the Hotel Pennsylvania yesterday.

Rosenblatt assailed the inquiry, slated to resume in Washington next week, possibly on Monday, as "the first Munich putsch against the freedom of expression in the U. S.," and demanded that the investigation itself be investigated that the forces behind it might be exposed.

Rosenblatt, who assailed Sen. Gerald P. Nye, R., N. D., co-author of the inquiry measure, as "gauleiter of the America last movement," declared "it is evident that these rump investigators who took to the storm cellar as soon as the important ele-

(Continued on Page 6)

Crescent Circuit Files Its Findings

Nashville, Tenn.—"We have produced evidence to show that one picture shown in Music Hall, New York, may gross more than Crescent Amusement Co. and affiliated exhibitor defendants gross in an en-

(Continued on Page 9)

W. Pa. Allied to Open Pittsburgh Meet Today

Pittsburgh—Annual convention of Allied MTPO of Western Pennsylvania opens two days of sessions this morning at the Roosevelt Hotel, Presided over by Fred Beedle, all

(Continued on Page 2)

Exec. Salaries Not Pegged in Dominion

Toronto—Salaries of those in the category of executives of theater or film exchange companies do not come under the scope of the pegged pay provision in new Government regulations effective Nov. 17, but

(Continued on Page 9)

Kuykendall and Williams Address Ohio ITO Forum

Little Rock—Open forum on industry problems at the concluding business session of the ITO of Ohio convention in the Hotel Marion here yesterday was highlighted by ad-

(Continued on Page 2)

Split in Browne-Bioff Coin?

Hint Others Shared in Their Collections

That Willie Bioff, West Coast labor representative and known for his Chicago connections, may have been plucking tribute from the industry to share with other associates was indicated for the first time during the extortion trial of Bioff and George E. Browne in the testimony furnished by Maj. Albert and Harry

(Continued on Page 9)

Nick-Weston Ask Hearing By U. S. Supreme Court

St. Louis—Counsel for John P. Nick, former IATSE vice prexy, and Clyde A. Weston, former Local 143, (Operators), business manager, on Saturday forwarded a transcript of

(Continued on Page 6)

Paramount, 20th-Fox, RKO Accused of Making Deals Without 20% Cancellation

By **GEORGE E. GUISE**
FILM DAILY Staff Correspondent

Minneapolis — First complaints to be drawn under the Minnesota anti-blocks-of-five law, passed by the last Legislature and sustained recently in Ramsey County District Court, were issued yesterday by James F. Lynch, Ramsey County Attorney.

Three complaints were issued by Lynch, one each against Paramount, RKO Radio Pictures and Twentieth Century-Fox. They were signed by

(Continued on Page 6)

Calif., N. H. Awards Reversed on Appeals

Awards of arbitrators in two cases have been reversed by the motion picture appeals board in opinions made public yesterday. Reversed decisions involved cases filed by the Mission Playhouse, Los Angeles, and Lucien Descoteaux, Manchester, N. H.

In the Los Angeles case, the ar-

(Continued on Page 6)

Disney Brings Material For 12 Shorts from S. A.

Material for approximately 12 short subjects was obtained by Walt Disney and his staff during their two-month survey of South America and its culture. Disney said yes-

(Continued on Page 6)

Windsors at Movies: It's Private Party

Duke and Duchess of Windsor spent last night in New York like plain folks by seeing a movie. Only they watched it from their suite at the Waldorf-Astoria Towers. Program consisted of "Sun Valley Serenade" and Movietone News clips of their arrival in Canada and Baltimore.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 79 Tues., Oct. 21, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Monday, Oct. 20)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	7½	7	7⅜	+ [illegible]
Col. Picts. pfd.	27¼	27⅛	27¼	+ ½
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	135¾	135½	135¾	+ ¾
do pfd.	....	....	....	.....
Gen. Th. Eq.	12	12	12	— ½
Loew's, Inc.	37¾	37¼	37¾	+ ¾
do pfd.	....	....	....	.....
Paramount	14⅜	14⅛	14⅜	+ ¼
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	12⅞	12¾	12⅞	+ ⅜
Pathe Film	....	....	....	.....
RKO	2⅝	2⅝	2⅝	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8¾	8⅜	8⅜	— ⅛
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	154	154	154	+ 1
Warner Bros.	5	4⅞	5	.....
do pfd.	74	74	74	— ½

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	99¼	98¾	99¼	+ ¾
Warner Bros.' dbs. 6s48	....	....	....	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	....	....	....	.....
Technicolor	8⅞	8⅞	8⅞	— ⅛
Universal Corp. vtc.	9⅜	9⅛	9⅛	— ⅛
Universal Picts.	....	....	....	.....

Joe Shea at 20th-Fox H. O.

Joe Shea, who has been handling 20th-Fox exploitation in the New England territory, has been transferred to the home office as newspaper contact under Earl Wingart, publicity manager, it was announced by A. M. Botsford, advertising and publicity chief. Ralph Stitt replaces Shea in the field.

Lester Pollock Ill

Rochester—Lester Pollock, manager of Loew's Rochester here, is confined to his home by illness. Substituting for him is Joseph Boyle, assistant at Loew's State in Syracuse.

ALONG THE RIALTO

WITH Phil M. Daly

● ● ● WOW LUNCHEON:......That's what the noontide feedbag session of the SMPE conventionaires atop the Hotel Pennsylvania was yesterday......The speakers: Newbold Morris, City Council prexy and acting Mayor; Sol Rosenblatt, Francis (MPPDA) Harmon, and Claude (Paramount) Lee......Get-together was so interesting that not a squawk arose because the afternoon technical sessions were delayed......On the dais, in addition to the speakers, were Prexy Emery Huse; Bill Kunzmann, convention v.p.; Herb Griffin, executive v.p.; D. E. Hyndman, re-elected engineering v.p.; Arthur S. Dickinson, re-elected financial v.p.; P. J Larson, re-elected secretary; George Friedl, re-elected secretary; and those newly-elected governors,—Frank (GE) Carlson; E. M. (Erpi) Honan; and J. A. Maurer, of J. A. Maurer, Inc......

▼ ▼ ▼

● ● ● *REFRESHMENTS WITH GENIUS:......RKO Radio held a swell reception yesterday afternoon in the Waldorf-Astoria's Starlight Roof for Walt Disney, whose triumphant "Dumbo" opens with a world premiere at the local Broadway Theater on Thursday ......Mister Disney put back to the U. S. yesterday for the big bow from Central and South America......Among those present included the trade scribes, syndicates, met. dailies, fan mags, and this partial list of industry and other folks: Ned E. Depinet, Phil Reisman, S. Barret McCormick, Jack Alicoate, Gordon E. Youngman...... Charles W. Koerner, Andy Smith, Bob Mochrie, Cresson E. Smith, William H. Clark......Harry Michalson, Walter V. Derham, John Farmer, Harry Gittleson, R. K. Hawkinson, Roy Disney......Leo Samuels, James Finney, Toni Spitzer, Harold Hendee, Michael Hoffe, Henry Holmes, Sidney Kramer......A. A. Shubart, W. J. McShea, M. G. Poller, Lou Miller, William Zimmerman, Major Leslie E. Thompson, Leon Goldberg......Leon Bamberger, Bob Wolff, Jack Pegler, Rutgers Neilson, Lyn Farnol, James Mulvey, John Wood, Al Sindlinger and representatives of each of the Latin-American countries.*

Silver Boomed For Albany Variety Club Presidency

Albany — Reorganized Variety Club, which will meet in the Hotel Ten Eyck Oct. 29 to elect permanent officers will take permanent rooms in the Ten Eyck Nov. 12, with a banquet in celebration of the group's rejuvenation planned for the same hotel Nov. 20.

Mentioned as the likely chief barker is M. A. Silver, New York state zone manager of Warner Theaters, who is serving as temporary chairman of the committee in charge of reorganization.

"Hellzappoin" Release New Scheduled for Dec. 26

New release date for the film version of "Hellzapoppin" has been set for Dec. 26, Jules Levey, producer, said yesterday. Olsen and Johnson, the stars, return to Hollywood this week for additional scenes.

Set Back "Soldier" Bow

"The Chocolate Soldier" will have its world premiere at the Astor Theater on Oct. 31, instead of next Tuesday, as originally announced by Metro.

Kuykendall and Williams Address Ohio ITO Forum

(*Continued from Page* 1)

dresses by Prexy Ed Kuykendall of the MPTOA and Bob Williams, president of the Tri-State MPTO. Two-day convention closed last night with the annual banquet at which Attorney General Jack Holt of Arkansas discussed legislation affecting the industry. A floor show and dance were other banquet features.

Mayer and Burstyn Will Turn to Legit. Producing

Arthur Mayer and Joseph Burstyn, for the last seven years engaged in the production and importation of European films, and presently battling the New York censors on the controversy of the John Steinbeck film, "The Forgotten Village," announced yesterday they will henceforth transfer most of their activities to legit.

As their first venture, they have just obtained the rights to H. S. Kraft's new play, "Cafe Crown." The author, Kraft has arrived from Hollywood, and Mayer and Burstyn expect to get the play into rehearsal within the next 10 days.

COMING and GOING

L. JACK SCHLAIFER, Edward Small's rep sentative, is in Chicago on circuit deals.

ARCHIE MAYO leaves today for a two-we vacation in Havana .

HERBERT MARSHALL arrives via Ameri Airlines today for a brief visit here.

NATE D. GOLDEN, of the Department Commerce, arrived yesterday to atte SMPE convention.

OLE OLSEN and **CHIC JOHNSON** return Hollywood tomorrow for some last-minute makes on "Hellzapoppin."

CLAUDE F. LEE, Paramount's director public relations, left last night for Pittsbu where he will address the members of AMPTO of Western Pennsylvania at the Roo velt Hotel.

HENRY S. WHITE, Paramount's radio rep sentative left last night for Chicago to con on a special broadcast for "Birth of the Blue

ILONA MASSEY and **ALAN CURTIS** return to New York yesterday after a personal appe ance tour.

BING CROSBY, who docked from a Sou American voyage yesterday, returns to the Co Friday with a stopover in Chicago Saturday attend a football game.

RUBE JACKTER, Columbia's assistant sa manager, left for the Coast last night to atte the company's regional Friday. **ABE MO TAGUE**, general sales manager, left over week-end.

OSCAR A. MORGAN, Paramount's short su ject sales manager, left for Chicago last nig

JOE GOLTZ, general manager for Unit Artists in China, arrived in New York yesterd for important Home Office conferences.

W. Pa. Allied to Open Pittsburgh Meet Today

(*Continued from Page* 1)

sessions will be open to industr members except that for the electic of officers.

Allied's national directors will co vene tomorrow morning to discu the unity proposal. Board membe also will attend the unit sessions.

UA Sets Midwest Circuits

Chicago—Charley Stern, UA di trict manager, reports new seaso film contracts signed with the Ch cago Warner circuit, Indiana-Illino circuit, Anderson circuit, Bob Luca and the Ben Lasker circuits in Ch cago.

Add Robinson to AAA Panel

Hamilton A. Robinson, prominer Pittsburgh attorney, was added t the panel of arbitrators for Wester Pennsylvania and Northwester West Virginia.

FOR FASTER, FRIENDLIER SERVICE AT LOWER COST—'PHONE

Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

Six Weeks Ago, Warner Bros. and Vitaphone Announced The Industry's First Trade Showing of Short Subjects . . .

THE TRADE WENT OVERBOARD:

"The short subjects I saw are just what I need for my theater."
—Geo. Chadwick, Fox Theater, Carthage, Miss.

"The type of shorts previewed should certainly influence additional money at the boxoffice."
—Fred L. Knill, Gibraltar Enterprises, Denver

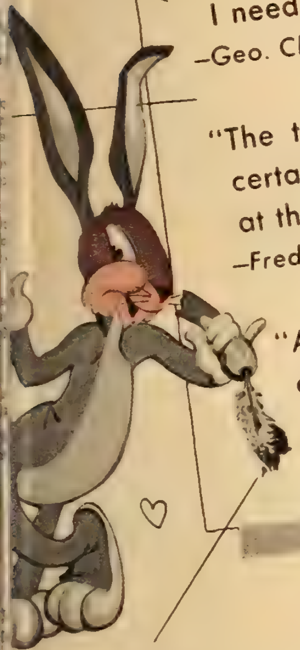
"All the shorts screened were, in my estimation, tops!"
—W. H. Castay, Jeff Theatre, New Orleans

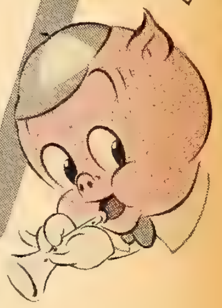
AND SO DID THE PRESS:

"MINSTREL DAYS"—"Surefire B. O. Something the exhib should not overlook."
—Variety

"Socko. Can stand on its own feet in any house and replace a 2nd feature in lots of them."
—Boxoffice

"THE TANKS ARE COMING"—"Two reels of action and production excellence. Deserving of every support showmen can give it. Excellent!"
—The Exhibitor





Were these Shorts Hand-Picked? Of Course! Every Warner Short is Hand-icked, Specially Tailored for Your Box-Office. You'll Prove This To Yourself When You Attend...

WARNER BROS.' 2ND NATIONAL SHORT SUBJECT TRADE SHOW ...WEEK OF OCTOBER 27th!

During the week of October 27th, in every Warner exchange center there will be held a two-hour showing of Warner-Vitaphone short subjects. Your local Warner exchange will inform you of the exact time and place.

NEW SEASON! NEW BOXOFFICE HIGHS! WB WARNER BROS.

ALL FEMININE AMERICA WILL

And they'll GO for Boyer till they'r

UNIVERSAL PICTURES presents

Charles *Margaret*

BOYER *and* SULLAVAN

in

APPOINTMENT FOR LOVE

with

Rita Johnson • Eugene Pallette • Ruth Terry • Reginald Denny

J. M. Kerrigan • Cecil Kellaway • Roman Bohnen

Directed by

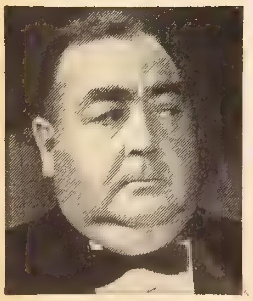
WILLIAM A. SEITER

A **BRUCE MANNING**

Production

Associate Producer, Frank Shaw

Screenplay, Bruce Manning • Felix Jackson
Based on original story, "Heartbeat,"
by Ladislaus Bus-Fekete



A
UNIVERSAL
Picture

RY—"LET'S GLOW, GIRLS!"

acked to the foyer!

It's a thrill-sweeping romance!

SHE wanted the marriage to last!

HE wanted it to begin!

Nationally Released
OCTOBER 31

Calif., N. H. Awards Reversed on Appeals

(*Continued from Page* 1)

bitrator fixed maximum clearances among the theaters in Alhambra, Pasadena, Monterey and San Gabriel, the award affecting the runs of the Rosemead and Garvey theaters, San Gabriel, operated by the Edwards Theaters Circuit which appealed from the decision.

The appeals board, however, found that the arbitrator lacked jurisdiction to make an award under Section VIII of the consent decree. The award therefore was reversed and the complaint dismissed with costs.

In the New England case, the appeal was by 20th Century-Fox. First-run clearance in Manchester was reduced from 60 days to 30 days, with seven days clearance after second-run, by the abritrator after the complainant's testimony that the former clearance schedule was unreasonable. Appeals board, however, found that the proof of unreasonable clearance by the complainant was inadequate, declaring that "it is essential that such unreasonableness should appear by sufficient proof before any award can probably be made revising clearance."

The award was reversed and the complaint dismissed with costs.

Washington U. Professor To Hear St. Louis Case

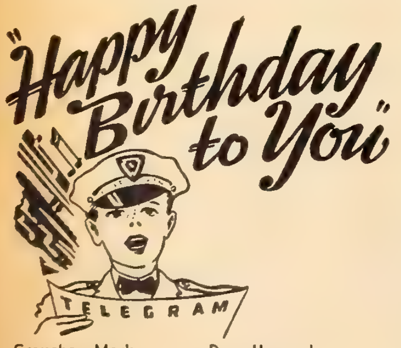
St. Louis—Prof. W. H. Stead of Washington University has been named arbitrator in the complaint filed by Floyd L. Lowe and W. A. Snell, owners of the Star Theater, Lebanon, Mo., against the five consenting companies. Case filed by Mrs. Mildred Karsch, Rolla, Mo., will be heard today.

Booth Theater, Detroit Hearing Off to Nov. 4

Detroit—Booth Theater arbitration case No. 1 has been postponed from today to Tuesday, Nov. 4 on request of attorney for the complainant, who will be tied up in court matters to that date.

Polio Closes Wis. Theaters

Milltown, Wis.—With two children dead as the result of an outbreak of infantile paralysis, Health Officer Chris Lund has ordered the closing of local theaters.



Groucho Mark
Lloyd Hughes
Don Hancock
Josephine Lovett
Edward G. Levy

SMPE Hears Attacks on Probe

Rosenblatt and Morris Rake Senate Inquiry

(*Continued from Page* 1)

ments of the press exposed the absurdity of their pretentions were but the Charlie McCarthys of those who manipulated behind the scenes," and continued:

Would Probe the Pix Inquiry

"I say that what we really need is not a continuance of the preposterous investigation launched by a 'packed' committee, but an investigation of this investigation to expose once and for all the instigators of the movement to attack the very principles of freedom and liberty upon which our nation has been built."

Asserting that the "industry is to be praised and not condemned for its portrayal of national and international events," Morris stated, "If an industry such as yours, which gives pleasure and education to the great American public becomes fearful of what the Government may say, or may do, the result is certain to be disastrous. It would mean in the industry suspicion and fear and the results of your product to the public would reflect this."

Others to address the luncheon at which President Emery Huse presided were Francis S. Harmon, the industry's co-ordinator for national defense, and Claude Lee, Paramount's public relations director.

Herbert Griffin, executive vice-president, presided at the opening session, when four officers whose terms expire Dec. 31, were reelected. They are D. E. Hyndman, engineering vice-president; A. S. Dickinson, financial vice-president; P. J. Larson, secretary, and G. Friedl, Jr., treasurer. Dr. Alfred N. Goldsmith, former president and a member of the board of governors of the society, was elected chairman of the Atlantic Coast section.

Increase Range of Camera

Dr. Goldsmith, speaking at last night's convention session, told of his new revolutionary "increased range" system of motion picture photography which permits actors to move freely on a set without fear of moving out of camera focus. System automatically compensates for the fixed focus of the camera lens by lighting first the foreground, then the middle distance, and then the background of each scene each time a single exposure of the motion picture film is made. At the same time, the camera focus is kept in step with the lighting by means of a series of compensating plates revolving behind the lens. Thus whichever part of the set is being photographed is in perfect focus.

A new type of reflector which, when installed in a motion picture sound recorder, permits more accurate monitoring of the sound being recorded, and therefore contributes substantially to improved sound reproduction in the theater, was described by Glenn L. Dimmick, RCA lab. sound research engineering expert.

"Dynamic Screen" of Future

A glimpse into the future was afforded by Robert Russell, of the Training Film Production Laboratory, Fort Monmouth, in a paper on the "dynamic screen" for theaters, which he characterized as being the last unexplored horizon of the industry. "Dynamic screen" may be made to cover the entire front wall of the theater, instead of being confined to a given area, as at present. Thus, the audience may see the projected film as a pin-point or as a vast panorama.

The convention also devoted lengthy discussion periods yesterday to mobile television equipment, color television, and new photocell equipment. Lieut. Col. M. E Gillette, Signal Corps, Fort Monmouth, N. J., discussed the Army training film program.

St. Louis Gross Tax Bill Meets Pigeon-Hole Death

(*Continued from Page* 1)

houses. Chairman Claude Bakewell of the 25th Ward said that the vote to kill the measure was unanimous.

The tax, estimated to yield \$50,000—\$100,000, woud have been in addition to the present theater license fee which ranges from \$25 for one month to \$150 per year.

Fight against the bill was led by Prexy Fred Wehrenberg, of the MPTO of St. Louis, Eastern Missouri and Southern Illinois.

Nick-Weston Ask Hearing By U. S. Supreme Court

(*Continued from Page* 1)

the lower court record and application for a writ of certiorari to the U. S. Supreme Court in an effort to have the highest court review their convictions on charges of violating the Federal anti-racketeering act.

The Supreme Court, if it accepts jurisdiction, would hear the case on record made in the District Court and presented to the Circuit Court of Appeals. In the event the motion for the writ of certiorari is rejected then the convictions will stand and Nick and Weston would be taken to prison immediately.

Upstate Films Chartered

Buffalo—Upstate Films, Inc., new local distributor, has secured a state charter.

Disney Brings Material For 12 Shorts From S. A.

(*Continued from Page* 1)

terday South America talent, including artists, musicians and "voices" probably would be brought to the U. S. for work on the contemplated shorts. He added that he might produce a few shorts in Spanish.

Disney and his staff studied folk lore of Brazil and Argentina for possible material. He said they were particularly interested in native music and dances, especially the Samba, a rhythmic dance which is catching on in the U. S. A feature with a South American background also is being considered.

Plan whereby Disney and Samuel Goldwyn would combine their efforts on a picture dealing with the fairy tales of Hans Christian Andersen will be abandoned, Disney said, as such a picture would require a world market not available today.

A cocktail party in honor of Disney was given last night at the Waldorf-Astoria. He plans to return to the Coast this week.

Savett, Curry Add Houses

Albany—Harry Savett, indie exhib who has several small town locations in this territory, has taken over Faust, Antwerp, Clinton and Port Leyden.

Amos Curry is now operating theaters at Norfolk and Norwood, taken over from Larry Carkey, Family Theater, Utica.

3 Anti-5 Actions Started by Minn.

(*Continued on Page* 6)

Harold St. Martin, a Ramsey De uty Sheriff, on information whic the deputy is reported to have se cured. Later in the day, the com plaints were served on Louis Goldhammer, RKO district man Ben Blotcky, district manager Paramount, and J. M. Podoloff, 20th Fox district manager here.

To be Arraigned Tomorrow

The three are to appear in St Paul Mnnicipal Court tomorrow fo arraignment.

Lynch said RKO and Paramoun are accused in the complaints o making deals with a theater in Whit Bear Lake, a St. Paul suburb, an 20th-Fox with having signed a contract with the Gem Theater, St. Paul all three in violation of the anti block law.

Paramount and 20th-Fox, according Lynch, made contracts to sell five picture each to the White Bear Lake theater wit no provision for cancellation of 20 per cent as required under the new Minnesota law RKO made a contract, Lynch said, for 1 pictures with no cancellation privilege.

In all three cases, Lynch said, deals wer completed by local exchanges, contract signed and then sent to home offices in New York for approval.

Lynch said the investigation was carrie on by Thomas J. Gibbons, Ramsey Count sheriff, after his own office had warned distributing companies prosecutions would follow if any violations of the new law were found

Action a Surprise to N. W. Allied

The state law nullifies the New York con ent decree, so far as Minnesota is concerned and requires all companies to sell only i full season blocks, with 20 per cent cancellation privilege to the exhibitors.

News of issuance of the complaints was a surprise to officials of Allied Theater Owners of the Northwest, sponsors of the law. as they had no prior knowledge the cases were to be filed. Fred Strom, executive secretary of Northwest Allied, said the organization's executive and legislative committees probably would be called into session within a day or two to discuss the actions.

RKO has a tie-up here with the Mort Singer houses in Minneapolis and St. Paul, both of which have a booking arrangement with Minnesota Amusement Company, Paramount subsidiary. Minnesota Amusement operates about 50 houses in the state.

Stockholder Suit Follows Browne-Bioff Trial

(*Continued from Page* 1)

rectors charging that the defendants wasted the company's funds by "unlawfully paying to Browne and Bioff funds for illegal and improper purposes."

The complaint states that the payments of which the exact amount is unknown to the plaintiff at this time were made between April 15, 1936, and April 15, 1940.

WEDDING BELLS

Phil Laufer, publicity director for the Criterion, will become a benedict Nov. 9, marrying Miss Isabel Shore in Temple Auditorium, Brooklyn. Later in the month, they will honeymoon in Florida.

"PARDON ME FOR POINTING!"

OLLOW THIS LINE FOR THE YEAR'S OUTSTANDING ROMANTIC COMEDY!

Meet **THE BRIDE WHO WOULDN'T STAY FOR BREAKFAST!**

A joyous reunion of the stars of "THE LADY EVE"

BARBARA STANWYCK ☆ HENRY FONDA

in **Wesley Ruggles'**

You belong to Me

PRE-SOLD TO MILLIONS

who read LIFE · LOOK · Hollywood · Motion Picture · Movie Story · Screen Life · Screen Guide · Movie-Radio Guide · Movie Life · Movies · Movie Stars' Parade · Modern Screen · Photoplay-Movie Mirror · Screenland · Silver Screen · Screen Romances · Your Charm

RELEASED OCT. 30th

with **EDGAR BUCHANAN**

ROGER CLARK · RUTH DONNELLY · MELVILLE COOPER

Screen play by Claude Binyon · Directed by WESLEY RUGGLES

A COLUMBIA PICTURE

rescent Circuit les Its Findings

(Continued from Page 1)

e season," is the contention of the ibitor defendants in their Proed findings of fact, filed by Chief unsel George H. Armistead, Jr., the Government's anti-trust suit st Crescent and its affiliates, ng to the defendants' conclun that "plaintiff's charges of dedants' use of 'circuit buying wer' to create a monopoly and coe distributors are unfounded."

The statement in the document at the 83 towns in which Crescent nusement Co. and eight other exitor groups operate have a total pulation of only 379,263 is offered further evidence that defendant hibitor is not in a position to coe any distributor.

Existing Franchises

Said to be the basic issues in the vernment's charges of monopoly, e Findings of Fact lists existing anchises between Crescent and filiates with distributors as follows:

"Paramount Pictures, for 5 years mmencing with the 1937-1938 prodt, negotiated with Tony Sudekum d K. C. Stengel for Crescent and ric; negotiated by K. C. Stengel r Rockwood, Cherokee, and Kencky.

"Fox Film Corporation, first three ars for 1936-37, 1937-38, and 38-39, negotiated by Sudekum and engel for Crescent, Lyric, Rockood, and Tracy City, second 3 years r 1939-40, 1940-41, and 1941-42, gotiated for Crescent by Sudeum and Stengel and by K. C. Stenl separately for Rockwood and filiates.

"Warner Bros., first in 1930; latest ginning Jan. 1, 1940, through ug. 31, 1943."

All of these franchises contain e "repeat" or "re-run" clause hich the defendants contend is for e benefit and protection of competing theaters instead of giving any lvantage to the defendant.

Stagger System" Necessary

Stating that the distributor, because of their cost, can furnish the tlanta exchange, covering Alama, Tennessee, and Georgia, only prints of an important feature d 8 of a less important, the dendants contend that the "stagger stem" is the only method of disibution that is "physically and onomically" practical, as opposed the Government's proposed sysm of local bargaining for film.

The defendants maintain their ntention that independent theater erators involved, to a man, by eir own testimony, on the stand, lmitted that they "could get plenty pictures" and were never hamered in operation for a lack of picres.

egents Uphold Censor's Ban

New York State Board of Regents as upheld the censor's ban on "They ust Be Told," distributed by Cinea Service Corp.

National Rep. Meet Planned for Spring

West Coast Bur., THE FILM DAILY

Hollywood—Republic will hold its second national convention at the studio in April or May, it was learned yesterday. The first was held here in May, 1938.

Hint Others Shared Browne-Bioff Coin

(Continued from Page 1)

M. Warner in the Federal Court yesterday.

Both brothers testified that Bioff was paid a total of $100,000 by Warner Bros. Pictures before Harry M. Warner put his foot down on further payments. Cross examination of the Warner Bros. president will continue this morning.

Says Bioff Asked $50,000

Major Warner, who was the first Government witness, stated that he had a conversation with Nicholas M. Schenck in April, 1936, in which the Loew's president told him of the demands of the defendants. Several days later, he said, Bioff personally requested $50,000 as the amount of tribute for that year.

When the witness offered him a first payment of $10,000 Bioff reportedly replied: "By the time I got through splitting it up with the boys, it would be peanuts."

Harry M. Warner in his testimony later told how Bioff on another occasion characterized a payment of $7,500 in tribute as "chicken feed" after he had protested "that he had to give away a greater part of the money to some people in Chicago."

After Bioff's demand on Major Warner, the witness said that he consulted with Samuel Carlisle, comptroller, who arranged to accumulate $10,000 by means of vouchers.

The witness then detailed how on a number of occasions Bioff came to his office and was handed envelopes by Major Warner's secretary containing sums varying between $10,000 and $20,000 in cash. This money was left with the secretary by Major Warner who in turn obtained it from Carlisle, according to the testimony.

"Pretty Powerful People"

It was only after several months that Major Warner informed his brother of the payments, it was said. When U. S. Attorney Mathias F. Correa asked the witness why he had paid the defendants, Major Warner replied: "I was afraid of what they would do. You see they are pretty powerful people. They would have pulled their men from the theaters and paralyzed our business and we were in very bad financial condition at that time. Yes, we had just gone through four years of depression and we had lost $30,000,000."

In reply to a similar question, Harry M. Warner stated he was afraid for the business and concerned about bodily harm. Both statements were made in spite of vehement objections by the defense counsel.

The Warner Bros. president testified to two payments of $7,500 and $12,500 which he stated, were made on the Coast to Bioff in 1937 and early 1938. These payments were made, he said, through issuance of expense vouchers and over the protestations of the witness.

In making the last payment Warner said to Bioff, "Don't ever ask for any more because you won't get it. I don't want any more of that stuff."

Ask Priorities On Production's Needs

(Continued from Page 1)

opening day convention luncheon in the Hotel Pennsylvania yesterday just prior to leaving for the capital, outlined the one-year estimate of purchases, which he said must be obtained if production is to remain on an even keel.

Full schedule of items on which the industry asks priority follows: 21,000,000 feet of lumber and panels; 5,750,000 feet of composition board; 12,500 kegs of nails; 160,000 gallons of paint; 250,000 pounds of pigments, bronze powders and pastes; 1,800 doz. paint brushes; 350 gross of tools; 2,000,000 feet of electric wire and cable; 100,000 pounds of foundry metal; miscellaneous quantities (small) of iron, steel, aluminum, gears, bearings, motors, batteries, hose, and rubber goods; 360,000 pounds of rope and fibre; 600,000 yards of canvas, burlap, muslin and tape; 8,350 doz. pairs of cotton gloves; 150,000 reams of writing paper (mimeograph and bond); 18,000 boxes of carbon paper; 26,000 quires of stencils; $250,000 worth of photo supplies for stills; $300,000 worth of laboratory chemicals; 277 tanks of helium; 2,500 pounds of freon gas; and $50,000 worth of ammunition, fireworks, and liquid smoke.

Executives' Salaries Not Pegged in Dominion

(Continued from Page 1)

salaries or wages of all others, whether union labor or not, remain stationary with provision for a standardized living cost bonus which all employers in industry and commerce must pay on percentage basis stipulated by the Government.

This bonus percentage may be adjusted every three months to meet new conditions. Although it is announced that all merchandising and service establishments come under the order fixing maximum prices to the public, it is learned theater admission prices are not pegged because the Government already derives 20 per cent of theater grosses and higher "takes" mean a larger amusement tax share for the Government.

Wages will remain fixed at the scale prevailing in the four weeks ending Oct. 11. Overtime pay will be permitted and employe will be allowed to make a change in jobs to obtain better wage. A company can raise pay in the promotion of an employe to higher position.

Al Bondy Incorporates

Al O. Bondy, Inc., has been chartered at Albany to engage in a general theatrical business.

ANOTHER REPUBLIC FAN MAGAZINE AD

THRILLS AHEAD with a BIG PICTURE

IMAGINE this dramatic SITUATION — a bewitching BLONDE beauty shipwrecked UPON a primitive TROPICAL isle— WITH two men... BOTH torn with LONGING for HER love! Then IMAGINE these FAVORITE stars as the SHIPWRECKED three — HANDSOME RAY MIDDLETON, GLAMOROUS GLORIA DICKSON, and fascinating OTTO KRUGER. No wonder that "MERCY ISLAND," the FORTHCOMING REPUBLIC picture WHICH brings you THIS thrilling story WITH these three

TOP-RANKING stars, is ALREADY being hailed as ONE of the outstanding FILM dramas OF the year! FOR it is a STORY that LITERALLY TEEMS with ACTION; and ITS romantic CONFLICT is one OF the most EXCITING ever TO be recorded UPON film! So WATCH for "MERCY ISLAND!" It's COMING to your local theatre SOON . . . It's

A REPUBLIC PICTURE

PHILADELPHIA,
ON FRIDAY, SATURDAY,
SUNDAY, DOES A FULL
WEEKS BUSINESS
OF "CHARLEY'S
AUNT"!

SAN FRANCISCO
BEATS "A
YANK IN THE
R.A.F."!

Week-End in Havana

--and what a Week-End!

CINCINNATI
Business 137%
Which is right up
there with "Charley's
Aunt" and "Sun
Valley Serenade"
and "Yank"!

ST. LOUIS
TOPS THE
TOP-MONEY
OF "SUN
VALLEY
SERENADE"!

CHICAGO
BIGGEST FRIDAY!
BIGGEST SATURDAY!!
BIGGEST SUNDAY!!!
(at B&K's Roosevelt)

20th CENTURY FOX

It's in Technicolor! It's From 20th! IT'S TERRIFIC!

M. P. PROD. & DIST.
28 W. 44TH ST.

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DO NOT REMOVE

THE Film DAILY

ntimate in Character
nternational in Scope
ndependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

. 80, NO. 80 NEW YORK, WEDNESDAY, OCTOBER 22, 1941 TEN CENTS

JA TALKS PRESIDENCY DEAL WITH SEARS

Agreement on Basic Principles Reported as Reached; Proposed Contract Would be for Long Term and Would Assure New Exec. Full Operating Control of Company

Gradwell L. Sears, since February, 1938, president of Vitagraph, Inc., and as such Warner Bros. sales chief, will become the next president of United Artists through a deal now under negotiation, it was learned authoritatively last night.

Agreement on basic principles is understood to have been reached at preliminary discussions between Sears and David O. Selznick, Mary Pickford and Alexander Korda. Details of the contract remain to be worked out. It is understood that Leo Spitz, who arrived in New York yesterday from Chicago, has been retained by Sears as his counsel.

GRADWELL L. SEARS

The deal is described as for

(Continued on Page 6)

ernhard Urges Defense Priorities for Theaters

ational Morale Hinges on ontinued Operation, Says 'arner Bros. Circuit Head

Citing the important role played the movies in maintaining na- nal morale, Joseph Bernhard, ad of War- r Bros heaters, turned yesrday from s second rip to ashngton here he dressed a ea to the ffice of Proction Manement urgg that the eaters of e country be kept supplied with

JOSEPH BERNHARD

(Continued on Page 6)

irst Metro Exhib. d Meet on Nov. 25

Pittsburgh—M-G-M will hold its st exhibitor conference on adversing and showmanship in Colums, O., on Nov. 25, H. M. Richey nnounced yesterday at the annual

(Continued on Page 6)

10,000,000 of New Para. ebentures Already Issued

Approximately $10,000,000 of the 0,000,000 issue of 4% debentures e 1956 of Paramount Pictures have

(Continued on Page 3)

Youngman Appointed RKO General Counsel

Gordon Youngman has been named general counsel of RKO Corp. and all subsidiaries. J. Henry Walters has been appointed general solicitor of the same groups. Youngman said yesterday the appointments were made three weeks ago. He formerly was counsel only for RKO and Pathe.

Wire Coat Hangers As "Cash" at B. O.

Add defense program repercussions: Cleaners and dyers, faced with a shortage of wire coat and suit hangers as a result of the pinch of priorities, are enlisting exhibs. to stage special "defense matinees" for children, with the price of admission fixed at anywhere from 20 to 25 wire hangers, salvaged from family closets. Plan already has been launched in Rochester by Bud Silverman, Schine city manager, and in Detroit by Joseph Daly, manager of the Lakewood theater.

Crescent Files Legal Citations in Defense

By P. R. RUSSELL
FILM DAILY Staff Correspondent

Nashville—"A monopoly or group does not violate the Sherman Anti-Trust Act unless such monopoly or monopolies result in a direct, unreasonable and substantial restraint in interstate commerce," declares a series of legal citations filed, supple-

(Continued on Page 5)

September Admission Tax Collections Double

Washington Bureau of THE FILM DAILY

Washington—Total admission tax collections in the United States amounted to $6,444,950.05 in September, the Bureau of Internal Revenue announced yesterday. This was a

(Continued on Page 6)

Drop Probe Hearing Set For Next Week

Washington Bureau of THE FILM DAILY

Washington — A further postponement in the resumption of hearings by the Senate Interstate Commerce sub-committee investigating charges of film war propaganda was announced yesterday by Sen. D. Worth Clark, D., Idaho, chairman.

Due to continued absence from Washington of committee members, Clark said he would be unable to reconvene the inquiry next week as scheduled. Clark added that those committeemen here probably will view some of those pictures which, it has been charged, have contained war propaganda.

Whether the committee will tackle

(Continued on Page 3)

Botsford Picks Moneyhun As Executive Assistant

Frank Moneyhun was appointed to the post of executive assistant to A. M. Botsford, 20th-Fox's advertising and publicity director, it was announced yesterday. Moneyhun, who has been with the company since

(Continued on Page 5)

UA Defers Closing of Minn. Exchange

United Artists yesterday decided to postpone the closing of its Minneapolis branch because of the anti-blocks-of-five law. Ralph Cramblet, UA manager in Minneapolis, said in New York yesterday that the ex-

(Continued on Page 5)

Bioff Prosecution Near End

Gov't to Call John Balaban, Keough Today

Prosecution's case against George E. Browne and William Bioff, on trial on extortion charges, will be completed either today or tomorrow, Government attorneys indicated yesterday. Austin C. Keough, vice-president and general counsel for Paramount, and John Balaban, B & K executive, are slated to be among the final witnesses called to substan-

(Continued on Page 3)

Fox Gets Year and a Day: Counsel Will File Appeal

Philadelphia — William Fox was sentenced yesterday to serve a year and a day in Federal prison and pay a $3,000 fine. Martin Littleton, Fox's attorney, announced he would appeal the sentence and the refusal to allow

(Continued on Page 6)

UA Seeks Downtown Theater in Detroit

The former RKO Downtown Theater is the house for which United Artists is negotiating as a first-run outlet in Detroit, it was learned yesterday. Theater was last operated as a night club, seats in the auditorium having been removed. Extensive remodeling job will be required if UA closes for the theater.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Tuesday, Oct. 21)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	7¾	7½	7¾	+ ⅜
Columbia Picts. pfd.	28	27¾	28	+ ¾
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	136½	136¼	136½	+ ¾
do pfd.	175	175	175	— 1
Gen. Th. Eq.	11⅞	11⅞	11⅞	— ⅛
Loew's, Inc.	38⅛	37⅞	37⅞	+ ⅛
do pfd.	....	....	....	.....
Paramount	14½	14¼	14½	+ ⅛
Para. 1st pfd.	108	108	108	+ 4¾
Para. 2nd pfd.	13	12⅝	13	+ ⅛
Pathe Film	14	13⅝	13⅞	+ ⅜
RKO	2⅝	2⅝	2⅝	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8½	8⅜	8½	+ ⅛
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5	4⅞	5	.....
do pfd.	73	73	73	— 1

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	103	103	103	+ ¼
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	99¾	99¼	99⅜	+ ⅛
Warner Bros.' dbs. 6s48	96¼	96¼	96¼	+ ¼

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Technicolor	8¾	8¾	8¾	— ⅛
Trans-Lux	11-16	11-16	11-16	—1-16
Universal Corp. vtc.	9¼	9⅛	9¼	+ ⅛
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	67	70
Foxy Thea. Bldg. 4s 1st '57	60	65

Friends of Democracy Hold Luncheon Oct. 30

Invitations to various industry figures to attend a luncheon at Toots Shor's Restaurant at one o'clock, Thursday, Oct. 30, were issued last night by Gradwell L. Sears, chairman of the Motion Picture Division of Friends of Democracy.

Startling revelations in connection with a matter vital to all true Americans by Dr. L. M. Birkenhead, are promised. Novelist Louis Bromfield will be another speaker.

UA Criterion Move Blocked By Local 306 Wage Terms

Deal whereby UA would figure actively in the operating setup of Loew's Criterion is not jelling because of the wage demands of Local 306, it was learned yesterday.

Under new arrangement house would raise price scale and play an important number of UA pictures. First of the pictures was supposed to have been "International Lady," but plans have been called off for time being.

Projectionists' union figures as long as house would raise its admission price and obtain bigger attractions, the management should increase wage scale to same level as the other Broadway first-run houses.

Policy of Local 306 in determining wage scale of projectionists is based on the number of seats in a house, the admission scale and the run of the pictures. At the present, Loew's Criterion's wage scale for projectionists is slightly lower than the other Broadway first-runs.

Ala. High Court Quashes Film Contempt Sentences

Montgomery, Ala.—The Alabama Supreme Court quashed 48-hour contempt of court sentences meted out in Jefferson Circuit Court against a Birmingham city commissioner, police chief and two attorneys in the seizure of a "French Girls Club," while showing at Birmingham's Galax last Spring.

Chief Justice Gardner held, and his associates concurred, that the officials had not been guilty of violating the specific wording of an injunction purporting to prohibit seizure of the film and that proper notice had not been given by the court in issuance of the writ.

The city commissioner, Eugene Connor, then up for re-election, served his 48-hour term but the others appealed.

Ginger Rogers, Cary Grant Co-star in "Arms and Man"

West Coast Bureau of THE FILM DAILY

Hollywood — Ginger Rogers, extending her commitment with RKO Radio whereby she will star in two films for this company the coming year, will co-star with Cary Grant in Shaw's "Arms and the Man" which will be directed and produced by Gabriel Pascal.

Just as "Arms and the Man" will be independent of Miss Rogers' contract with RKO Radio calling for her to make two pictures this year, it will also augment Grant's agreement with this company for one picture this season.

Frisch Acquiring Two

Hubbard, O.—L. J. Frisch, of the Harbor Theater, Ashtabula, announces that effective Dec. 1, he will operate the Palace, Campbell and the Palace, Hubbard, both now operated by F. H. Hathaway.

Oscar Hanson Organizes 3 More Canadian Firms

Ottawa — Fast completing his plans, following his recent split with N. L. Nathanson, Oscar Hanson has incorporated Pioneer Films, Ltd., indie exchange, with offices at 277 Victoria St., Toronto, and has applied for charters for two other companies, one which will function in the 16 mm. field and the other which will handle theaters. These companies will be wholly owned.

Hanson as yet retains his various holdings in the Nathanson companies with which he was long associated.

First Hanson company to be formed after his withdrawal from Nathanson's organizations was Foto-Nite Distributors, Ltd., also with Toronto headquarters.

Washington V. C. Sponsors British War Relief Show

Washington Bureau of THE FILM DAILY

Washington—Gracie Fields who is touring this country for the benefit of British War Relief will appear in Constitution Hall, Nov. 1, under auspices of the Washington Variety Club. Harriet Hoctor also will appear, and a leading film "name," not yet revealed will act as emcee. Carter Barron, Eastern division manager for Loew's, is general chairman, and Sidney Lust, of the Lust Theaters, is in charge of ticket sales.

Mrs. Franklin D. Roosevelt and Lord and Lady Halifax are among those who have already reserved boxes for the occasion. Receipts will go to British war relief.

6 Day-Date Releases on "U" Serial, "Don Winslow"

Universal has arranged six simultaneous pre-releases world premieres on the chapter-play, "Don Winslow of the Navy," to be held on Navy Day, Oct. 27, according to Bernie Kreisler, short subjects sales manager.

Openings have been set in Norfolk, Va., Cleveland, Harrisburg, Indianapolis, Long Beach, Cal., and Los Angeles. Premieres are planned with all the color usually accorded a feature production.

Voice of "Snow White" Suit Ordered to Trial

Appellate Division of the N. Y. Supreme Court yesterday reversed a dismissal of a $200,000 damage suit brought by Adriana Caselotti against Walt Disney Productions, Ltd., and RCA Manufacturing Co. and ordered a trial of the action.

Plaintiff had claimed the defendants unauthorizedly used her voice from the sound track of the film of "Snow White and the Seven Dwarfs" to make records. Miss Caselotti sang the role of "Snow White" in the animated feature.

COMING and GOING

MARY PICKFORD has returned to New Yo after stopping over in Cleveland for a check at the Cleveland Clinic.

LEO SPITZ arrived in New York yesterd from Chicago.

VICTOR SAVILLE, M-G-M producer, left la night for Boston where he will visit for sever days.

MAUREEN O'SULLIVAN arrives from the tomorrow.

JULES LAPIDUS, Universal's Eastern distri manager, left for Boston yesterday and retur on Friday.

RALPH CRAMBLET, UA's Minneabolis bran manager, left last night after home office co ferences for Chicago and Minneapolis.

MONROE GOODMAN, assistant to Oscar Mo gan, Paramount's short subject sales manage and **MANNY REINER**, short subject publici director, left last night for Chicago.

RITA HAYWORTH arrived in New York la night to attend the Radio City Music Hall pr miere of "You'll Never Get Rich."

JOSEPH BERNHARD returned from Washingt yesterday.

WILLIAM WALDHOLZ, in charge of distr bution for the FHA, has left New York Ci on a business trip to cover the West Coa territory.

MARIO MORENO, Mexican film star, is Chicago visiting Mexican Consul Ricardo Hill.

MAX WESTEBBE, RKO branch manager Albany and **ABE VAN DEUSEN**, booker, were Gloversville Monday on business with the Schin Circuit.

NATHAN LAMPERT of the Colchester, Mood and East Hampton, Conn. circuit, is visitin in New York and will soon return to h Miami home.

HAL FORBES, vice-president in charge production for Sunbeam Productions, is slate to arrive here today from the Coast.

MARC CONNELLY is expected back fro Hollywood at the end of the week.

WALTER PIDGEON and **DONALD CRISP**, wh star in "How Green Was My Valley," are du in New York next Monday.

John Braham, 20th-Fox director, is here fo a short vacation.

JAY FASSETT, Broadway actor, has arrived o the Coast for a screen test for a role "Out of the Frying Pan."

Canadian Pioneers Plan Toronto November Meet

Toronto—Canadian Picture Pioneers will hold its annual conclave i the Royal York Hotel here nex month.

V. Moses in Hospital

Vivian Moses of RKO's pressboo department is recuperating from a operation in Roosevelt Hospital.

EVERY TELEGRAM'S A RUSH TELEGRAM AT
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

eamsters to Move
On Coast Locals?

onsiderable speculation has been
oused here over persistent reports
a jurisdictional shift in West
ast labor circles with the Team-
rs Union moving in on the Holly-
od craft locals affiliated with the
SE.
ime figure in the new setup
uld be Dave Beck, Seattle's labor
r and a powerful figure in the
erican Federation of Labor
oughout the entire Northwest.
That the possibility exists was
ced by Lewis Merrill, president of
United Office and Professional
rkers of America, CIO, who made
ntion of the rumor at the char-
ceremonies of the Screen Pro-
sional and Employes Guild, Local
, last week.
Although the IATSE and the
amsters Union have been on
endly working terms, it was stated
one reliable source that would
prevent Beck from taking over
studio unions now that the
wer and prestige of George E.
owne and William Bioff is on the
ne.
Beck's lieutenant would be Joseph
Tuohey, business representative
the Teamsters, Local 399, who, ac-
rding to one report, has been
ted to take over Bioff's position on
West Coast.

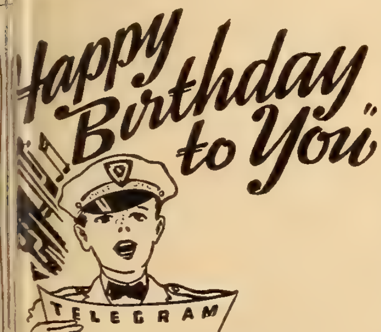
0,000,000 of New Para.
ebentures Already Issued

(Continued from Page 1)

n issued up to the close of busi-
s last night in exchange for the
3½ per cent convertible deben-
es and corporate notes of that
mpany, Stanton Griffis, chairman
the executive committee, an-
nced yesterday.
Exchange offer of Oct. 9 has met
h an immediate response by hold-
of the old 3¼ and corporate note
ders, Griffis said, adding that the
er will expire on Nov. 10 unless
ended.

lesh" in Ottawa's Rideau

Toronto — FPC will revive stage
ws at the Rideau Theater, Ot-
wa, commencing with the presen-
ion of Judson Bernard and His
lifornia Cavaliers on Nov. 4.



nstance Bennett
n Fontaine
a Lugosi

James Hall
Marie Green
M. J. Weisfeldt

Bioff Prosecution Near End
Gov't to Call John Balaban, Keough Today

(Continued from Page 1)

tiate the Government's contention that the indicted labor leaders also extracted sums of money from Paramount.

Sam Carlisle, comptroller for Warner Bros., testified yesterday in the Federal Court, that Bioff told him he needed money from Warner Bros. "to dish out to some labor leaders." The witness said it was on May 15, 1936, that Bioff in the presence of the comptroller and Major Warner demanded $15,000 as a fund to be distributed at a labor convention.

H. M. Warner Cross-examined

Harry M. Warner, who was the opening witness of the day's hearing was cross-examined by George Breslin, attorney for Bioff, on the personal relations of Warner and the West Coast labor leader. Warner admitted suggesting to Bioff the purchase of stock of the Hollywood Turf club but denied a number of other incidents which the defense claimed indicated a friendly relationship.

Over the strenuous objections of counsel for the defendants, Warner was permitted to state why he had been friendly to Bioff. "I considered Mr. Bioff as the man that shook our company down for $100,000 but I was aware of the power which he had and considered it a good policy to preserve a surface friendliness rather than to make an enemy," Warner declared.

Asked for Protection

Objections were again raised when the witness continued with a statement he had asked for protection from Blaney Mathews, head of the Warner Bros. studio police, because of a fear of bodily harm after he had turned down Bioff's demand for $20,000. Mathews had assigned two men to follow Warner's car for a period of several weeks, it was said.

The means necessary to raise cash to meet the defendant's demands were described by Thomas J. Martin, auditor of Warner Bros. who followed the company president on the witness stand. Martin stated that he had obtained money from the company cashier by the use of expense vouchers which were prepared by Carlisle.

He also testified to being present in Carlisle's room in March, 1937, when Bioff was handed an envelope by Carlisle containing $20,000, and "thumbed through it without counting."

Carlisle's Testimony

Carlisle, who will continue under cross-examination this morning, related how Major Warner gave him instructions to raise the necessary funds. The witness said that Charles Einfeld, director of advertising and publicity, A. W. Smith, Eastern sales manager at the time, and Gradwell L. Sears, then Western sales manager, were directed by Major Warner to put through expense slips as a means of raising the cash required.

When Bioff appeared for money, Carlisle said he would in each instance either cash a check or obtain the currency from the company vault and turn it over to Major Warner. The sum would then be returned to the bank or vault through the increased expense vouchers.

Philly Variety Clubs' Dinner May Be Dropped

Philadelphia—A general meeting of Tent No. 13, Variety Club, will be held on Friday night to determine whether the annual dinner scheduled for Dec. 11 at the Bellevue Stratford will be held. While no club member would comment, it is reported that lack of interest on the part of various barkers to work on the committees necessary for the affair has brought the decision to place the matter directly in the body's hands.

In the past, the local dinner has been one of the biggest in the national clubs' history, with only the Pittsburgh affair taking on the same magnitude. Proceeds of between $5,000-$6,000 annually go to the charity fund.

Diner Adds Second House

Chicago—Paul Diner of the Essex theaters has taken over the Rosewood theater from George Gehring.

Drop Probe Hearing Set For Next Week

(Continued from Page 1)

the juke box movie question, following charges by Sen. Burton K. Wheeler, D., Mont., that some of the subjects produced for film slot machines are "lewd and lascivious," has not been determined, it was said.

Wheeler in a statement, following a conference with Clark, had said:

"I understand that some of these 'juke box' pictures they are putting out, and which have Government priorities, are lewd and lascivious and would not be permitted on any decent stage screen in the country.

"I hope these pictures are not going to be shown in the camps to the soldier boys. Many of these young boys are now being subject to enough temptations in some of these camps as it is."

Floyer Films Incorporated By Benj. Glazer and Others

West Coast Bureau of THE FILM DAILY

Hollywood—Articles of incorporation were filed in Sacramento for Floyer Films with Benjamin F. Glazer, Joseph Levine and Noel Singer as incorporators.

Plans of the new company are in the embryo stage and no productions or distribution plans have been made as yet.

It took years to produce its great story. Now it's ready!
SHIPS WITH WINGS
Released thru United Artists

Stanley Co. Appeals Arbitrator's Award

Stanley Co. of America has filed an appeal from an arbitration decision which reduced the 14-day clearance of Stanley's Ritz Theater over the West End Theater, Newark, N. J., to seven days.

In the same decision, the arbitrator further ruled that the clearance now enjoyed by Stanley's Savoy be eliminated in the event the Ritz does not play a particular picture.

Allendale, Buffalo Asks Reduction in Clearance

Claiming that unreasonable clearance is being granted to the Marlow Theater, Buffalo, a demand for arbitration has been filed by the Allendale Theater, in the same city. Named in the complaint are 20th Century-Fox, Warner Bros., Paramount and Loew's.

Complaint also charges that the Marlow has reduced admission prices and engaged in "unfair practices."

Esquire Files Intervention In Oriental Theater Case

Chicago—Esquire Theater Corp., of which Harry Balaban is president, filed statement of interest yesterday in the Oriental theater arbitration case, which gets under way today. Statement claimed the Esquire theater would be affected by any change in the present clearance situation.

Will Hear Star, Lebanon Some Run Case Oct. 28

St. Louis—Arbitrator Stead yesterday set Oct. 28 for hearing the some run complaint of Floyd L. Lowe and W. A. Snell of the Star Theater, Lebanan, Mo., against the "Big Five," with the Gasconade Amusement Co., owners of the Lyric, named as interested parties.

"The Bomber" Via Metro

Metro exchanges are handling the distribution of prints of "The Bomber," new Government defense short.

WEDDING BELLS

St. John, N. B.—Two sons of former theater partners married the same day in church weddings here. F. G. Spencer 2nd, general manager of the Spencer circuit, was married to Beryl F. Edgar, of Hampton, N. B. Groom's father is F. G. Spencer, circuit president.

Ronald A. Fielding, manager of the Capitol, Bridegwater, and son of A. A. Fielding, was married to Mabel Bartlett, of Renforth.

Jean Fishman, daughter of Harry Fishman of the Community, Fairfield, was married Sunday, to Dr. A. Roffman of Fairfield, at the Hotel Barnum, Bridgeport. Dr. J. B. Fishman, Zelig Fishman, and Phil Sasslau of the Fishman circuit were present.

▼ ▼ ▼

● ● ● BING CROSBY scored a bang-up impression in Argentina, and that statement ain't hey-hey of any preened-up publicist......It's the straight dope from hard-shelled dopesters in Buenos Aires who had a chance to lamp at first hand the tremendous amount of good-will which Bing created for the U. S. and filmland......Among various interesting exhibits, we have on our desk-top an airmail letter from Argentina's capital which asserts that Mister Crosby 'is certainly the only star who refused to repeat the often misused phrases about 'Argentina's beauty' and 'the Latin brothers' "......Instead, it seems, he had a grand time fishing and horse-riding, and reflected via action rather than hollow words how much he enjoyed himself......During his stay, he broadcast some of his best-known songs, donating the resulting dough to a fund for poor Argentine children, which charitable deed he performed without any fanfare whatever......We quote again from our B.A. dispatch: "His visit will be remembered among film people here as one of the most enjoyable ever made by a world-renowned star"......Bing arrived in New York on Monday aboard the S.S. Brazil......Interviewed by the local press boys, he showed his frank and genuine self by admitting he had never heard of Sao Paulo, Brazil, until he got down that way, albeit the city is as big as Philadelphia ......Of Buenos Aires he remarked: "Looks like Paris used to look"....

▼ ▼ ▼

● ● ● *EDWARD SMALL should feel particularly large about the chest sector as a result of the huge success registered by the p.a. tour of Ilona Massey and Alan Curtis in behalf of Ed's "International Lady" now being released via UA......The UA-ites had very considerable to do with the tour's garnered laurels, particularly the some 67,000 lines of nooze space and flagging millions of listeners through the channel of broadcasting on Coast-to-Coast hook-ups......Loew's managers in many situations can take a deep bow, too, for their interest in the jaunt, itinerary of which included Memphis, New Orleans, Atlanta, Washington, Baltimore, Richmond, Harrisburg and Bridgeport.*

▼ ▼ ▼

● ● ● A HOWL IS ANSWERED:......Recently this colyum suggested that Paramount put an end to the New Orleans-Memphis feud for the world premiere of "Birth of the Blues" by giving the event to both cities......Such is now the verdict of Buddy De Sylva, Irving Berlin and a proxy for Paul Whiteman......Hence the venues will be the Malco in Memphis, and the Saenger in New Orleans......As Father Divine saith: "Peace......It's Wonderful"......

▼ ▼ ▼

● ● ● *WARRIOR'S RETURN:......Captain Barney Oldfield, film editor of the Lincoln (Neb.) Journal, who has been in active service with Lt. Gen. Ben (Yoo Hoo) Lear's Second Army for many months, is about to go on leave......During his year in uniform, Barney has held down no less than eight big assignments, including radio public relations......Work has taken him more than 4,000 miles around the U.S., which would even be a helluva lot of mileage for his auto-racer namesake......!*

▼ ▼ ▼

● ● ● WESTWARD, HO!......Five B & K managers in Chi, and their wives, will be guests of the Paramount Hollywood studios for a week, early in January, as winners in their district of the annual Y. Frank Freeman Drive which starts Oct. 31 and ends Jan. 3......

« « «   » » »

Seating Preference Under SMPE Study

Theater Engineering Commit
of the SMPE is making a series
surveys in houses of varying si
and shapes to determine the pub
preference for seats in the avera
film theater as an aid to impro
ment in the entertainment valu
comfort, it was disclosed at the
ety's annual Fall convention yest
day at the Hotel Pennsylvania.

The 200 delegates heard Dr. Alf
N. Goldsmith, committee chairm
tell them something they alrea
knew—that early birds prefer cent
theater seats. But they were sho
graphs which revealed in what or
each seat was occupied, and they a
saw how whole sections of
theater were occupied by late com
only after the more desirable se
were taken.

The report stated that 11 check
were used in the survey of the fi
theater, the survey in the Bro
They discovered that the most po
lar area of the theater was that s
tion not less than four times
width of the screen from the fro
nor more than eight times the wi
of the screen from the fro
The front seats were taken la
being occupied only after the s
seats located at a sharp angle fr
the screen.

The committee is preparing
make recommendations to the So
ety for the ideal theater layout, t
ing into consideration the location
aisles and the auditorium entra
as well.

Program yesterday also inclu
a report on safety devices by
Scanlon, of Larry Strong, Inc., C
cago, and a talk on new arc lan
by H. D. Behr, of New York. A r
device for assuring smooth film r
tion in the projector was descri
by W. Hotine, of the Rotovex Co
of Newark; E. L. Boecking and L.
Davee, of the Century Projec
Corp., of New York, told of new
velopments in projection mechan
design. Color quality on the scr
was the subject of a technical pa
by M. R. Null, W. W. Lozier
D. B. Joy, of the National Car
Co., of Fostoria, O. Reports of
Studio Lighting Committee and
Standards Committee concluded
day's session.

Tonight the 50th Semi-Ann
Banquet and Dance of the Soci
will highlight the social side of
convention. During the evening,
winners of the SMPE Progress M
al and the Journal Award will
announced. This morning the Soci
is holding a session on laborat
procedure. The convention conclu
tomorrow.

STORKS!

Cleveland—Ray Essick, mana
of the Highland Theater, Akron,
son of P. E. Essick of the local S
ville, Essick and Reif circuit, ha
new daughter.

rescent Files Legal itations in Defense

(Continued from Page 1)

ntal to the "Findings of Facts," George H. Armistead, Jr., chief unsel in behalf of Crescent Amuseent Company, in defense against Government's anti-trust suit, the document continues to pre- t various legal citations bearing the main issues of the suit.

Affecting both Crescent and its filiated exhibitor defendants and e distributor defendants is the isle of the independent exhibitor's ght to license feature pictures of l producers and the case of Westay Theaters vs. Twentieth Centuryox (30 F Supp 830, affirmed 113 -2 D-932) is cited to the effect that s respects liability for monopoly, otion picture exhibitor has no right demand exhibition rights for pictres of any motion picture distribtor."

Other Legal Citations

Other vital issues in the case for oth exhibitor and distributor deendants listed with supporting legal itations from established court decisions are are follows:

(1) "That a circuit of theatres is ot a violation of the Sherman ct and that the distributor may ake into consideration the fact that ne of two customers is a prospect n other situations.

(2) "That it is not a violation of he Sherman Act for defendant to wn stock in co-defendants' organzation and to endeavor to purchase ther theaters.

(3) "That the Sherman Act is not violated unless alleged restraint has effect upon prices in the market or otherwise deprives purchaser or consumer of the advantages which they derive from free competition.

(4) "That all inter-office communications are incompetent as evidence of a conspiracy unless prima facie evidence of such a conspiracy is offered.

(Correspondence by and between exhibitors and distributors figures heavily in the Crescent suit. The defense entered a motion to strike all such evidence as incompetent, but Judge Elmer D. Davies withheld action on the motion).

(5) "That it is legal for the distributor to contract to sell its films to any customer regardless of distributor's reason for so doing or to refuse to sell regardless of his reason for so doing.

(6) "That reasonable and necessary agreements not to compete under the Sherman Act and under common law are legal and valid."

Claim Gov't Charges Nullified

Defendant counsel claim to have introduced evidence to completely nullify the following charges in the Government's brief filed on Oct. 15:

(1) "Defendants (exhibitor) have not combined with each other or with distributor or distributors unreasonably to restrain interstate trade and commerce in motion picture films or to monopolize or attempt to monopolize exhibition of moving pictures in violation of Sections 1 and 2 of the Sherman Act.

(2) "Defendant exhibitors have not collectively contracted with distributors for feature pictures with the purpose and effect of constituting a monopoly or attempting to monopolize the supply of feature pictures.

(3) "Defendant exhibitors have not refrained from competition with each other in acquiring or operating of theaters pursuant to express or implied agreements to allocate territory between them."

Armistead stated yesterday that "defendants' brief" which will present the Crescent side of the issues based on the "brief" and "findings of fact" of the Government, is now in preparation and will be filed on Nov. 15. The Government then has until Dec. 1 to file a final brief in the case.

TO THE COLORS!

Scranton, Pa.—Joe Phillips, assistant manager of the Strand Theater, has been drafted.

Chicago—Jack Kerz of the B. & K. accounting department has joined the Army.

Rochester—Ann Laurence is acting chief of service at Loew's Rochester, succeeding Gladys McGowan who left to go with the Army Ordnance office.

Chicago—John Sharp of the B. & K. Roosevelt Theater staff has joined the Navy.

Seattle—Johnny C. Johnson, former Hamrick-Evergreen doorman, was enlisted in the RCAF six months ago, has just earned his wings at the training school in Saskatoon, Sask.

Chicago—James Fennell, of Warners' Hamilton Theater, is now stationed at Fort Sam Houston, Tex. Bernard Collopy of the Oakland Square Theater joins the Army shortly.

West Coast Bureau of THE FILM DAILY

Hollywood — Herbert Anderson, Warner contract player, will be inducted into the Army tomorrow.

RKO Sets Screenings For Third Group of 5

Screenings of RKO's third group of five pictures was announced yesterday by Andy Smith, sales manager.

With the exception of the New York and Detroit exchange showings, "Week-End for Three" will be screened in the company's 32 exchanges on Monday, Nov. 3, at 10:30 a.m. with "Obliging Young Lady" to follow at 11:45 a.m. "Week-End for Three" will be screened at the New York exchange tomorrow at 11 a.m. and 2:30 p.m. and "Obliging Young Lady" will be repeated at that branch on Nov. 3 at 2:30 p.m. The Detroit screening for "Week-End for Three" is at 1:30 p.m. on Nov. 3.

"A Date With a Falcon" will be shown on Wednesday, Nov. 5, at 10:30 a.m. except for St. Louis and will be repeated at the New York exchange at 2:30 p.m. The St. Louis showing is at 1 p.m. "Four Jacks and a Jill" will be tradeshown at 11:45 a.m. on Nov. 5 with a repeat showing at the New York exchange at 3:45 p.m. The St. Louis showing is at 2:15 p.m.

On Thursday, Nov. 6, "Playmates" will be shown at 10:30 a.m. in all exchanges except for St. Louis and will be repeated at the New York exchange at 2:30 p.m. The St. Louis screening is at 1 p.m.

Botsford Picks Moneyhun As Executive Assistant

(Continued from Page 1)

1939 in charge of press-books and cooperative and national magazine advertising, will take over the duties of advertising director.

Moneyhun has long been associated with theater advertising. From 1922 until 1929, he was assistant advertising director of the Orpheum circuit. He left there to join the Publix circuit where he served in Miami, Buffalo and Atlanta. Before joining 20th-Fox, he was with the Katz & Dalle circuit of Indianapolis.

UA Defers Closing of Minn. Exchange

(Continued from Page 1)

change would operate on a week-to-week basis and that the staff would be retained in full.

Decision was made in view of the anti-five complaints filed by the Ramsey County Attorney, James F. Lynch, against RKO, Paramount and 20th Century-Fox for the alleged violation of the law prohibiting the sale of pictures in blocks of five. Cramblet indicated that the UA branch would continue to function until the outcome of the complaints was determined.

Asks Tele Recognition As an Emergency Aid

A telegram addressed to President Roosevelt by Norman D. Waters, president of Norman D. Waters & Associates, Inc., advertising agency, urges the appointment of a "fact-finding committee" to investigate aspects of a plan developed by Waters for utilization of existing television facilities in the service of national defense.

Waters cites television as "the most vital, most elastic and potentially effective means of aiding the Government during this national emergency."

A REPUBLIC PICTURE
GENE AUTRY
SMILEY BURNETTE
FAY McKENZIE • HAROLD HUBER
SIDNEY BLACKMER
Joseph Santley — Director
Screen Play by Olive Cooper • Albert Duffy
Based on a story by Dorrell & Stuart McGowan
DOWN MEXICO WAY
Buy U. S. Defense Bonds

Defense Priorities For Theaters Urged

(*Continued from Page* 1)

the necessary materials and equipment for maintenance, repair and replacement so they may continue to fulfill their vital public function in these times of stress.

Bernhard, who is chairman of Theater Division of the Motion Picture Committee Co-operating for National Defense, said last night requirements of the exhibition field include projection equipment, screens, carbons, radiotrons, freon gas, rubber mats, carbon tetrachloride, toilet fixtures, metal toilet partitions, hardware, electric motors, electric cable and wire, manila rope, denatured alcohol for paints, and a few other items.

"Speaking for the 12,000 enrolled theaters, as well as for the rest of the theaters throughout the country, I want to say that, not only is it important that the Hollwood studios be granted the materials they need for the production of pictures, but unless the theaters also get the supplies to keep in shape our exhibitors won't have suitable houses in which to show the pictures," Bernhard commented.

"The requirements of the exhibition field are comparatively small, as far as priorities in general are concerned, but the amount of public good that is done through properly conducted theaters is tremendous. In fact, there are few ways in which so much good can be achieved with such few requirements.

"Nobody is trying harder or doing more to co-operate in national defense than the theater operators of the country, and their efforts will be severely hampered if they are denied the small amount of material and equipment to enable them to remain in business."

Harmon, SPAB Head Confer On Films' Materiel Needs

Washington Bureau of THE FILM DAILY

Washington—Francis Harmon, defense co-ordinator for the motion picture industry, conferred here yesterday with Donald M. Nelson, Director of Priorities and executive director of the Supply Priorities and Allocations Board, over the problem of obtaining critical production materials for the industry.

(Full list of the industry's priority needs for 1942, as outlined to Nelson by Harmon, was published exclusively in THE FILM DAILY yesterday.

Although nothing official was given out, it is understood that Nelson assured him that applications from the industry would receive sympathetic consideration.

SPAB officials previously had indicated materials would be made available for continued production of pictures, for completion of movie houses where construction already is well under way, and for construction of new theaters in "boom towns" where increased population due to defense orders has caused shortages of entertainment facilities.

Signs of Better Biz

Portland, Me.—Local managers report general upping of business since Labor Day, with return of home folks, influx of defense workers and sailors from the fleet all contributing. Strand has added two ushers because of pickup. Ushers in Strand and Empire, Snider chain houses, are being outfitted in new uniforms.

Metro Exhib. Ad Meet Nov. 25

ANPA Expert to Speak at Columbus Confab

(*Continued from Page* 1)

convention of Western Pennsylvania Allied. The director of exhibitor relations explained that the one-day meetings in Columbus and other cities will not be called for the purpose of advertising or selling M-G-M pictures but to discuss ways and means of getting better box office results.

At the first meeting, Richey said, William Greene of the Bureau of Advertising of the American Newspaper Publishers' Association will discuss the best and most successful methods of small town newspaper advertising on motion pictures. William Ferguson, head of M-G-M's exploitation department, will be present with scores of examples of ideas that have proven successful in subsequent and small town exploitation campaigns, together with a complete display of the 80 exploitation aids now being offered by the company toward the sale of motion pictures.

Small-Town Exploitation

Richey said he expected to bring at least two small town theater owners who have been eminently successful in their operation to discuss with fellow theater owners ideas that have worked for them in the operation of their types of theaters.

"It will be a one-day meeting," Richey said, "with one subject under discussion—better business for that community."

Richey asserted that even the combination of good pictures and an attractive theater in today's market is still insufficient because the public has more money in its pockets and is being enticed by other equally attractive competitive amusements, "so that it becomes necessary for us to fight just that much harder that we can continue to attract 75% of the amusement dollar for motion pictures and, I hope, even improve that figure."

"Therefore," he continued, "the big subject of the day in addition to industry unity, the wisdom of which there isn't a man in the industry can question, continues to be better merchandising of motion pictures in that a great deal of improvement is needed."

Attendance Sets Record

Attendance at the AMPTO convention, held in the Roosevelt Hotel, was the largest in the history of the organization, approximately 130 being present, including guests and representatives of film distribution and accessory supplies companies. Registration was followed by a luncheon.

The business meeting opened at two o'clock with President Fred A. Beedle presiding. Routine matters such as yearly reports, etc., were conducted by M. A. Rosenberg, general chairman.

Abram S. Myers, Allied's general counsel and board chairman, addressed the meeting. He stated there was general dissension among exhibitors throughout the United States regarding the consent decree.

Another vote on the unity plan was held and it is reported 14 Allied units were for and one against the plan, although Connecticut is reconsidering and was to hold another meeting late last evening.

A social get-together was scheduled for last night followed by buffet supper.

Election of new officers will take place today.

Fox Gets Year and a Day; Counsel Will File Appeal

(*Continued from Page* 1)

Fox to change his plea. Federal District Judge Bard released Fox on $15,000 bail pending the appeal.

Fox pleaded guilty to a charge of conspiracy to obstruct justice and defraud the United States and testified for the Government at the two trials of United States Circuit Court Judge J. Warren Davis, retired, and Morgan S. Kaufman, who were named in the same charge. Both juries disagreed and the Government recently announced it intended to nolle prosse the charges.

September Admission Tax Collections Double

(*Continued from Page* 1)

substantial drop from the $7,330,283.72 collected in August, but compared favorably with the $5,851,655.13 collected in September, 1940.

In the New York City district, collections of taxes on admissions, including season tickets, amounted to only $693,585.61 in September as against $1,529,054.66 in August.

Officials said they have no ready explanation for this fluctuation in collections. The figures for September, however, do not reflect returns under the new admissions taxes just enacted by Congress as these did not go into effect until the current month.

Benefit for Navy Relief

Proceeds of "How Green Was My Valley," at the Rivoli Oct. 28, will go to the Navy Relief Society. Since film marks Director John Ford's retirement to go into active service as a lieutenant Commander in the U. S. Navy, a number of high ranking Naval officials are expected to attend.

UA Talks Presidency Deal With Grad Sear

(*Continued from Page* 1)

a long term, with the exact period of years still to be initialed. As now outlined, it provides that the new president will have full operating control.

Original UA overtures to S are said to date back several mo with Sears rejecting the first prop sals. Negotiations were resumed r cently when Selznick, Korda and Mi Pickford came East with the a mitted purpose of filling the corpor tion's presidency, long vacant. Mu ray Silverstone, while in charge world-wide operations until his re ignation some time ago, did not hav the presidential title.

Principals Stress Speed

It is understood that all principal are stressing the importance of spee in the negotiations, and a quick de cision is anticipated. As of last nigh no obstacles had been encountered, i was learned.

Selznick told newspapermen las night that he was unable to confir reports of the selection of Sears a UA's new presidency, saying tha there was "nothing yet." It was in timated that Selznick hoped to se the deal consummated by the end o the week, although he was prepare to remain here until next week i necessary.

Sears' present Warner commitmen extends to March, 1942. His associa tion with the company dates fro 1920 when he joined First Nationa as a salesman in Chicago. Five year later, he became Cleveland branc manager, and after three year there, was transferred back to Chicago as exchange head.

Sears was appointed Southern an Western division sales manager i 1929 and was two years later name general sales manager for the Sout and West. In 1935, he was electe vice-president of Vitagraph, and i 1937 was named Warners genera sales manager. His elevation to th presidency of Vitagraph followed i 1938.

O'Neill Dies in Crash

Detroit—Ambrose T. O'Neill, assistant manager of the slide film production department of the Jam Handy Organization, was killed in an automobile accident near Detroit.

Open 5 Wis. Houses

Milwaukee—Increased activity in theater operation is noted in this area with the opening of five houses including the Riverside, local first-run dark since July 31. Other openings include the new Lake at Winneconne; the Wayside at Wayside; the Chief in Kenosha and the Rialto in Marinette. The Wayside, owned by Stanley Weir, has been remodeled, and is being operated four nights a week, while the Rialto is operating on Saturdays and Sundays.

EVERYBODY PLEASE COPY!

W. G. Van Schmus,
Radio City Music Hall,
50th Street and 6th Ave.,
New York City.

Dear Mr. Van Schmus:

I want to join the amusement world at the "Stars' Party for Mayor La Guardia" next Monday, Oct. 27th in the Grand Ballroom of the Hotel Astor ($1.75 per ticket). I'll be at the Luncheon at 12:30 noon.

[For phone reservations call: CIrcle-6-4600]

I understand there will be a triple-dais of show-world personalities who are coming to greet the Mayor. Count me in. This is the time when all of us should put into action what's in our hearts. We must make sure in these troubled times that an experienced man and a man friendly to our business remains in City Hall.

Let's keep the Little Flower blooming on the sidewalks of New York.

Sincerely yours—

Everybody

THEATRICAL, MOTION PICTURE AND RADIO COMMITTEE FOR THE RE-ELECTION OF MAYOR FIORELLO H. LA GUARDIA

John Golden, *Honorary Chairman* • Louis Nizer, *Chairman* • Helen Hayes, *Vice Chairman* • Major Edward Bowes, *Vice Chairman*
Walter Vincent, *Vice Chairman* • Stanton Griffis, *Vice Chairman* • William G. Van Schmus, *Treasurer* • J. Robert Rubin, *Secretary*

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Fort Lee Chicago Hollywood

PLUS-X
for general studio use

SUPER-XX
when little light is available

BACKGROUND-X
for backgrounds and general exterior work

EASTMAN NEGATIVE FILMS

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THE Film DAILY

timate in Character
ternational in Scope
dependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

. 80, NO. 81 NEW YORK, THURSDAY, OCTOBER 23, 1941 TEN CENTS

REEN LIGHT FOR ALLIED'S UNITY PLAN

tock Provision Said in Proposed UA-Sears Pact

ontract May Be Ready for gnatures of Principals Tuesday or Wednesday

Presidential contract which United tists is negotiating with Gradwell Sears, Warners sales chief, proles for the acquiring of a stock in- est in the corporation, it was re- rted in usually well-informed arters last night.

While no details were available, it s understood that the transfer of ck to Sears, should the contract gotiations be successfully consumated, would take the form of a nus arrangement.

A bonus provision, it was said, was

(Continued on Page 3)

ward SMPE Medal o Dimmick of RCA

His outstanding contributions to e development of sound recordg and reproducing systems last ght brought the presentation to . Glenn L. Dimmick, RCA Labatory engineering expert, of the ogress Medal of the SMPE at

(Continued on Page 7)

rgentine Pact to Bring o Quick Film Benefits

Buenos Aires (By Cable)—While e new Argentina-U. S. trade treaty akes certain concessions on films, formed quarters here feel that

(Continued on Page 8)

Proper Abbreviation For "Meistersinger"

Buenos Aires (By Air Mail)—El Teatro Colon,—the local counterpart of New York's Metropolitan Opera House—, recently presented Wagner's "Meistersinger," but with a purposeful deletion. When the last scene came around, that portion dealing with the glorification of Germany was left out. Those in charge of the event explained that they were replacing the demand for Germany's "holy art" by a demand for "free art."

Warners Scouting San Francisco Theater Field With a View to Show Window There

Warners is weighing an invasion of the theater field in San Francisco, it was learned authoritatively yesterday.

Major circuit at the present time has a dozen theaters in California cities, but is without a show window in Frisco.

Whether Warners will purchase or build is unknown, although the priorities situation might make the former the desirable avenue of approach at this time.

FWC at present plays Warner product in Frisco.

Stockholders' Suits Name Browne, Bioff

Loew's and 20th-Fox were named as defendants yesterday in two separate N. Y. Supreme Court stockholders' suits resulting from disclosures made in the Browne-Bioff trial. In each suit the indicted labor leaders were also named as defendants as were the officers and directors of the two companies.

Justus I. Landeur, holder of 80 shares of Loew's common stock, asked that the defendants be required to repay approximately

(Continued on Page 3)

Columbia's Frisco Sales Meet to Open Tomorrow

San Francisco—Columbia's third and last sales meeting will get under way tomorrow for a two-day session at the Hotel Sir Francis Drake, with A. Montague, general sales manager presiding. Rube Jackter, assistant sales manager,

(Continued on Page 7)

Para. to Lead Fight On Minn. Anti-5 Act

St. Paul, Minn.—Attorneys for three major film producer-distributors entered not guilty pleas yesterday in Municipal Court here to charges of violating the new Minnesota anti-blocks-of-five law, waived preliminary examination and the cases were referred to District Court for trial.

Arraignment in Ramsey District

(Continued on Page 7)

Paramount to Ask Order To Sell in Minnesota

Paramount will apply to Federal Judge Henry W. Goddard here for an order permitting not only the licensing of its product in Minnesota without the limitation of the "blocks-of-five" provision of the New York consent decree but without regard to the decree's mandatory tradeshow provision, it was announced yesterday.

Paramount will ask that Judge

(Continued on Page 3)

U. S. Rests Browne-Bioff Case

Defense to Argue Dismissal Motions Today

After producing proof that Paramount Pictures paid $100,000 to William Bioff, the Government yesterday rested its case as the Federal extortion trial entered its third week. Attorneys for the defendants then advised Judge John C. Knox that the defense of Bioff and George E. Browne would take an estimated two weeks before completion.

The defense was noncommital

(Continued on Page 7)

N. S. Allied Exhibitors Re-elect Ouzner Prexy

Halifax, N. S. — At the annual meeting of the Allied Exhibitors of Nova Scotia here, W. H. Ouzner, Strand, Sydney Mines, was re-elected to the presidency, and T. J. Courtney, of the Casino, Halifax, was re-elected secretary-treasurer. M. E.

(Continued on Page 7)

Board Advances 7-Point Program for Study by Entire Film Industry

Pittsburgh—National Allied's plan for organized industry unity was given the green light yesterday when the Board of Directors tabulated the returns of a plebiscite by regional units and found that the result "reflected the views of Allied members."

A committee, originally appointed on Sept. 15, was instructed to "communicate with the responsible executives of other branches of the industry, especially those who have expressed approval of, or interest

(Continued on Page 8)

Remittances from Shanghai Blocked

Distribs. in Shanghai face a serious situation as the result of the British-American Stabilization Board removing the film companies from the preferential list and blocking the remittances, Joe Goltz, UA's manager in China, declared yesterday.

Foreign managers were advised of

(Continued on Page 8)

Two Grand Rapids Houses File Clearance Demand

Detroit—Two demands for arbitration involving theaters in Grand Rapids, Mich., have been filed with the local tribunal. Both complain that

(Continued on Page 2)

Ducal Pair Attend Music Hall Show

The Duke and Duchess of Windsor attended the second show at the Radio City Music Hall last night as guests of W. G Van Schmus, managing director of the theater. Accompanying the ducal couple was an impressive delegation of intimate friends as well as members of the U. S. Secret Service.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 81 Thurs., Oct. 23, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Wednesday, Oct. 22)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9⅜	9⅜	9⅜	— ⅛
Col. Picts. vtc. (2½%)	7⅞	7½	7⅞	+ ⅛
Columbia Picts. pfd.	28	28	28	
Con. Fm. Ind.				
Con. Fm. Ind. pfd.	10⅛	10⅛	10⅛	+ ⅛
East. Kodak	136¾	136½	136½	
do pfd.				
Gen. Th. Eq.	11⅞	11⅞	11⅞	
Loew's, Inc.	37¾	37½	37¾	— ⅛
do pfd.	109½	108⅞	108⅞	— ⅝
Paramount	14½	14¼	14½	
Para. 1st pfd.	107	107	107	— 1
Para. 2nd pfd.	13	12⅞	13	
Pathe Film				
RKO	2⅝	2⅝	2⅝	
RKO $6 pfd.				
20th Century-Fox	8⅜	8¼	8¼	— ¼
20th Century-Fox pfd.				
Univ. Pict. pfd.				
Warner Bros.	5	4⅞	5	
do pfd.				

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46				
Para. B'way 3s55				
Para. Picts. cv. 3¼s47	99¾	99½	99¾	
Warner Bros.' dbs. 6s48	96½	96½	96½	

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	¾	¾	¾	
Radio-Keith cvs.	5-32	5-32	5-32	
Sonotone Corp.				
Technicolor	8¾	8⅝	8⅝	— ⅛
Trans-Lux	11-16	11-16	11-16	
Universal Corp. vtc.	9	9	9	— ¼
Universal Picts.				

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	67	70
Roxy Thea. Bldg. 4s 1st '57	60	65

Badgley Quits MPB Post

Ottawa — Resignation of F. C. Badgley as director of the Canadian Government Motion Picture Bureau is announced by the Department of National War Services. The bureau, headed by Badgley for many years, was taken over by John Grierson, commissioner of the National Film Board, after his visit to his former home in England recently. Badgley continues in Government service in another department.

Ordinance to Liberalize Stick-out Sign Erection

Detroit—Liberalization in the procedure required for erection of stick-out signs by theaters is provided by an ordinance now before the City Council and passed through second reading. Signs under 96 square feet are covered by existing ordinance provisions and the new setup will allow erection of larger signs without individual application to the Council in each case.

Conditions are that 96 square feet of sign area will be allowed for each 20 feet of street frontage—an advantage for theaters with their larger average frontage and projecting signs must not extend more than 24 feet above roof. Another technical clause provided for meeting a horizontal wind load of 30 pounds per square foot in any direction and construction of the sign as a component part of the building with certain modifications.

Oriental Hearing Opens; Outline Chi.'s Clearance

Chicago—Outlining of the unique Chicago clearance situation featured the opening of the arbitration hearing in the Oriental Theater case here before Hayes McKinney, arbitrator, yesterday.

After the situation had been sketched by Attorney Perry Chadwick, Aaron Stein, counsel for McVickers Theater, introduced a chart showing the various theaters included in the first three runs in the Chicago territory. Chart indicated nine first-runs, 11 second-runs and 21 third-runs.

Various defendants filed several motion to dismiss the case as it involves them.

"Bomber" Distribution Handled by Major Cos.

"Bomber," the Government defense reel, is now being distributed by the major film companies through their exchanges. Produced for the Motion Picture Committee Co-operating for National Defense, the picture is available gratis to exhibitors in the following branches:

Albany, M-G-M; Atlanta, UA; Boston, M-G-M; Buffalo, 20th-Fox; Charlotte, 20th-Fox; Chicago, Columbia; Cincinnati, Republic; Cleveland, 20th-Fox; Dallas, Warners; Denver, RKO; Des Moines, M-G-M; Detroit, Paramount; Indianapolis, UA; Kansas City, RKO; Los Angeles, Warners; Memphis, Paramount; Milwaukee, Columbia; Minneapolis, Republic; New Haven, Universal; New Orleans, UA; New York, Paramount; Oklahoma City, Warners; Omaha, M-G-M; Philadelphia, Universal; Pittsburgh, RKO; Portland, RKO; St. Louis, Universal; Salt Lake City, Paramount; San Francisco, Warners; Seattle, Columbia, and Washington, D. C., Republic.

Balaban Trophy to Officer

Chicago—Milton Officer, manager of the Iris theater, is winner of the John Balaban silver trophy, for the best showing, during the past three months. In addition, he received a $100 award. The trophy and money prizes, will be made every three months. Abe Platt is chairman of the circuit trophy committee.

Two Grand Rapids Houses File Clearance Demand

(Continued from Page 1)

the clearance after first-run ranges from three to five months.

One case was docketed by R. G. Taylor, owner of the Southlawn Theater, against Loew's, 20th Century-Fox and RKO. The other was filed by Alyce Cornell, owner of the Galewood Theater, against Loew's 20th Century-Fox, Paramount and Warner Bros. Butterfield circuit and others are named as interested parties.

Dipson Complaint Hearing Will Resume on Tuesday

Buffalo—Having heard only three witnesses in six days of testimony, the arbitration hearing of the complaint of Dipson Theaters, Inc., against the Big Five has been adjourned to Tuesday by Arbitrator Michael Catalano.

Andrew Gibson, a Dipson associate, is expected to resume testifying when the hearing is renewed. He has already been on the stand most of three days to further the Dipson contention that previous films availability should be restored to its Bailey Theater, Buffalo nabe house. Availability has been changed in favor of the Shea-operated Kensington Theater, Dipson further contends. Buffalo Theaters, Inc., Shea operating company, is an intervenor.

Expectation that petitioner's case would be completed last week was not realized.

Some Run Complaint Of Ritz Under Advisement

St. Louis — Arbitrator John J. Nangle has under advisement the some run complaint of Mrs. Mildred Karsch, owner of the Ritz Theater, Rolla, Mo., against the "Big Five" following a hearing this week.

Exchange managers for the defendants admitted they were committed in Rolla for first- and second-run to the Gasconade Amusement Co., operators of the Rolla, Mo., and a new 1,000-seat house now under construction, but stated they had offered Mrs. Karsch some first- and second-run pictures and third-run for some seasons for all their product but she did not sign a contract.

Her testimony differed on important essentials with that of exchange men. Her house opened July 19.

FRIENDLY SERVICE
SAVES TIME AND MONEY
AT Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

COMING and GOING

BARNEY BALABAN and **NEIL F. AGNEW** turned from studio conferences yesterday.

WILLIAM A. SCULLY, Universal's gene sales manager, leaves for New Haven today.

HARRY GOLDBERG, advertising and public head of Warner Theaters, arrives today fr meetings in Cleveland and Philadelphia.

BETTE DAVIS is in Minneapolis to be her husband, **ARTHUR FARNSWORTH**, wh with pneumonia.

RUTH HUSSEY and **MAUREEN O'SULLIVAN** rive from the Coast this morning.

COBINA WRIGHT, JR., is in New York a two-week vacation and stopping at the Wa dorf-Astoria Hotel.

CHRISTY WILBERT, 20th-Fox exploitation sta member, left last night to handle the St. Lou premiere of "Swamp Water."

DICK POWELL is stopping at the Warwic Hotel.

COL. FRED LEVY, in town from Louisvill is at the Ambassador.

SAM HACKER, head of Film Audit Service, now in Philadelphia on company business.

Soviet Newsreel Footage Due Saturday on Clipper

Artkino has been informed b London that the third shipment o Soviet newsreel material on th Russian-German war should arriv here Saturday by Clipper.

NEW YORK THEATERS

RADIO CITY MUSIC HALL
Rockefeller Center
Fred Astaire Rita Hayworth
"YOU'LL NEVER GET RICH"
Songs by COLE PORTER
A Columbia Picture
ON STAGE: "UP OUR ALLEY"—Leonidoff's gala revue. Symphony Orchestra, direction of Erno Rapee.
1st Mezzanine Seats Reserved Circle 6-4600

PARAMOUNT PRESENTS BOB HOPE
PAULETTE GODDARD
"NOTHING BUT THE TRUTH"
IN PERSON
THE ANDREWS SISTERS
JOHNNY LONG AND BAND
PARAMOUNT TIMES SQUARE

TYRONE POWER in
"A YANK in the R.A.F."
with BETTY GRABLE
A 20th Century-Fox Picture
PLUS A BIG STAGE SHOW ROXY 7th AVENUE 50th STREET

RKO PALACE B'WAY & 47th St.
Henry Fonda-Joan Bennett
"WILD GEESE CALLING"
—plus 1st N. Y. Run—
"WEEK-END FOR THREE"
Jane Wyatt-Dennis O'Keefe

ockholders' Suits ame Browne, Bioff

(*Continued from Page* 1)

0,000 allegedly improperly paid George E. Browne and Willie ff.

efendants in the 20th-Fox stock- r's suit brought by Jerome M. in were also charged with mak- improper payments. The com- int asked for an order directing accounting for the unspecified ount allegedly paid out.

n attempt was made to serve wne and Bioff in both suits in Federal Court yesterday. The refused to accept service claim- it was improper since they are the jurisdiction solely for the purposes of the Federal Court trial.

ramount to Ask Order Sell in Minnesota

(*Continued from Page* 1)

ddard grant the order until such e as the courts shall have de- mined the constitutionality of the nnesota state law which forbids e-block selling and requires dis- butors to offer their full seasonal grams at one time.

onvinced that the Minnesota sta- e is invalid and that it was ssed for enactment by exhibitors o were ill-advised, Austin C. ough, general counsel, said yes- day that Paramount's local coun- had been instructed to take "all cessary steps" to obtain a court ision on the act's constitutional- .

Decision to ask for relief from dge Goddard resulted from the t that Paramount anticipates the nnesota litigation will be long awn out, plus the fact that many hibs. fear to contract for product Minnesota in a manner conflict- with the state law, believing that do so would be a violation on their rt as well as that of the distribu- with whom deals were made.

lumbian Club Dance Friday

Fall Dinner Dance of Columbia tures' Columbian Club will be ld tomorrow night at Ben Marden's viera, Fort Lee. More than 400 are pected to attend.

OCTOBER 23

d Datig Harry Cohn

● ● ● **WALT DISNEY'S "Dumbo" makes its world premiere tonight at the Broadway Theater......and the event will attract a formal society patronage and a representative array of stage, screen and radio folks......Among those expected are Governor and Mrs. Lehman, John Hay Whitney, Felix Warburg, Mr. and Mrs. Deems Taylor, Gloria Swanson, Ray Bolger, Irene Dunne, Kay Kyser, Simone Simon, the Marquise de la Falaise Coudraye, representatives of Latin-American consuls and 18 former Disney artists now at Fort Monmouth, N. J.... ● Jack Cohn, house manager of Picture Pioneers, announces that door prizes will be given at the film veteran organization's Hallowe'en dinner dance at Toots Shor's on the night of Oct. 29......Jack won't tell what the prizes are but it is rumored they will smack of surprise and comedy.**

▼ ▼ ▼

● ● ● *WHAT'S COOKING?......Groucho Marx will do a skit without his brothers at the Night of Stars at Madison Square Garden on Nov. 26. . . . ● RKO home office folks will attend the opening of the new exchange in Philadelphia on Oct. 29......New quarters have been open for some time but the visit makes it official. . . . ● When "One Foot in Heaven" opens at the Music Hall Oct. 30, it will be the fourth of five Martha Scott pictures to play the big house.... ● That editorial in The Hollywood Star on the propaganda probe doesn't pull its punches. . . . ● For weeks and weeks the big question in the trade has been "Who's going to be the new United Artists president?"......If the Grad Sears deal jells, the big question is going to be, "Who's taking Grad's place?"......and the rumors already are starting to fly......*

▼ ▼ ▼

● ● ● **W. G. VAN SCHMUS, managing director of the Radio City Music Hall, hosted a cocktail reception yesterday afternoon........In the Music Hall's Studio Apartment........ in honor of Rita Hayworth, co-star with Fred Astaire in Columbia Pictures production "You'll Never Get Rich"........which opened yesterday at the Music Hall......Miss Hayworth will be seen in two forthcoming 20th Century-Fox pictures in the near future......They are "My Gal Sal," to be filmed in Technicolor and the Boris Morros production, "Tales of Manhattan" ......Among those present at the reception were Jack Cohn, A. Schneider, Louis Barbana, Louis Weinberg, Louis Astor......Frank Rosenberg, W. G. Van Schmus, Gus Eyssell, Russel V. Downing, Leon Leonidoff and Fred L. Lynch......together with members of the trade press, fan magazines, photographic and news syndicates......**

▼ ▼ ▼

● ● ● *FROM HITHER AND YON......Bob Repass, son of Charley Repass of the Crown Theater, Hartford, has been signed to play ball for the Washington Senators next season. . . . ● J. O. Guthrie of the Karolyn Theater, New London, is the new prexy of the New London Rotary Club. . . . ● Joe McGonigle, manager of the Empire, Portland, Me., is the first theatrical nimrod to bag a couple of partridges since the season opened. . . . ● Ed Small's "International Lady" is reported to have scored a hit in London where it opened simultaneously at the London Pavilion and the Marble Arch Pavilion. . . . ● Hal Wallis, Warners' production chief, played Santa Claus to a trio of British tars from H.M.S. Warspite which is in drydock at Bremerton, Wash. ......The three sailors hitch-hiked to Hollywood during a two-week leave but Wallis paid their train fare back to their ship. . . . ● Film folks are financing cottages on the grounds of the Motion Picture Relief Fund's Country House on the Coast........Among those who have pledged cottages are Director John Stahl, Barbara Stanwyck, Robert Taylor, Otto Kruger, and daughter Ottilie, Mr. and Mrs. Edward Arnold, Jean Hersholt, Osa Massen, Billie Burke, Ralph Morgan, the late Louise Closser Hale and a large endowment from the estate of Douglas Fairbanks......*

Say Stock Proviso In UA-Sears Deal

(*Continued from Page* 1)

included among the "basic principles" of the contract on which agreement was reached at conferences held last and this week, as exclusively disclosed in THE FILM DAILY yesterday.

Others, it is understood, include salary terms, with $3,000 weekly mentioned as the likely contract specification. With all parties pressing for speedy decision, it was said last night that the commitment may be ready for signatures by either Tuesday or Wednesday of next week.

If progress continues to be made, —and it was admittedly made yesterday—it was said that it is possible that both Alexander Korda and Charles Chaplin may come on from the Coast over the week-end or early in the week for the meeting which will see the contract finalized.

New Brazilian Producing Firm to Build Studios

Rio de Janeiro (By Air Mail)—Atlantida-Empresa Cinematographica do Brasil S. A., is being incorporated for the production of Brazilian motion pictures. Capitalized at one thousand contos, shares will be offered at 100 mil-reis. Incorporators are Moacir Fenelon and Jose Carlos Burle, both of Rio.

Present plans call for erection of studios with installation of the latest and most modern equipment, and production of full length features, animated and short subjects. Company expects to set up its own national distribution organization, later branching out into the foreign markets.

Mono. Moves in New Haven

New Haven — Nat Furst has moved the Monogram exchange from the Film Building to 128 Meadow St. Fishman Theaters, Inc. have taken the former Monogram space.

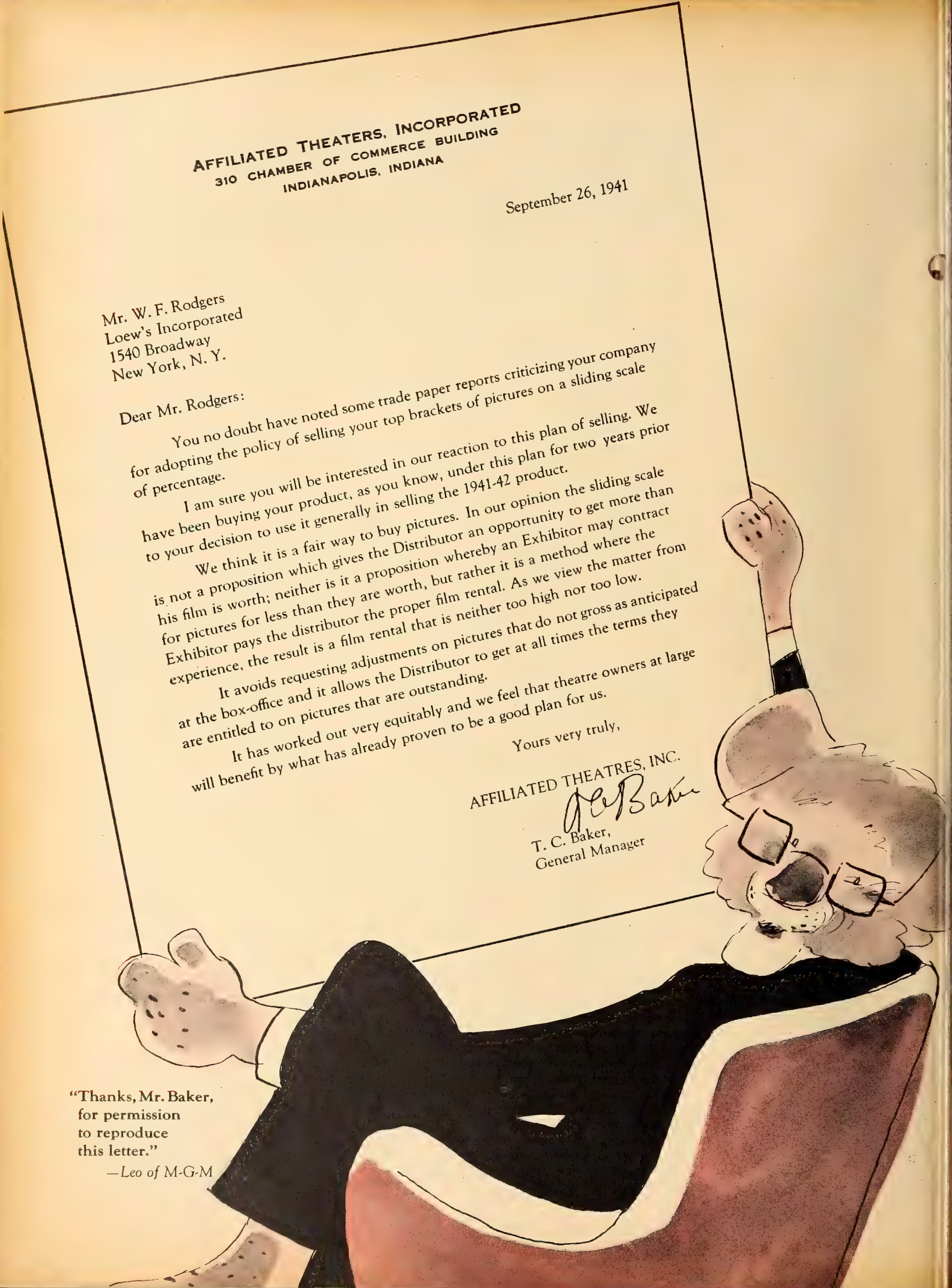
Goldwyn Signs Sam Wood

West Coast Bureau of THE FILM DAILY

Hollywood—Samuel Goldwyn has signed Sam Wood to direct Bob Hope in "Treasure Chest." Production will start in February.

". . . An Angel Writing In a Book of Gold"

SMPE yesterday added another distinguished film name to its exclusive Honor Roll of industry personalities,—that of the late Edwin S. Porter. Only nine other men have thus far received such recognition: Thomas A. Edison, George Eastman, Louis Le Prince, William Friese-Greene, Frederic Ives, Jeane Le Roy, C. Francis Jenkins, Eugene Lauste, and William Dickson.



AFFILIATED THEATERS, INCORPORATED
310 CHAMBER OF COMMERCE BUILDING
INDIANAPOLIS, INDIANA

September 26, 1941

Mr. W. F. Rodgers
Loew's Incorporated
1540 Broadway
New York, N. Y.

Dear Mr. Rodgers:

You no doubt have noted some trade paper reports criticizing your company for adopting the policy of selling your top brackets of pictures on a sliding scale of percentage.

I am sure you will be interested in our reaction to this plan of selling. We have been buying your product, as you know, under this plan for two years prior to your decision to use it generally in selling the 1941-42 product.

We think it is a fair way to buy pictures. In our opinion the sliding scale is not a proposition which gives the Distributor an opportunity to get more than his film is worth; neither is it a proposition whereby an Exhibitor may contract for pictures for less than they are worth, but rather it is a method where the Exhibitor pays the distributor the proper film rental. As we view the matter from experience, the result is a film rental that is neither too high nor too low.

It avoids requesting adjustments on pictures that do not gross as anticipated at the box-office and it allows the Distributor to get at all times the terms they are entitled to on pictures that are outstanding.

It has worked out very equitably and we feel that theatre owners at large will benefit by what has already proven to be a good plan for us.

Yours very truly,

AFFILIATED THEATRES, INC.
T C Baker
T. C. Baker,
General Manager

"Thanks, Mr. Baker, for permission to reproduce this letter."
—Leo of M-G-M

May we reply with pictures, dear Mr. Baker!

Our third group just trade-shown is literally the talk of the industry!

Continuing our fast early-season pace we offer 4 more Big Ones:

NELSON EDDY and *(introducing)* RISE STEVENS in "THE CHOCOLATE SOLDIER." *(Astor, N. Y., Premiere Oct. 31st)*

EDWARD G. ROBINSON in "UNHOLY PARTNERS" with Edward Arnold, Laraine Day.

GRETA GARBO, MELVYN DOUGLAS in "TWO-FACED WOMAN."

WILLIAM POWELL, MYRNA LOY in "SHADOW OF THE THIN MAN."

A Star Parade indeed! A wealth of varied entertainment for theatre patrons who are currently helping "Honky Tonk" to play to more than 200% of normal business (*with hold-overs everywhere. 4th week at Capitol, N.Y. for instance.*)

Those patrons have learned that this year again, as in the past 17 years, the M-G-M signature is a symbol of good faith in buying entertainment. That's our policy to the public. That's our policy to exhibitors.

Sincerely yours,

—Leo of M-G-M

REVIEWS OF THE NEW FILMS

"Shadow of The Thin Man"

with William Powell, Myrna Loy, Sam Levene

M-G-M 97 Mins.

SUCCESSFUL CONTINUATION OF "THIN MAN" SERIES BLENDS COMEDY AND CRIME DEFTLY FOR PROPER BOX-OFFICE FORMULA.

M-G-M has decided wisely to bring back those swell characters created by Dashiel Hammett, Nick and Nora Charles plus the addition of Nick, Jr. As impersonated by William Powell and Myrna Loy, the couple continue to provide entertainment for the customers.

While production never attains the height of "The Thin Man," it is an amusing carbon copy. Asta, the wire-haired terrier, is around, which insures some of the gags registering. Addition of Dickie Hall as the young offspring of the Charleses also sets up moments for comedy.

Script by Irving Brecher and Harry Kurnitz is more successful at garnering laughs. The yarn is heavily underlined for comedy with sleuthing and suspense supplementary. The identity of the murderer is rather obviously cued toward the end for the patrons.

Tale opens in typical whimsical note with Nick Charles reading the racing form to his son as part of a fairy tale. The Charleses pay a visit to the track where a jockey apparently has been murdered. Charles steps into the case when a blackmailing newspaperman is killed and another framed. Then the sleuthing begins and the murderer is unmasked with the inevitable group of suspects in the police lieutenant's office.

Powell and Miss Loy are at their best in parts tailor-made for their talents. Sam Levene as the dumb but friendly police lieutenant is funny. As the girl friend of the reporter attempting to break up the gambling ring, Donna Reed has little to do but she is very attractive and handles her role with assurance. A standout supporting performance is contributed by Stella Adler. She gives her role as the mobster's girl friend a nice change of pace. Barry Nelson, Lou Lubin, Alan Baxter and Joseph Anthony score in minor roles.

Major W. S. Van Dyke II, who directed, emphasized the comic situations to make the proceedings generally humorous. One where the motorcycle cop leads the Charleses to the race track and another where Nora calls a cab are particularly funny. On the other hand, film could stand some tightening with merry-go-round scene and cafe brawl unnecessary except to fill out tale.

CAST: William Powell, Myrna Loy, Barry Nelson, Donna Reed, Sam Levene, Alan Baxter, Henry O'Neill, Dickie Hall, Loring Smith, Joseph Anthony, Stella Adler, Lou Lubin, Louise Beavers.

CREDITS: Producer, Hunt Stromberg; Director, Major W. S. Van Dyke, II; Screenplay, Irving Brecher and Harry Kurnitz; Original, Harry Kurnitz; From Characters Created by Dashiel Hammett; Cameraman, William Daniels; Film Editor, Robert J. Kern.

DIRECTION, Good. PHOTOGRAPHY, Good.

"The Men in Her Life"

with Loretta Young

Columbia 90 Mins.

TENSE EMOTIONAL DRAMA WILL APPEAL MOSTLY TO THE LADIES.

Adapted from the novel, "Ballerina," this highly emotional drama of the girl who sacrifices a normal life to become an outstanding dancer will have its most sympathetic reactions from women. Picture is tense throughout and with hardly a letup details the ballet dancer's life and how she puts her career ahead of romance and security. Performances are fine throughout; production is first rate and direction good, if somewhat slow and episodic due to the nature of the story. A number of sequences will wring tears from nearly any audience.

Loretta Young does an excellent job with a tough role. Other fine characterizations are contributed by Conrad Veidt as her ballet instructor and Eugenie Leontovich, her faithful maid.

Story tells of the young dancer who goes to a retired ballet master for training and how, after her initial triumph, she turns from a romance with a younger man to marry the teacher in gratitude. On the death of the instructor, believing her original lover was about to marry another woman, she marries a third man, but unable to give up her ballet career, they separate and her child is born unknown to the father. The original romance is renewed and her husband divorces her when she agrees to give up their child. When the lover dies, the spark goes out of her dancing and she is on the way down when she discovers her daughter in an audience and gives her best performance. Follows a reconciliation when the daughter evidences an interest in a ballet career and the father relents.

CAST: Loretta Young, Conrad Veidt, Dean Jagger, Eugenie Leontovich, John Shepperd, Otto Kruger, Paul Baratoff, Ann Todd, Billy Rayes, Ludmila Toretzka, Tom Ladd.

CREDITS: Producer-Director, Gregory Ratoff; novel, "Ballerina," Lady Eleanor Smith; Screenplay, Frederick Kohner, Michael Wilson, Paul Trivers; Production Design and Art Direction, Nicholai Remisoff; Musical Director, Davis Raksin; Dialogue Director, Serge Bertensson; Continuity, Barbara Keon; Cameramen, Harry Stradling, Arthur Miller; Film Editor, Francis D. Lyon.

DIRECTION, Good. PHOTOGRAPHY, Fine.

Darken Rivoli Two Days

Rivoli will shut down next Sunday night for two days to prepare for the spectacular premiere of, "How Green Was My Valley," on Tuesday night, Oct. 28. Current feature at the theater is "This Woman Is Mine."

Moner in 20th-Fox Post

Buenos Aires (By Air Mail)—S. S. Horen, managing director of 20th-Fox, has appointed Onofre Moner as sales manager for the Argentine.

"Two-Faced Woman"

with Greta Garbo, Melvyn Douglas, Constance Bennett

M-G-M 94 Mins.

A GAY AND VIVACIOUS GARBO FROLICS ABOUT IN A MADCAP COMEDY THAT IS ADULT FARE WITH STRONG BOX-OFFICE POSSIBILITIES.

Greta Garbo is the big name and news. The star enjoys a romp in a meaty dual role that gives her every opportunity to display her versatile talents. She is a delightful comedienne and carries the film through its madcap moments.

The yarn is another matter. Lacking is the smoothness and uproarious humor that was found in "Ninotchka." The farce is broad and free, and definitely not for the kiddies. Some of the sequences may have been passed by the Hays office because the two principals, Miss Garbo and Melvyn Douglas, are married during the period of some vague make-believe.

Theme of the picture, wherein the bride of a few days sets out to win back her husband who is attracted by more glamorous women, is one that will appeal strongly to the feminine customers.

Miss Garbo portrays the young ski instructress fond of the outdoors, who wins the fancy of an impulsive magazine editor, Melvyn Douglas. But when he gets a peek at his magazine, he forgets his plans to seek rest and peace in the woods, and goes off to the city. His bride after several weeks decides she will take drastic measures to win him back.

Miss Garbo then poses as the twin sister of the editor's wife. She adopts the mannerisms of a woman who lives for love and practically carries Douglas off his feet. It is during this role that the star really goes to town. Abetted by such capable players as Roland Young, Constance Bennett, and Ruth Gordon, who incidentally is excellent, the comedy hits some high points and some low ones, as Miss Garbo virtually seduces Douglas. The denouement follows when Douglas intends to tell his bride that he is in love with her sister.

Miss Garbo's new coiffures and costumes will excite comment as will the scene where she does a rhumba with a partner in a night club. It is unfortunate that the combined talents of S. N. Behrman, Salka Viertel and George Oppenheimer, who prepared the script, do not measure up to those of Miss Garbo's. George Cukor's direction is not as keen as it could be and tends to let the film ramble.

CAST: Greta Garbo, Melvyn Douglas, Constance Bennett, Roland Young, Robert Sterling, Ruth Gordon, Frances Carson.

CREDITS: Producer, Gottfried Reinhardt; Director, George Cukor; Screenplay, S. N. Behrman, Salka Viertel and George Oppenheimer; Suggested by a play by Ludwig Fulda; Cameraman, Joseph Ruttenberg; Film Editor, George Boemler.

DIRECTION, Capable. PHOTOGRAPHY, Top-Notch.

Talbot Drops Elkins Hip.

Elkins, W. Va.—The Hippodrome Theater, operated by L. E. Talbot, will be taken over by the Elkins Theater Co. on Nov. 1. The Elkins company also operates the Manos Theater here.

"South of Tahiti"

with Brian Donlevy, Broderick Crawfo
Andy Devine and Maria Montez

Universal 75 Mi

(HOLLYWOOD PREVIEW)

GOOD DIRECTION, "NAME" CASTIN AND POINTED COMEDY SEQUE OVERCOME WEAK STORY TO C GOOD SUPPORTING FILM FARE.

Faced with the three-in-one task c first, glamorizing Universal's find Mar Montez in a made-to-order Sarong role s against a South Sea Island backgroun secondly, a weak-story cross-plot of pea seeking adventurers, plus comedy s quences to keep moving, Producer-Direct George Waggner emerges with wh amounts to a personal triumph, and a pi ture that will prove itself satisfying supporting fare, garnering more than its e pected share of good laughs.

Fine portrayals by Brian Donlevy, Broderick Crawford, and decidedly funny And Devine offer Maria Montez many opportunities to show her pleasing wares. In Mis Montez, Universal has a glamour possibi ity that could "zoom" to the heights popularity, if properly handled. Her rendition of Frank Skinner and George Waggner's original song "Melahi" was pleasin indeed.

Offering good support in lesser role Henry Wilcoxon, H. B. Warner, Armida and Abner Biberman, aided considerabl in covering the situation lags in the stor credited to Ainsworth Morgan, with Gerald Geraghty receiving screenplay credit.

Marooned on a South Sea Island to whic their disabled motorship had drifted, pearl seekers Donlevy, Crawford and Devine ar befriended by the Island tribe. A hug store of pearls is possessed by the Islanders, and used only to throw upon the fire as a token of sacrifice. The trio plan t abscond with the pearls as soon as thei motorship is repaired. Maria Montez (th chief's daughter) and Donlevy fall in love When Wilcoxon, a competitive pearl seeke reaches the island and tries to hijack th treasure, the trio aid the Islanders, Donlevy marries the chief's daughter, (wh proves to be a foundling white child) an the trio remain on the Island.

Photography by Elwood Bredell, is of fin caliber, with Jack Otterson furnishing settings of artistic quality.

CAST: Brian Donlevy, Broderick Crawford, Andy Devine, Maria Montez, Henr Wilcoxon, H. B. Warner, Armida, Abne Biberman, Ignacio Saenz and Frank Lackteen.

CREDITS: Associate Producer; George Waggner; Director, George Waggner; Story Ainsworth Morgan; Screenplay, Gerald Geraghty; Photography, Elwood Bredell; Art Director, Jack Otterson; Musical Director Charles Previn: Sound, Bernard B. Brown.

DIRECTION, Good. PHOTOGRAPHY, Good.

WB to Show Seven Shorts

Warners will hold its second shorts trade screening during the week of Oct. 27 in the company's exchange cities. Seven shorts will be run off.

Col. Names Thorpe in UK

London (By Air Mail)—Columbia has named Max Thorpe as its acting managing director here.

ward SMPE Medal Dimmick of RCA

(Continued from Page 1)

Society's 50th semi-annual ban- t and dance, high point of the r-day Hotel Pennsylvania con- tion which terminates today.

resentation was made by Presi- Emery Huse of the SMPE, the citation accompanying the lal being read by Otto S. airer, RCA vice-prexy in charge the Laboratories. Dr. Dimmick, ond RCA engineer to be so hon- d, follows Walt Disney on the iety's roll of medalists. RCA's E. W. Kellogg received the or in 1937.

resentation of the SMPE Jour- Award was also made at the quet, with the honors being car- off jointly by J. G. Frayne and Pagliarulo, of Erpi, Hollywood. nning technical discussion, print- in the June, 1940, Journal, is itled, "The Effects of Ultraviolet ht on Variable-Density Record- and Printing." The honor was last year by Robert McMath, the McMath-Hulbert Observa- of the University of Michigan.

he Society's honor-bestowing included the presentation of ertificate of testimonial to Wil- m C. Kunzman, of Cleveland, g-time Convention vice-president the Society.

Newly-elected members of the ard of Governors were introduced the delegates by President Huse. ey are Frank E. Carlson, of Gen- l Electric Co., Cleveland; J. A. urer, of J. A. Maurer, Inc., of w York City; and E. M. Honan, Erpi, Hollywood.

Technical papers read and dis- sed at yesterday's session in- ded "A New Electrostatic Air aner and Its Application to the tion Picture Industry," by Henry tterman, of Westinghouse, New rk; "A Precision Direct-Reading nsitometer," by M. H. Sweet, of fa Ansco, Binghamton; "Iodine alysis in an MQ Developer," by M. Evans, W. T. Hansom, Jr., P. K. Glasoe, of Eastman Ko- , Rochester; "Synthetic Aged veloper by Analysis," by the ne authors; and "Effect of Com- sition of Processing Solutions on po Removal from Motion Picture ms," by J. I. Crabtree, G. T. ton, and L. E. Muehler, of East- n Kodak.

Today's two technical sessions, e on sound and the other on e-grain film, will conclude the vention.

amatists Guild to Elect

Regular annual election of the amatists Guild will take place v. 7 at a theater yet to be selected. esent incumbents are: Elmer Rice, esident; George S. Kaufmann, vice- esident; and Richard Rodgers, sec- ary. Ten council members will be osen to serve three years.

U. S. Rests Browne-Bioff Case

Defense to Argue Dismissal Motions Today

(Continued from Page 1)

concerning the witnesses they would call and on what theory they would pursue. Formal motions for dismissal of the indictment will be argued today at 2 p.m. with the jury excluded from the court room, while the defense will commence its presentation of evidence tomorrow morning.

Four Para. Execs. Testify

Four Paramount officials were called by the Government to substantiate its charges. Austin C. Keough, vice-president and general counsel, stated that shortly after the basic pact meetings, Bioff called him and invited the witness to his room at the Hotel Warwick. When Keough met Bioff at the hotel, the latter inquired as to whether any one had talked to him about "any arrangements which had been made."

When Keough answered in the negative, Bioff allegedly informed him that a two-year deal had been made under which each of the larger companies was to pay $50,000 a year and the smaller companies less. "He said his people had been out of the studios for a long time and had considerable expense to make up," the witness said.

On Bioff's suggestion, Keough consulted Sidney R. Kent, who informed him of what occurred. Subsequently Keough agreed to meet the payments and was warned by Bioff that the matter was "Confidential," the witness declared.

First Payment in May, 1936

According to the testimony, Paramount made its first payment to Bioff in Chicago on May 28, 1936. Arthur Israel, under instructions from Keough, traveled there and turned $7,500 over to Bioff because the latter had to be in Chicago to attend a meeting over the money collected from the industry.

On Sept. 15 of the same year, the witness continued, he made another payment of $20,000 in cash to the defendant. It was then Bioff informed him that he was being transferred to the Coast, Keough said. The witness testified that he made arrangements with Henry Herzbrun, Paramount's studio attorney at that time, to continue making payments to Bioff on the Coast. Herzbrun, who was introduced to Bioff by Keough in January, 1937, was told to pay $72,500 in installments to Bioff.

Keough completed his story by relating how he gave Bioff $10,000 in January 1938, when the latter was in New York. Bioff acknowledged that this last payment completed the amount of $100,000 agreed upon two years ago.

Confirmed by Other Execs.

Herzbrun, Israel and A. C. Martin, studio comptroller, corroborated Keough's testimony. Herzbrun said that he paid a total of $62,500 to Bioff on the Coast during 1937. Martin related how he accompanied Herzbrun to obtain the cash from the bank in order to pay the defendant. Details of his trip to Chicago were supplied by Israel who was a Paramount attorney at that time.

Early in the morning session, Eileen Forman and Shirley Frankel, secretaries to Maj. Albert Warner, testified that on several occasions they handed envelopes to Bioff under instructions of Major Warner. Miss Forman identified the defendant in Court but Miss Frankel stated that she did not remember him.

Columbia's Frisco Sales Meet to Open Tomorrow

(Continued from Page 1)

also will represent the home office at the meeting.

Jerome Safron, Western division manager will head the following delegates comprising branch managers and salesmen from the six exchanges in the Western division:

LOS ANGELES—Western Division Manager, Jerome Safron; Branch Manager, Wayne C. Ball; Salesmen, L. Kennedy, S. Fisher, H. M. Lentz, N. Newman.

SAN FRANCISCO—Branch Mgr., L. E. Tillman; Salesmen, C. Scott, P. Weinstein, E. Roberts, M. M. Klein, L. L. Savage.

SEATTLE—Branch Mgr., Neil Walton; Salesmen, R. A. Ackles, W. K. Beckwith, W. Kostenbader.

SALT LAKE CITY—Branch Mgr., Wm. G. Seib; Salesmen, K. Lloyd, M. Gustaveson, H. Green, A. L. Campbell.

DENVER—Branch Mgr. Robert C. Hill; Salesmen, B. M. Shooker, S. Dare, S. Cramer, T. J. Robinson.

PORTLAND—Branch Mgr., James R. Beale; Salesmen, C. E. Tillman, W. T. Withers, L. S Metzelaar.

N. S. Allied Exhibitors Re-elect Ouzner Prexy

(Continued from Page 1)

Walker of the Gaiety, Halifax, was elected to the vice-presidency.

New board comprises J. Bustin, Imperial, Windsor; F. Gregor, Majestic, New Waterford; N. Green, Russell, Glace Bay; A. Fielding, Capitols Digby and Bridgewater; P. Dwyer, Family, Halifax.

There are three circuits represented in the new executives and board, the unit originally being independent. Odeon is represented by T. J. Courtney; Franklin & Herschorn by P. J. Dwyer; Walker string, by the head of the four theater lineup.

N. W. Mason, owner of the Academy and Roseland, New Glasgow, was named honorary vice-president, succeeding the late R. J. Macadam. of Halifax, owner of the Casino, and a past president of Allied.

Para. to Lead Fight On Minn. Anti-5 Act

(Continued from Page 1)

Court was set for today when a trial date is expected. At the time of arraignment yesterday, Joseph Findley, St. Paul attorney who appeared for Paramount, gave notice that his company planned to make a test case of the present charge and intends to carry it through to the highest court in the land, if necessary, in order to invalidate the new act.

David Shearer, Minneapolis attorney, appeared at the arraignment as counsel for RKO and Twentieth Century-Fox. No officials of any of the three firms appeared in court.

It was announced immediately after the court appearance that Paramount plans to seek relief from the present New York consent decree so that it may sell its product in Minnesota in conformance with the anti-five law.

No such statement was made concerning the other two companies but there is a possibility they, too, may decide to take such action, to be effective, at least, until constitutionality of the law is finally decided.

Statement by Findley

In connection with his announcement that Paramount plans to seek relief from the New York consent decree and proceed to sell its product in the state in a manner which complies with the act now in question, Findley said:

"We have learned that quite a number of exhibitors believe they would be violating this law if they purchased pictures from us under any other form of contract than that provided in the act. Paramount does not wish exhibitors in Minnesota, nor anywhere else, to be deprived of its product and for that reason, it plans to seek this relief."

Findley's point as to the attitude of exhibitors was well taken, however, as the act makes anyone who "assists" in violations guilty under its provisions.

Theaters mentioned in the complaints as having signed film contracts in violation of the Minnesota law have not been accused of such violations, however. These are the White Bear theater at White Bear Lake, a suburb, and the local Gem Theater.

Detroit Fire Marshal Quits

Detroit—Otto G. Lindemeyer, Detroit fire marshal, is resigning as of Nov. 20. He has been in direct charge of fire regulation enforcement in Detroit theaters.

Levy with "U" in Detroit

Detroit — Harold Levy, formerly with Columbia's New York City branch, has joined Universal as third booker in an expansion of the booking department.

National Joint Unity Conference to Be Arrange

No Steps to be Taken That Might Jeopardize Allied's Independence

(Continued from Page 1)

in, the proposal, with a view to setting up a national joint conference committee," according to a statement issued by Abram F. Myers, general counsel and chairman of the board.

Allied's committee is composed of Col. H. A. Cole, Roy E. Harold, Jack Kirsch, Sidney Samuelson and Martin Smith. The board expressed complete confidence in the integrity and devotion to Allied principles of the committee members and in their ability to discharge the duties delegated to them without comprising national Allied or jeopardizing its independence. Therefore, no hampering limitations were imposed in the committee's authority as outlined in the resolution beyond requesting that it keep the Board informed of the progress of the work.

Seven-point Program

Without in any degree controlling its committee's discretion, the Board cited the following matters as deserving of the early consideration of an all-industry body which is expected to be formed:

2—Co-ordination of policy and action in reference to taxation.

2—Co-ordination of policy and action in protecting the good name and integrity of the industry as a whole.

3—Formulation of plans for meeting the increasing competition of rival forms of entertainment.

4—Formulation of plans for institutional advertising and other good-will activities.

5—Protecting the necessary supplies of the industry by securing proper priority ratings.

6—Formulation of an acceptable distribution system to be adopted when the consent decree lapses.

7—Discussions, and if possible adjustment or modification of the policies or practices of one branch or member thereof which are opposed by any other branch or a substantial portion thereof.

No Votes Against Paragraphs 1 and 2

The original unity resolution consisted of three paragraphs, the first two dealing with the organizing of a national joint conference for the purpose of fostering co-operation among the several branches of the industry; the third paragraph, which turned out to be a controversial one, proposed the probing of the possibilities of bringing all branches of the industry into one organization. Fifteen affiliated regional units voted in favor of the first two paragraphs and none voted against them; twelve units voted in favor of the third paragraph and three voted against it.

It was brought out that Allied of Connecticut reversed its vote against the resolution insofar as Paragraphs One and Two were concerned but retained its objections to Paragraph Three.

Statement by Board

In a statement by the board, it was pointed out that "in case a national joint conference committee is established, and so long as Allied shall remain a party thereto, national Allied will not take public condemnatory action regarding grievances against other branches of the industry involving their policies and practices, which are within the purview of its joint committee, until such grievances have first been submitted to the national joint conference committee and will recommend that its affiliated regional associates adopt a like policy. The foregoing policy is subject to the following limitations:

"(1) Allied's representatives will not submit to the joint committee any matter which, in the opinion of the general counsel, is outside the purview of the joint committee or matters the consideration of which might be unlawful;

"(2) As regards all matters for which no solution is found within a reasonable time by the national joint conference committee which is acceptable to Allied, Allied reserves the right to pursue such course and to adopt such measures as the board of directors may approve."

Myers said that the board of directors feels that Allied has made a "notable contribution to unity, co-operation and a better understanding among the several branches of the industry. The board bespeaks a friendly reception for its representatives and urges that the several branches co-operate and assist in organizing and putting into operation a national joint conference committee."

The appointed Allied committee is now "on its own" to prepare for an all-industry conference.

Industry Must Let Public Know Its Virtues And Importance, Lee Tells AMPTO of W. Pa.

Pittsburgh—The industry "must find a way to make the public aware of the far-reaching substance of the business," Claude F. Lee, Paramount's director of public relations, declared in addressing the Allied MPTO of Western Pennsylvania convention at the Roosevelt Hotel here yesterday.

Lee, who warned that building good-will for the movies is not a job of the moment but a matter of permanent vigilance and unceasing initiative, declared:

"As we rise to the current awakening to the need for institutional selling in the motion picture industry, we must never lose sight of the fact that we are setting out on a job that knows no end. We must realize that any effort to enlighten the people to a consciousness of the virtues of this business, is one that must endure as a steady hygiene of doing business."

Argentine Pact to Bring No Quick Film Benefits

(Continued from Page 1)

the prospects are slim for an immediate American benefit.

It is pointed out that the one-third reduction in film duties provided for in the pact is not applicable until the total Argentine revenue from duties exceeds 270,000,000 pesos.

War conditions, say observers here, make it virtually impossible for that figure to be reached.

Aussie Pic Set in Philly

Philadelphia—"40,000 Horsemen," Australian feature, opens at the S-W Capitol here next Wednesday with "British Navy Night."

Straus to Do Score for Shaw's "Arms and Man"

West Coast Bureau of THE FILM DAILY

Hollywood — Gabriel Pascal has signed Oscar Straus to do an original score for his production of Shaw's "Arms and the Man," Ginger Rogers-Cary Grant co-starrer. Straus wrote the music for "The Chocolate Soldier," operatic treatment of the Shavian play.

New Indie Distrib. Firm

Cleveland — Harry Lande and George Kendis have formed the Kayell Film Co. with offices at 506 Film Bldg., for distribution of feature and exploitation pictures in Ohio, Kentucky and West Virginia.

M. A. Rosenberg Elected Prexy of W. Pa. Allied

Pittsburgh—M. A. Rosenberg was elected president of the Allied MPTO of Western Pennsylvania at the organization's convention here yesterday. Fred Beedle, former president, was elected to the board.

Harry Walker was re-elected vice-president and Fred Herrington was re-named secretary. Joseph Gellman was re-elected treasurer. A chairman of the board will be elected at the next meeting.

Speakers at the closing session included Col. H. A. Cole, Ira H. Cohn, Arthur W. Kelly, Fred Beedle and James Alexander.

National Screen Service presented a plan to work with Allied on screen advertising but no action was taken, the matter being referred to the board of directors. Convention ended with a banquet and entertainment last night.

Remittances from Shanghai Blocked

(Continued from Page 1)

the action by their China represe tatives over a month ago, Goltz and an urgent appeal was mad State Department intervention. forts so far have been unsuccessf

All this happened at an inoppo tune time for the film companies b cause, Goltz declared, business Shanghai and the unoccupied porti of China is "tremendous." He est mated all companies easily doubl the business done last year.

Japs Ban Anti-Nazi Pix

Censorship in Shanghai is rig because it is dominated by the Jap nese, Goltz explained. Pictures a controversial nature such as "Th Great Dictator" and others reflec ing anti-Nazi sentiment are banne he said.

The Japanese have moved in about 25 per cent of the business te ritory, Goltz stated. Where th Japanese have taken over, distrib discover the Japanese film monopo has followed and therefore imposs ble to do business.

Distribs. consider Shanghai mo important part of their territor Goltz explained. Recently, he sai construction of two first-run thea ters and a number of second-ru were completed in Shanghai, the fir sign of building activity since th Japs invaded China.

China's "Bombing Season"

There is a new season for th distribs. in China. It is called th "bombing season" and lasts fro about March until October durin which time shipments are virtuall suspended to Chungking, Chentg and Kumming, which are bombe with regularity, Goltz revealed.

In getting money out of Fre China, Goltz explained that distrib are forced to discount the revenu about 25 per cent. There are als a number of local problems over th matter of exchange, he said.

The UA manager said productio of Chinese pictures had been goin on all the time and films are pr duced in Hanking and Canton in bot the "Mandarin," which is the offici language, and the "Canton," whic is the popular dialect.

This is Goltz's first vacation fu lough in three years and he ex pects to remain here for about fou months.

Warners Name Wald and Sape

Hollywood—Warner Bros. has as signed Jerry Wald and Jack Sape to be associate producers on the re make of Fannie Hurst's "Humo esque."

Fitzgerald Named Prexy

Chicago — Steve Fitzgerald ha been named president of the Warne Club of Chicago, succeeding A Blasko, who resigned, when trans ferred to Wisconsin territory.

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THE Film DAILY

ntimate in Character
nternational in Scope
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The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

l. 80, NO. 82—In Two Sections. Section 1. NEW YORK, FRIDAY, OCTOBER 24, 1941 TEN CENTS

40,000,000 BRITISH COIN FOR DISTRIBS?

rowne-Bioff Lose Dismissal; Bioff May Testify

efense Plans to Call 15 o 20 Witnesses, Including Labor Union Prexies

William Bioff will "most likely" ke the witness stand in his own efense, George Breslin, his attory, told reporters yesterday. Bresn said that the defense will call pon 15 to 20 witnesses including number of presidents of AF of L nternationals who are presently nder subpoena.

Federal Judge John C. Knox, uring the afternoon session, deed all applications made by counl for Bioff and George E. Browne

(Continued on Page 8)

llied Will Discuss nity With Distribs.

Initial move in organizing the disibutors into Allied's unity plan ill be undertaken next week when ack Kirsch and one other member f Allied's conference committee are cheduled to come to New York and iscuss the subject with major comany sales managers.

The Allied representatives are ex-

(Continued on Page 6)

learance Rigths Based n Decree in Chi. Case

Chicago—Defendants in the Oriental theater arbitration case here esterday based their clearance ights on Section XVII of the New ork consent decree which permits

(Continued on Page 7)

Willkie to Attend Pix Pioneer Dinner

Wendell L. Willkie has accepted the invitation of Picture Pioneers to attend the organization's dinner and conference Wednesday night at Toots Shor's restaurant, Jack Cohn, president, announced last night. Avalanche of requests for reservations by outsiders has to be refused as the dinner will be open only to members of the picture veterans' organization.

PARA. ASKS MINN. DECREE RELIEF

Hearing on Show Cause Application to be Held Before Judge Goddard Here Oct. 31

Application to show cause why Paramount should not be released from the provisions of Sections III and IV in the New York consent decree in the sale of product in Minnesota was made to Federal Judge Henry W. Goddard yesterday by Louis Phillips of Paramount's legal department. Judge Goddard signed the order and set the hearing for Oct. 31.

Paramount asks that the company be relieved from the blocks-of-five and tradeshow provisions of the decree until the unconstitutionality of the Minnesota anti-decree law is determined.

Sears Stays at WB; UA Prexy Tomorrow?

Negotiations looking to the affiliation of Gradwell L. Sears, Warner sales chief, with United Artists as the latter's president went into the discard yesterday.

Simultaneously, from sources close to UA came the word that, in all probability, the long-vacant

(Continued on Page 5)

Hollywood's El Capitan Acquired by Para., F & M

West Coast Bureau of THE FILM DAILY

Hollywood — Acquiring the El Capitan theater as a showcase for Paramount product here, Paramount and Fanchon & Marco, which will jointly operate, plan an immediate $150,000 modernization program to be completed for reopening of the

(Continued on Page 5)

Branch Heads Mich. Publicity Campaign

Detroit—Naming of Ray Branch, president of Michigan Allied, as chairman of the institutional publicity campaign which was conceived by Earl Hudson, president of United Detroit Theaters, is regarded here as proof of real unity in Michigan among all groups of exhibitors.

(Continued on Page 7)

Barry Asks Sen. Wheeler To Retract Lewd Charge

Charge by Sen. Burton K. Wheeler, D., Mont., chairman of the Senate Interstate Commerce Committee and credited with being the power behind the Senatorial industry witch hunt, that film slot machines are exhibiting "lewd and lascivious" films brought an answering blast yester-

(Continued on Page 8)

Close Deal for G-B's Control

Woolf-Rank-Portal Get 51% of M & B Trust

London (By Cable)—Charles M. Woolf, Arthur Rank and Lord Portal, through General Cinema Finance Co., which controls all activities of General Film Distributors, have purchased 51 per cent of the Metropolis and Bradford Trust from the Ostrer interests, thus acquiring control of Gaumont-British in which

(Continued on Page 5)

Berger Sells Minneapolis Esquire to New Company

Minneapolis—Th Esquire Theater here, downtown picture house opened several years ago as the Time, was sold yesterday by Ben Berger of Berger Amusement Co. to a newly organized firm created to operate the

(Continued on Page 5)

New Monetary Agreement Said to Thaw Frozen Funds And Increase Remittances

Washington Bureau of THE FILM DAILY

Washington—American distributors will be able to withdraw approximately $40,000,000 from England during the coming year under the monetary agreement which the State Department has under negotiation with British Treasury officials, it was learned here yesterday.

Third Embassy agreement, said

(Continued on Page 5)

Anti-Five Violation Trial Set Nov. 24

St. Paul—Paramount, RKO and 20th-Fox will go on trial in Ramsey District Court here Nov. 24 on

(Continued on Page 4)

Whitney Sees Easing of Censorship of U. S. Pix

An easing of censorship of American films in South America was

(Continued on Page 5)

Colossal Is the Word For Disney's "Dumbo"

At its world premiere in the Broadway Theater last night, Disney's newest contribution to the world's happiness, "Dumbo," proved itself a gilt-edge hit with tremendous box-office power. A glittering audience, weighty with celebrity names, attended and cheered to the echo the wizardry of the producer. Consensus of those who filed from the theater wreathed in smiles is that this story of the baby elephant with the grotesquely large ears represents, in many respects, the entertainment masterpiece of Disney. For color story on last night's world bow, turn to the feature column, "Along the Rialto," on Page 4. For review of the film, see Oct. 1 issue of THE FILM DAILY.

—MORRIS

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Thursday, Oct. 23)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am Seat.				
Col. Picts. vtc. (2½%)	7⅞	7⅞	7⅞	
Columbia Picts. pfd.				
Con. Fm. Ind.	¾	¾	¾	
Con. Fm. Ind pfd.				
East. Kodak	136	134½	134½	— 2
do pfd.				
Gen. Th. Eq.	12	11⅞	12	+ ⅛
Loew's, Inc.	38⅛	37⅞	38⅛	+ ⅜
do pfd.				
Paramount	14½	14⅜	14½	
Para. 1st pfd.	107	107	107	
Para. 2nd pfd.	13	13	13	
Pathe Film	14	13⅞	14	+ ⅛
RKO	2⅝	2⅝	2⅝	
RKO $6 pfd.				
20th Century-Fox	8½	8½	8½	+ ¼
20th Century-Fox pfd.				
Univ. Pict. pfd.	155	155	155	+ 1
Warner Bros.	5	4⅞	5	
do pfd.	75	73	73	
NEW YORK BOND MARKET				
Loew's deb. 3½s46				
Para. B'way 3s55				
Para. Picts. cv. 3¼s47				
Warner Bros. dbs. 6s48	96½	96½	96½	
NEW YORK CURB MARKET				
Monogram Picts.	¾	¾	¾	
Radio Keith	5-32	5-32	5-32	
Sonotone Corp.				
Technicolor	8¾	8⅝	8⅝	
Trans-Lux				
Universal Corp. vtc.	9⅜	9¼	9¼	+ ¼
Universal Picts.				

Warners to Sell Ballet Russe Shorts Separately

West Coast Bureau of THE FILM DAILY

Hollywood—For what is believed to be the first time in the industry's history a short subject will be sold separately. Norman H. Moray, Warner Bros. short subject sales manager, announced both the Ballet Russe de Monte Carlo shorts, "The Gay Parisienne" and "Spanish Fiesta" will be sold individually.

Warners will make two more shorts in the series early next year.

Pittsburgh Branch Heads To Host V. C.'s Visitors

Pittsburgh—Local exchange managers will entertain on Saturday night for the out of town contingent arriving in advance of the Variety Club banquet Sunday night. In the past, the Saturday night affair has been hosted by Chief Barker John H. Harris.

This year's event will be held in the Club headquarters as a postlude to the Pittsburgh-Ohio State game. These are the exchangemen who will be the hosts: James Alexander, Republic; Nat Beier, United Artists; Ira Cohn, 20th-Fox; Pete Dana, Universal; Mark Goldman, Monogram; Herb Greenblatt, RKO; Dave Kimmelman, Paramount; Lew Lefton, PRC; Art Levy, Columbia; Perry Nathan, NSS; Harry Seed, Vitagraph; B. D. "Buck" Stoner, M-G-M; and Harry M. Kalmine, Warner Theaters.

Additional out-of-town reservations include: Ned E. Depinet, Cresson E. Smith and Bob Mochrie, all of RKO home office; Nat Levy, District Manager for RKO; Rube Jackter, Lou Weinberg, Lou Astor, Max Weisfeldt and Carl Shalit, all of Columbia home office and field forces; Harry Barnett, Detroit, exhib.

The committee has again requested that out-of-towners expecting to attend but who, as yet, have not made reservations, do so immediately. Hotel space and capacity for the banquet is reaching the point where last minute requests will have to be turned down. This the committee would like to avoid in the case of those who attend from other cities.

Metro Execs. to Preview First "Show Builder" Unit

First unit of M-G-M's "Show Builder" will be previewed at the Astor Hotel at 1 P. M. today for company executives and the trade press. Unit is a specially constructed truck stocked with M-G-M service ads. a voice-recording studio, sound projector and other equipment. A fleet of such trucks is being built to cover the country.

Idea was conceived by Howard Dietz and executed by W. R. Ferguson.

Benefit Reception Tonight For Brit. War Relief Mag.

A reception for the benefit of Salute, British War Relief Society publication. will be held tonight at the Little Carnegie Newsreel Theater. Among the guests and speakers will be Gracie Fields, Martha Scott, Fannie Hurst, Reginald Denny, Andre Maurois and Jack Jones, lecturer.

Three new shorts will be shown. They are "Women at War" "Words for Battle" and "A Letter From Home."

Report Hammons to Make Liberty Magazine Shorts

Tie-up between Earle W. Hammons and Macfadden Publications is reported to be in work, with Hammons producing a series of short subjects based on stories in Liberty Magazine.

Under the proposed plan, Liberty will launch a contest for stories with a strong comedy vein. Selected stories will be published each week, Hammons producing those which lend themselves best for screen treatment. Deals for major company distribution are said to be in negotiation. Hammons, a veteran of the industry, has been producing comedies and short subjects for more than 20 years.

RKO Closes Block Deals With Three Big Circuits

Three additional important circuits totalling 215 theaters have signed for RKO's first and second packages of five, Ned Depinet announced yesterday.

Malco circuit with 105 theaters in Arkansas, Mississippi and Tennessee has signed for the second group, having previously signed for the first block. Robb & Rowley has closed a deal for the first and second block for its 85 theaters in the Southwest. Deals for the first and second blocks have been closed with the Associated circuit involving 25 theaters in Ohio.

Selznick Signs Blake To Head Talent Dept.

Carter Blake has been signed by David O. Selznick to head the latter's talent department. Blake has been general manager for Alfred de Liagre, Jr., and associated with him in the production of many Broadway stage plays. He was general stage director last Summer at the Selznick Company's theater in Santa Barbara and for several years has been director of the American Academy of Dramatic Arts in New York.

Blake will have offices on both coasts where he will test and cast talent for forthcoming Selznick productions.

New Detroit NSS Dept.

Detroit—New department to handle writing and all special work on individual announcement trailers is being set up by National Screen Service here with Kal Bruss, who has been in the Detroit office for three years, in charge.

Burr Buys Equipment

Boston—The Burr Theater at Ludlow, Mass., is now equipped with Hertner generators and Simplex high lamps, supplied by National Theater Supply Co.

Four-Star Sound for Ritz

Pittsburgh — Simplex Four-Star sound has been purchased by M. Battiston for his Ritz Theater at Export, Pa. NTS made the installation.

COMING and GOING

HERMAN WOBBER, 20th-Fox's general sal manager, who is now on a tour of the cor pany's exchanges, will return to New York Tue day for the premiere of "How Green Was M Valley."

LOU JACKSON, of Anglo-American Films, r turns to London on Tuesday.

JOCK WHITNEY goes to the Coast ov week-end.

ARTHUR GREENBLATT, PRC's general sal manager, returned yesterday from an extende Southern business trip.

LAIRD CREGAR, following his assignment "Hot Spot," has arrived here for a brief vac tion.

GEORGE JESSEL flies to the Coast Saturd night to see his wife and baby daughter.

MORRIS HELPRIN left for the Coast yesterda

LaGuardia Luncheon Will Attract Notables Monday

Notables who have already indicated they will attend the gala luncheon at the Hotel Astor next Monday under auspices of the Theatrical, Motion Picture and Radi Committee for the Re-election o LaGuardia, McGoldrick and Morris include:

Gertrude Lawrence Grouch Marx, Rosemary Lane, H. V. Kaltenborn, Rita Hayworth, Georg Abbott, Mady Christians, Howar Chandler Christy, Russel Crouse Howard Dietz, Dorothy Gordon Theresa Helburn, Harry Hershfield, Arthur Hopkins, Doris Keane Jessie Royce Landis, Francine Larrimore, Neysa McMein, Laurenc Schwab, Maurice Schwartz, Le Shubert, Frances Starr and Lucil Watson.

The Mayor will be the principa and only speaker at the luncheon and his address will be broadcast over Station WHN from 1:45 t 2:15 P.M. The luncheon will start at 12:45 P.M. Tickets may be obtained from W. G. Van Schmus a the Music Hall.

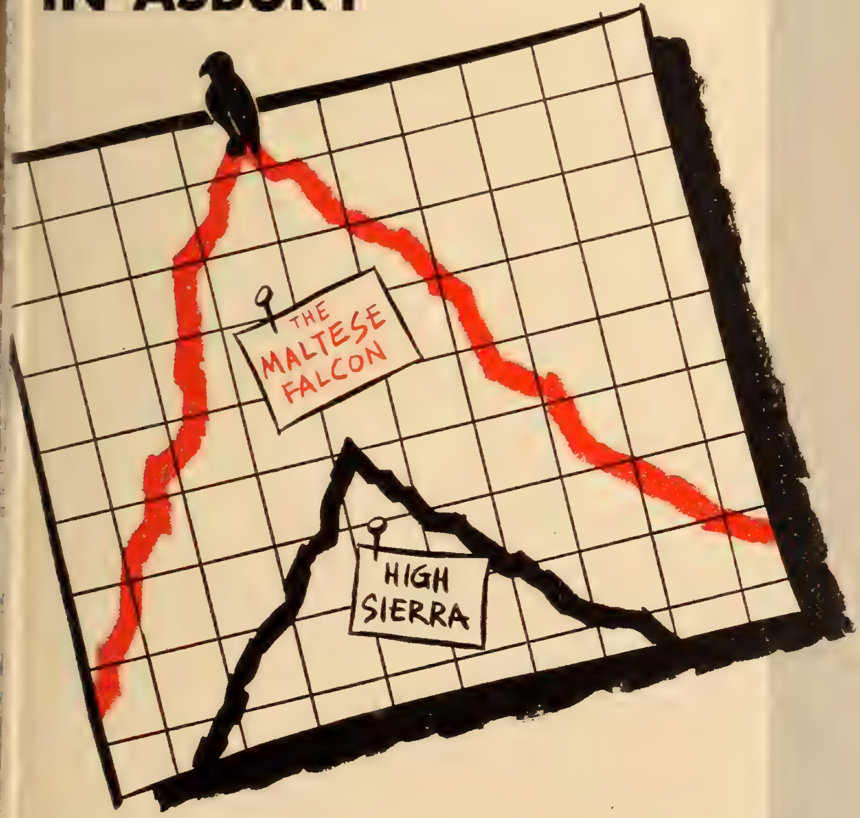
Wallen Funeral Today

Funeral services for George E Wallen, 80, former treasurer of the F. F. Proctor Theater interests with which he was identified for 50 years will be held at 3:30 p.m. today at the George T. Davis Memorial, 14 LeCount Place, New Rochelle. Wallen, who retired in 1929, died at his Larchmont home Wednesday.

TO SPEED TELEGRAMS AT LOW COST—PHONE
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

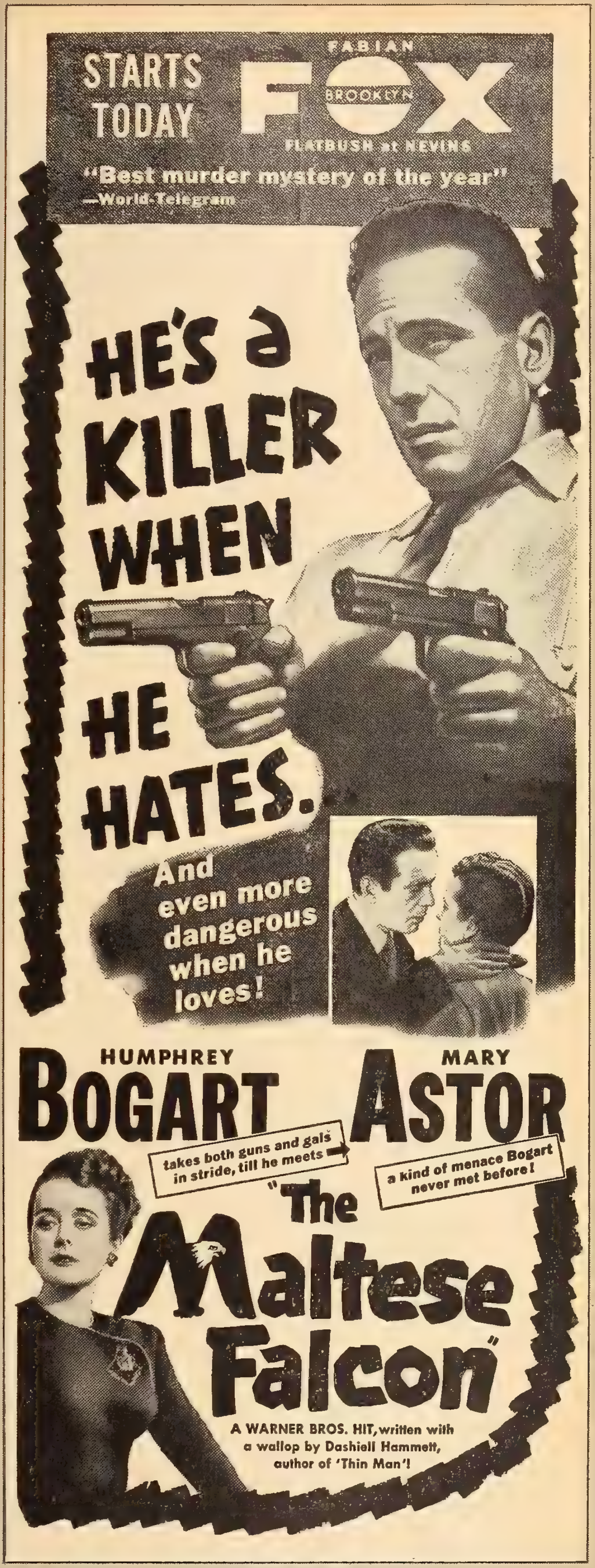
Higher than the peak of "High Sierra"!

IN BROOKLYN
IN NEW YORK
IN NEWARK
IN ASBURY



You can get it NOW from

Warners!



FABIAN
STARTS TODAY
FOX
BROOKLYN
FLATBUSH at NEVINS

"Best murder mystery of the year"
—World-Telegram

HE'S a KILLER WHEN HE HATES.

And even more dangerous when he loves!

HUMPHREY **BOGART**
takes both guns and gals in stride, till he meets →

MARY **ASTOR**
a kind of menace Bogart never met before!

"The Maltese Falcon"

A WARNER BROS. HIT, written with a wallop by Dashiell Hammett, author of 'Thin Man'!

Here's the ad the Brooklyn Fox used opening day — and they opened 50% over "Strawberry Blonde". Ad, incidentally, is right out of the pressbook.

Anti-Five Violation Trial Set Nov. 24

(Continued from Page 1)

charges the three companies violated Minnesota's new anti-blocks-of-five law in contracting to license films in violations of provisions of the act.

Attorneys for the three companies appeared in Ramsey County Court yesterday and entered not guilty pleas to the charges. Trial date was set at once.

The companies reserved the privilege of withdrawing the not guilty pleas, however, filing demurrers to the complaints. Judge Albin Pearson granted the request.

Joseph W. Findley, attorney for Paramount, asked the trial date be set as far in advance as possible because time would be required to bring witnesses to St. Paul.

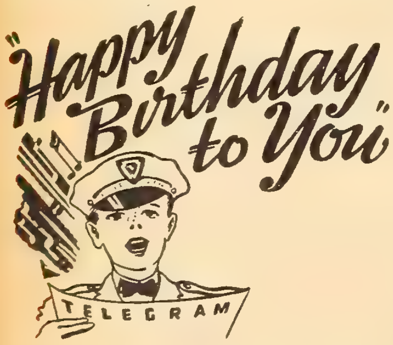
At the same time, Findley announced that Paramount already had requested the New York Federal Court yesterday to release it from the consent decree so that it may sell its pictures in Minnesota.

Following setting of the trial date here, Findley issued the following statement:

"Paramount Pictures, Inc., is convinced the Minnesota law is unconstitutional but nevertheless it is taking the action in New York becase it feels it cannot comply with the decree of the Federal Court, which it is required to observe, and at the same time, offer its pictures to Minnesota exhibitors in conformity with the Minnesota statute. "Paramount does not wish its customers in Minnesota to be without its pictures if they desire to exhibit them while this litigation is in progress in Minnesota courts."

RCA Sound for Arcade

Gas City, Ind.—D. B. Simpkins announces the installation of new RCA sound equipment for his Arcade Theater here.



"Happy Birthday to You"

OCTOBER 24

Byron Morgan
Arthur W. Stebbins
Gilda Gray
Dan J. Smolen
Josef Zimanich

OCTOBER 25

Sol M. Wurtzel
Billie Bennett
Paul A. Bray
Eugene J. Zukor
Fred J. McConnell
Polly Ann Young
S. Charles Einfeld
Herbert S. Berg

OCTOBER 26

H. B. Warner
Jackie Cooper
Mark Sandrich
Buddy Messinger
Ralph Ravenscroft

ALONG THE RIALTO

with Phil M. Daly

● ● ● LAST night the circus came to town,—a circus in celluloid, presented by a showman better than Barnum at his best......Yes, a showman whose drawing-board characters possess, in turn, a peerless power to "draw"......It is a circus starring a baby elephant whose appeal to hearts young an old is more gargantuan than Gargantua......This circus is "Dumbo"......Its creator,—Walt Disney.

▼ ▼ ▼

● ● ● *LAST night the town came to the circus,—folks so representative of all that New York is, and all that it represents......The morning and evening newspapers clarioned in grandly ingenious ads, "Happy Premiere To You"......It was an expressed wish richly fulfilled, and a harbinger of the joy which is to accrue to the tens of thousaids who will witness the engagement of "Dumbo" at the Broadway Theater where there is no "big top" because the attraction will play at popular prices......*

▼ ▼ ▼

● ● ● LAST night the world premiere audience gathered under starless skies......But Broadway was never brighter than with "Dumbo"......Though the night was starless, this morning finds the Disney production basking under more vital stars,—the maximum four, granted by the calloused critics......Walt himself returned from South and Central America to attend the film's inaugural......We are happy that he did, for he witnessed a most remarkable sight, namely a brilliant assemblage watching with indescribable rapture the heart-warming, humor-packed saga of the baby elephant who was all ears......So were the onlookers,—and all eyes, too......

▼ ▼ ▼

● ● ● *LAST night a rare combo of elements was apparent, in that from the premiere there emanated that dignity which belongs so justly to the Disney art, and, at the same time, was surcharged wih popular pulsation, which, too is part and parcel of that art......Through the arc-illuminated portals of the Brodaway, further highlighted by the flash bulbs of a bevy of news cameramen, passed Governor and Mrs. Herbert H. Lehman, John Hay Whitney, Mr. and Mrs. Deems Taylor, Gloria Swanson, Mary Pickford, Cobina Wright, Jr., Lillian Gish, Mrs. Felix Warburg, Mrs. James Van Allen, Martha Scott, Frank Buck, Ray Bolger, Kay Kyser, the Marquis de la Falaise et de la Coudraye, Mrs. Ernest Iselin, and Miss Eugenie M. Tuck who headed the debutante committee assisting with the premiere, proceeds of which went to the Vocational Service for Juniors,—to name but a few attending......*

▼ ▼ ▼

● ● ● LAST night the audience burst forth with salvos of applause as they reveled in the stork sequences, and those dealing with the crows and elephants......They say the latter faunas never forget......Well, neither does Walt Disney......He had those of his boys who are now at Fort Monmouth, and who worked on the animation of "Dumbo," come over from New Jersey for the premiere, along with Lt.-Col. M. E. Gillette, in charge of training films for the entire army.

▼ ▼ ▼

● ● ● *LAST night the folks filed out of the Broadway wreathed in smiles, and lips puckered a-whistling the smash song hits from the picture......No account of "Dumbo" would be complete without recording the tremendous national interest which has been aroused in the attraction via the promotional campaign in advance, engineered by RKO Radio's Barret McCormick (for the distributors) and the Walt Disney Org.'s Toni Spitzer (for the producers)......Barnum in his day, and Ballantyne (of beverage renown) in our own time, have been indelibly associated with "three rings"......Make no mistake about it, "Dumbo" has more rings than Saturn plus our current batches of Nat Goodwins......It's terrific!......*

DATE BOOK

Oct. 24-25: Columbia regional meeting, S Francisco.

Oct. 27: Philly Variety Club testimonial James P. Clark.

Oct. 29: N. Y. Picture Pioneers' Fall dinn Toots Shor's.

Oct. 30: Academy elects new officers, Holl wood.

Oct. 31: Variety Club of Texas Annual we'en Party.

Nov. 1: Washington Variety Club British W Relief benefit, Constitution Hall.

Nov. 2: Pittsburgh Variety Club annual ba quet, William Penn Hotel.

Nov. 4-5: Allied of Texas convention, Dall

Nov. 4-5: ITPA of Wisconsin conventio Schroeder Hotel, Milwaukee.

Nov. 5-6: Republic regional, New Orleans.

Nov. 7: Dramatists Guild elections, New Yor

Nov. 7-8: Republic regional, Chicago.

Nov. 9: Lambs installation gambol.

Nov. 12: SWG elects, Hollywood.

Nov. 12-13: Republic regional, New York.

Nov. 15: Washington Variety Club banque Willard Hotel.

Nov. 17: Jack Beresin testimonial, Broadwo Hotel, Philadelphia.

Nov. 17-18: ATO of Indiana convention, An lers Hotel, Indianapolis.

Nov. 19: MP Associates dinner-dance, Hot Astor.

Nov. 24: Variety Club of Texas Thanksgivi Party.

Nov. 26: "Night of Stars," Madison Squa Garden.

Dec. 6: Lambs diversion, Waldorf-Astoria.

Dec. 7-8: Theater Owners of North and Sout Carolina convention, Charlotte.

Dec. 11: Philadelphia Variety Club banque Bellevue-Stratford.

Dec. 12: B & K Employes Association dinn dance, Stevens Hotel, Chicago.

Dec. 15: Variety Club of Texas induction 1942 officers.

Dec. 20: Variety Club of Texas Christm Carnival.

Dec. 31: Variety Club of Texas New Year Eve Celebration.

Jan. 30: Chicago Reel Fellows Club dinn dance, Congress Hotel.

Four Stands Get Celotex

Chicago—The Celotex Compan report new installations in the Nor Shore Theater, Duluth; the Palace Key West; Gordon Theater, West wago, La.; and an extensive job fo the U. S. Army Theater at For Lewis, Washington.

First Lady to Speak At "Night of Stars"

Mrs. Franklin D. Roosevelt, as guest of honor, will make the principal address opening the 8th annual "Night of Stars," gigantic relief show, which will be held at Madison Square Garden on Nov. 26 according to an announcement by Nathan Straus, chairman of the affair. More than 300 stars of the stage, screen and radio will appear in the show, which will be under the direct supervision of Marvin Schenck of Loew's, chairman of the production committee.

0,000,000 British in for Distribs.!

(Continued from Page 1)

in the stage of finalization, take effect Nov. 1, and is re- ted to provide for the following:

1. Thawing out of 50 per cent the frozen funds amounting about $40,000,000, which ld give distribs. approxi- ately $20,000,000 in the block- currency.

2. Increase on remittances om film rentals to $20,000,000.

resent Embassy agreement which ires at the end of the month wed the majors to withdraw only 900,000 of the revenue that ac- ulated during 1940-41. Dis- s. were able to take out 75 per t at start and the remaining per cent during last six months. is understood Third Embassy eement stipulates the portion ing from the blocked fund be in two installments. The first be made shortly and the second und March. On remittances m rentals during coming year, ments will be made in four in- llments of 25 per cent.

Sources close to the State De- tment acknowledge the role play- by U. S. Ambassador John Wi- t in the negotiations with the itish. According to one ob- ver, British officialdom was fav- bly impressed with industry's e as presented by Winant. An- er important factor was the wing popularity of the U. S. bassador in official British cir- s.

wks to Direct Gehrig Biog.

t Coast Bureau of THE FILM DAILY

Hollywood—Samuel Goldwyn has aged Howard Hawks to direct his biography of Lou Gehrig, base- l star. Paul Gallico is putting finishing touches to the script of ehrig". Hawks will report at the dio in two weeks to work out ns for the production although ning will not start until January. ry Cooper will play the lead.

STORKS!

Chicago—Sam Honigberg of the lboard local staff is the father of 8¼ pound daughter.

t's a son, Barry Franz, for the anz Westfalls. Father is manager the Northport theater, North- rt, L. I.

Detroit — Harry Levinson, RKO ice manager is the father of a baby l, Carol Jean, his first.

Robert Schwartz, operator of the rk Playhouse, Thomaston, Conn., d part-owner of the New Newing- n Theater, Newington, Conn., is ther of a seven-pound baby boy, chael, born at Waterbury Hospi- l.

Boston Business Up Decidedly

Downtown Houses Report Year's Best Takes

Boston—Business is decidedly up in the Hub. There has been a sudden upward trend which is causing all theater managers to rub their hands in glee and to forget largely the depression of the past Summer locally

The business for the past week was reported about 40 per cent greater than for this time last season and of a sudden the pendulum which had begun to show signs of swinging to the red has swung just as far the other way.

Downtown Boston movies are experiencing their best business of the year. The M & P theater chain, controlling scores of theaters in this district state that business is definitely better than in many months and that at last the results of the Defense projects and the consequent greater earning power of men and women in this territory are beginning to manifest themselves in actual profits and receipts at the box offices.

Too, the bringing of several thousands into town for the big football games has aided the night before and night after business at all houses.

The Keith theaters are having their biggest run in years. The RKO Boston with its policy of "name" bands and big names in stage shows is packing them in at both matinee and night performances and its an actual fact that for the first time in many months there are great lines of patrons forming in Washington St. both for the Boston and for its sister theater, the Keith Memorial, where double-run features are being shown.

The Marcus Loew houses, State and Orpheum, are likewise in the height of ascendancy at the moment and the big 4,000 seater State is having for the first time in a long period to keep patrons waiting in the lobby at certain periods of the evening and afternoon.

All of the independent houses and the long chain of E. M. Loew houses also are having their taste of good fortune again and business in Boston is booming.

Neighborhood houses are likewise doing top biz, including the Circle, the Coolidge Corner, the Capitol, the Brookline Village, the Shawmut, the Oriental, the Fields Corner and others of this type, all 1,200 to 2,000 seaters.

The legitimate houses are all open, including both the Majestic and the Copley, the latter long dark.

The only possible fly in the ointment lies in the fact that indoor attractions coming in opposition include at least four big ice shows, a rodeo and two or three War Relief shows all of which are to be held in such buildings as Boston Garden, Mechanics Building and the Boston Arena, the immense seating capacity of which buildings does draw, of course, from the theater patronage downtown.

Whitney Sees Easing of Censorship of U. S. Pix

(Continued from Page 1)

forecast by Jock Whitney, chairman of the motion picture section of the office of co-ordinator of Commercial and Cultural Relations between the American Republics, at a meeting of foreign managers at the Hays office yesterday. Whitney, who recently returned from a two-month survey, discussed his trip and indicated results of closer cooperation would soon be felt.

Cooper, Annabella for 'Bell Tolls'?

West Coast Bureau of THE FILM DAILY

Hollywood—Unofficial reports from Paramount are that Gary Cooper and Annabella will play the leading roles in the film version of Ernest Hemingway's novel, "For Whom the Bell Tolls." Vladimir Sokoloff has been officially announced as the player for the role of Anselmo. Production is set to start next month.

RKO Options Root Play

West Coast Bureau of THE FILM DAILY

Hollywood—RKO has taken an option on the new play by Lynn Root and Frank Fenton. Play is scheduled for January production on Broadway.

Deal Is Closed For Control Of Gaumont British

(Continued from Page 1)

20th Century-Fox has substantial holdings.

Deal, which was exclusively reported as in the closing stage in THE FILM DAILY on Monday, is understood here to involve approximately £750,000 although a figure as high as £900,000 has been mentioned.

Isidore, Mark and Maurice Ostrer as executives of Gaumont-British reportedly have been drawing £20,000 each annually. It is understood that Isidore Ostrer will retire but that his two brothers will continue with G-B.

As previously printed in THE FILM DAILY, Rank is expected to become chairman, with Woolf and Mark Ostrer functioning as joint managing directors.

Rank is also closely associated with Odeon here and is also on the United Artists board in the United Kingdom.

RKO Signs Helen Gilbert

West Coast Bureau of THE FILM DAILY

Hollywood — RKO has signed Helen Gilbert for the third "Gay Falcon" film. George Sanders and Lynn Bari head the cast. Irving Reid will direct.

Sears Stays at WB; UA Prexy Tomorrow!

(Continued from Page 1)

presidential post would be filled by tomorrow.

Formal announcement by Warners that Sears was remaining with the company climaxed a hectic day, marked by rumors that not only was Sears leaving Warners for the UA post but that the dual posts of president of Vitagraph, Inc., and general sales manager for WB which he holds, were to be filled from present Warner personnel. Several names were prominenlty mentioned.

"Sears has chosen to remain with Vitagraph and Warners" was the brief home office verbal announcement. It is understood that decision to release it came after a series of executive conferences that filled the day. Sears' contract with Warner Bros. extends to March, 1942.

Berger Sells Minneapolis Esquire to New Company

(Continued from Page 1)

house. Berger did not announce details of the deal except to say the new owners would take possession on Dec. 1.

The new company, to be known as the American Theater Corp. was set up by Harry Gainsley, Minneapolis attorney, who has refused to reveal who is back of the new operating firm. The deal for Berger was handled by Sam P. Halpern another Minneapolis attorney.

Hollywood's El Capitan Acquired by Para., F & M

(Continued from Page 1)

house for the Christmas holidays. Name of the theater will be changed to the Paramount Hollywood.

Deal, closing of which was announced yesterday, was negotiated by Leonard Goldenson, head of Paramount's theater department, who came in from New York, Fanchon & Marco, and C. E. Toberman.

W. L. Pereira, Paramount studio architect, in collaborating with his brother, Hal Pereira, of Chicago, is designing plans for the new theater which, it is said, will include many unique innovations.

Well, That's Settled

West Coast Bur., THE FILM DAILY

Hollywood—"Design for Scandal" is announced as the final title for the Walter Pidgeon-Rosalind Russell picture formerly listed as "Miss Achilles' Heel," "Her Honor" and "Bachelor Girl Number One." M-G-M also announces that "Kathleen" is the final title of the new Shirley Temple film previously announced as "The Girl on the Hill."

Allied Will Discuss Unity With Distribs

(Continued from Page 1)

pected to ascertain the film companies' reactions to the unity proposal and to determine the extent to which they will co-operate and participate. Result of the sessions probably will be the appointment of a distributors' committee to confer with Allied's group. It is understood that the distributors will invite the MPTOA, other organized exhibitor groups and production forces to join in one big joint session at a later date.

Allied's board sent by telegraph a copy of its statement on the unity plan, most of which appeared in the daily trade press yesterday, to the presidents of all the film companies.

Allied's committee which will confer with the other branches of the industry is composed of Col. H. A. Cole, Roy E. Harrold, Jack Kirsch, Sidney Samuelson and Martin Smith.

Schreiber Heads Detroit Community Fund Com.

Detroit—Committee to organize the Motion Picture Division of the Detroit Community Fund is being formed, headed by Alex Schreiber, manager of Associated Theaters.

Committee includes: John R. MacPherson National Screen Service, manager; Irwin Pollard and Samuel Seplowin, Republic Pictures; Arthur C. Robinson, premium distributar; Charles Garner, roadshow distributor; Moe Dudelson and Sydney Bowman, United Artists; Max Blumenthal, Film Projection Service; Lieut. Charles W. Snyder, film censor; George Bremen, manager, Wyandotte Theater, and Daniel J. Lewis, chief booker, Wisper & Wetsman Theaters.

Cornell-Columbia Game To Be Telecast by NBC

Telecast of the Columbia-Cornell football game will be the sports highlight of the television week over NBC's Station WNBT. Jack Fraser will again give the expert's view of the strategy at Baker Field from 2 to 5 p.m., on Nov. 1.

L & G Shifts Managers

Waterville, Me.—Resignation of Edward Harrison, manager of the Opera House, Lockwood & Gordon unit, has resulted in several changes in the chain's managerial staff. Harold Leand, formerly of Revere Theater, Revere, Mass., coming to Opera House; Lawrence B. Libby, returning from State Theater, Madison, to State, Waterville; and Walter Teed, former assistant manager of Avon in Providence, R. I., going to Madison.

Rename and Open House

Claymont, Del.—Pike Theater, formerly the Don and previously known as the Green Lantern, has opened under local management.

☆ REVIEWS OF THE NEW FILMS ☆

"Gauchos of Eldorado"

with Bob Steele, Tomy Tyler, Rufe Davis
Republic 56 Mins.

THE THREE MESQUITEERS RIDE AGAIN IN A ROBUST AND FAST-MOVING WESTERN.

Latest adventure tale of The Three Mesquiteers is an entertaining program film. Customers will go for the fast riding and general display of fistic fireworks in which the trio indulges.

Story is one of those formula concoctions which are implausible dramatically but furnish a vehicle for The Three Mesquiteers to ride on to an ultimate triumph. The Mesquiteers come across a Mexican fleeing a gang of robbers. The Mexican is killed but before he dies he asks the Mesquiteers to deliver the money to his mother's ranch.

The mother, who has not seen her son since he was a small boy, believes Steele is her son. Not wishing to hurt her feelings Steele remains quiet. Steele and his two friends stay on the ranch and become involved with the local banker who is trying to foreclose so he can get the property which contains a valuable bauxite deposit. They withstand all efforts to dispose of them and run down the villains.

Les Orlebeck's direction is concerned more with the action sequences which he reels off smoothly than with the tale's continuity. Three Mesquiteers do all that is demanded of them. Lois Collier attracts attention by her good looks.

CAST: Bob Steele, Tommy Tyler, Rufe Davis, Lois Collier, Duncan Renaldo, Rosina Galli, Norman Willis, William Ruhl, Tony Roux, Raphael Bennett, Yakima Canutt.

CREDITS: Associate Producer, Louis Gray; Director, Les Orlebeck; Screenplay, Albert DeMond; Original, Earle Snell; Cameraman, Reggie Lanning; Film Editor, Charles Craft.

DIRECTION, Okay. PHOTOGRAPHY, Good.

French-Can. Comedian Will Produce 16 mm. Pix

Montreal — Gratien Gelinas, who undr his stage name of "Fridolin," is the most outstanding comedian in French circles in Quebec province, plans a career as a producer of French-Canadian films and recently visited Hollywood to study production methods. Gelinas will confine himself to 16 mm. productions, to be shown at village halls throughout the province, and in Montreal at such halls as the Montreal Repertory Theater and St. Alphonse parish hall. Studios in St. Denis are now being equipped.

Pal Signs Jack Miller

Hollywood—George Pal has signed Jack Miller and Cecil Beard to write the screenplay for "The Rain Beau", forthcoming Technicolor Puppetoon for Paramount.

WB Ritz Opens Oct. 30

Wilmington, Del. — Oct. 30 has been set as opening date for Ritz Theater recently acquired by Warners from Loew's.

☆ SHORTS ☆

"Triumph Without Drums"

(A Miniature)
M-G-M 11 mins.
Punchy, Dramatic

Subject contains a lot of human interest, tracing the finally triumphant battle waged by Harvey W. Wiley to induce the Congress of the U. S. to pass pure food laws. Reasons for his intensive and unremitting crusade are graphically shown by the poisoned canned foods turned out prior to and shortly after the turn of the century, and which caused death to many soliders serving in the Spanish-American War.

Eventually, and dramatically, Wiley convinced President Theodore Roosevelt of the necessity of legislative control to eradicate the evil, and the means whereby the Chief Executive was persuaded that Wiley should be heeded instead of the powerful canning barons was the setting up of a temporary laboratory in Roosevelt's office in the White House where the dangers then prevailing in food were scientifically revealed. Out of the crusader's efforts came the Pure Food and Drug Act under which Americans enjoy clean and wholesome fare dispensed by all manufacturers and dealers in food products. Audiences will like this subject for its punch and drama.

"Taking the X Out of X-Rays"

Al O. Bondy 10 mins.
Highly Interesting

This tab subject,—one of the Excursions in Science series produced by General Electric Co.,— packs high interest for pic audiences, showing as it does, and in a clearly understandable manner, the development and current usage of the X-Ray, which has been a boon to humanity as a diagnostic medium in both medicine and surgery following the discovery of the rays, late in 1895, by Professor Roentgen while working in a small lab in Bavaria.

Producers have injected additional appeal, into the footage by having Doctor William D. Coolidge, of G-E's research labs and credited with having developed and introduced the hot-cathode X-Ray tube, appear in the film and deliver the narration.

"Helping Hands"

(Our Gang Comedy)
M-G-M 11 mins.
Timely and Amusing

Right in tune with the times via showing the kids forming their own army to help the cause of national defense, as well as generously spiked with comedy, this latest "Our Gang" opus is sure-fire entertainment for old and young. The "army" is scarcely a well-organized outfit, nor with a great purpose, until it is called upon to collect aluminum, scrap metal, and rubber, for Uncle Sam, and aid in the community p chase of defense stamps. The sce of the latter being bought by a me ber of the Gang is side-splitti stuff. This short will enliven a program.

"Sailors With Wings"

(March of Time)
RKO 20
Worthwhile Subject

The air arm of America's Navy projected into the spotlight by t March of Time with the edito usual alertness and timing. Dev opment of the Navy's air service briefly traced since the period of t first World War. Then a peek the present Naval air force. The are some exciting glimpses of t planes aboard the airplane carrie Shots that reveal enough to make absorbing program material. It a well-deserved salute to our sail with wings.

"Picture People" No. 2

RKO-Pathe 9 Mi
Fairly Interesting

Helen Broderick offers a m erately interesting illustrated co mentary on film folks at play, sho ing Gail Patrick and her baseb team, Guy Kibbee and his son fis ing and a tennis match at which number of notables are present a playing. Other sequences show R Rogers opening his own store a James Craig hunting pheasants.

"Lend a Paw"

RKO 8 Mi
A Howl

Mickey Mouse, Pluto and a kitt share the honors in this very fun short from Walt Disney. Wh Pluto rescues the kitten from an i floe and takes it home to Micke Pluto immediately is smitten wi jealousy. A battle rages between t dog's good self and bad self ov the destruction of the new arriv the good self winning out in the e Plenty of laughs in this one.

"Donald's Camera"

RKO 8 Mi
One of the Best

Packed with laughs, this Disne Donald Duck short hits the ma for hilarious entertainment. Decidi to shoot animals with a camera i stead of a gun, Donald goes into t woods and gets into a great de of trouble with a chipmunk and woodpecker as well as with oth inhabitants of the forest. Enrag over his treatment by the little f lows, Donald rushes back to a spo ing goods store and buys a gun a goes after revenge.

"Dog Obedience"

RKO-Pathe 9 Mi
Good Subject

Dog lovers will go for this o It shows dog owners having the pets trained at the New Engla Dog Training Club where Bert Tu quist, an expert, presents the ste by-step procedure in turning o well-mannered dogs. Should be i teresting to most audiences.

anch Heads Mich.
blicity Campaign

(Continued from Page 1)

lson originated the plan original-
nly for UDT theaters, but rec-
ized the possibilities for aiding
theaters.

tribution of national publicity
will be handled at the Michi-
Allied offices. Requests for in-
nation are pouring in from all
ts of the country, it was said here
terday.

We now have plans that will
tore confidence and good will,"
nch said. "It comes to us at a
y nominal cost and is made possi-
through unity and co-operation.
plan is gaining momentum rap-
."

ational Screen Service is prepar-
the trailers on a cost basis.

ch. Institutional Publicity
an Stresses Testimonials

etroit—Detailed blue print for
titutional publicity for the film
ustry, as planned by Earl J. Hud-
, UDT president, was outlined
The Film Daily yesterday by
originator.

"The plan contains testimonial
nments from Army and church
nitaries, and national and local
umnists," said Hudson. "Each
tement will be made up as a
iler using text instead of voice.
ch piece of text will be highlighted
h an appropriate but subdued
kground design and with appro-
ate music of a patriotic nature.

'Each individual statement in
iler form will be run one at a
e in each theater for one entire
nge of program spotted in the
ws reel. Statements will also be
ted in newspaper advertising.

'Those which will be unreeled in
troit and Michigan from week to
ek include fine comments of Mon-
nor Edward J. Hickey, Chancellor
the (Catholic) Archdiocese of De-
it; Maj. Gen. C. H. Fonesteel,
mmander of the Sixth Corps Area;
ank Cody, Detroit Superintendent
Schools; Mrs. S. S. Sutherland,
deration of Detroit Women's
ubs and Council of Churches; Mal-
m W. Bingay, known as 'Iffy the
pester'; Mayor Edward J. Jef-
es, Jr., of Detroit; Damon Runyon,
ose comment is 'the motion picture is the greatest form of entertainment in this world'; Murray D. Van Wagoner, Governor of Michigan; Rabbi Leon Fram, Temple Beth-El; Harold Heffernan, Hollywood columnist; Hedda Hopper, columnist, and Louella Parsons of INS.

"Other statements in prospect will put over the general value of films; the fact that nowhere else is it possible to obtain so much for so little; the recreational merit of pictures; educational and classical attributes. The campaign scope will be enlarged to include statements emphasizing the health factor in theaters—comfort, convenience, safety and inspirational value."

Special Plane for Pittsburgh V. C. Party

Special plane service has been arranged for New Yorkers who will make Pittsburgh a mecca next week-end for the Pittsburgh-Ohio State game on Saturday and the Variety Club banquet Sunday night. TVA has scheduled a non-stop flight, leaving LaGuardia Field at 9 a.m. Nov. 1 and arriving in Pittsburgh at 11:14 a.m.

For those desiring to return by plane a special section of Flight No. 34 will be operated out of Pittsburgh Sunday night at midnight, arriving at LaGuardia Field at 2:30 a.m. This will also be a non-stop flight.

New Yorkers wanting space on either or both of these flights are requested to communicate with "Chick" Lewis by telephoning BRyant 9-5606. The capacity of the special plane is limited and only reservations up to the capacity can be accepted.

Clearance Rights Based On Decree in Chi. Case

(Continued from Page 1)

distributors to deal direct with theaters in which they have large financial interests.

Written motions to dismiss the complaint because of lack of jurisdiction were filed by RKO, 20th Century-Fox, Paramount, B & K, Esquire Theater Corp. and Diana Theater Corp. Oral motions were made for M-G-M and Vitagraph.

Approximately 40 clearance exhibits were introduced by the defendants. No session will be held today.

Kennedy for "Snuffy Smith"

West Coast Bureau of THE FILM DAILY

Hollywood—Edgar Kennedy has been set for the role of an Army Sergeant in Edward Gross' production, "Snuffy Smith," which will be released by Monogram. Story is based on the cartoon strip "Barney Google," and "Dink" Trout, Bud Duncan and Billy Blecher are being tested for the main character role, and Gale Storm for the romantic part. Edward F. Cline has been signed to direct.

20th-Fox Adds to Chi. Staff

Chicago—Adolph Schwartz has been named sales manager of the Chicago 20th-Fox exchange. Paul Sadzeck has been added to the ad-sales department, Frank Mosinski to the shipping department, and Leo Schauer to the booking department.

"Kane" in L. A. House Record

"Citizen Kane" set a new box office record at the Hawaii Theater, Los Angeles, during its first week which ended Wednesday. Intake was $9,000. A run of five or six weeks is predicted.

Critics Coming For Bow Of "Valley" on Tuesday

World premiere of "How Green Was My Valley" at the Rivoli next Tuesday will bring to New York one of the largest delegations of important out-of-town newspaper film critics and reviewers in years. The visitors will remain in New York for three days and will be entertained while here by A. M. Botsford's publicity and exploitation staff. They will stay at the Waldorf-Astoria hotel.

Coming on as 20th-Fox's guests are:

Norman Clark Baltimore News-Post; Charles Howard and Marjory Adams, Boston Globe Helen Eager, Boston Traveler; Prunella Hall, Boston Post; Peggy Doyle, Boston Record American; Joyce Dana, Boston Sunday Advertiser; W. E. J. Martin, Buffalo Courier-Express.

Also E. B. Radcliffe, Cincinnati Enquirer; E. V. Dinerman, Cincinnati Post; Arthur Spaeth, Cleveland News; Richard Peters, Cleveland Press; Frank Gill, Detroit Free Press; Al Weitschat, Detroit News; Charles Gentry, Detroit Times.

Robert E. Murphy, Minneapolis Star-Journal; Keith Wilson, Omaha World-Herald; H. T. Murdock, Philadelphia Public Ledger; Don Craig, Washington News; Nelson Bell. Washington Post; Jay Carmody, Washington Star; Bernie Harrison, Washington Times-Herald; Lucia Perrigo, Chicago Herald American; Doris Arden, Chicago Times.

Phil Koury, Kansas City Star; Herbert L. Monk, St. Louis Globe-Democrat; Harold Cohen, Pittsburgh Post Gazette; Kaspar Monahan, Pittsburgh Press; Mitch Woodbury, Toledo Blade; Buck Herzog, Milwaukee Sentinel; Bruce Palmer, Oklahoma City Daily Oklahoman.

Transatlantic Broadcast Set for "Valley" Opening

A two-way transatlantic broadcast between Capt. Richard Llewellyn, author of the novel, "How Green Was My Valley," and distinguished guests will take place after the showing of the picture at the Rivoli Tuesday night. Broadcast will be heard at 11:15 p.m. over WMCA and from the stage of the theater.

Final plans for the premiere have been completed. Proceeds will go towards the fund of the Third Naval District Relief Society. Walter Pidgeon and Donald Crisp will fly in from Hollywood to attend the opening.

Borrows Virginia Gilmore

West Coast Bureau of THE FILM DAILY

Hollywood—Republic has borrowed Virginia Gilmore from 20th Century-Fox and Sam Goldwyn to play the female lead in "Mr. District Attorney and The Carter Case."

HOLLYWOOD SPEAKING—

By RALPH WILK

—HOLLYWOOD

CHARLES BOYER'S next film for Paramount will be "Hong Kong," with Veronica Lake as co-star. The French actor will play another of his international adventures. Miss Lake will be seen as an American show girl trapped in the Orient during the current tension. It's an original screen story by Ellis St. Joseph.

● ●

UNIVERSAL announces that "Pardon My Sarong" will be the title of the next Bud Abbott-Lou Costello comedy, which Nate Perrin wrote. Scenario is laid in the South Seas and Jules Levey's Mayfair Productions will produce the photoplay.

● ●

JEAN WALLACE, who eloped with Franchot Tone last week-end, will star with Richard Arlen in "Wild Cat," a drama of life among the oil diggers and speculators, which William H. Pine and William C. Thomas will produce for Paramount. "Wild Cat," just purchased, was written by North Bigbee, Dallas oil man, as his first literary effort.

● ●

METRO has revived "Girl Crazy," Broadway musical of a decade ago, which the studio has owned for some years, as a vehicle for Mickey Rooney and Judy Garland. Arthur Freed will produce and Busby Berkeley will direct from an adaptation by Fred Finkelhoff. Filming is scheduled for next Spring.

● ●

ALBERT MALTZ, who has completed the screenplay for the next Veronica Lake picture, "This Gun for Hire," in collaboration with Director Frank Tuttle and W. R. Burnett, was signed to a term writing contract by Paramount yesterday.

● ●

S. P. EAGLE has been signed by 20th-Fox as co-producer with Boris Morros on "Tales of Manhattan."

● ●

JOHN HOWARD, Columbia leading man, yesterday was assigned to the top role in the company's new mystery "The Man Who Returned To Life," which is scheduled for early production, under the supervision of Wallace MacDonald.

● ●

PRODUCTION of "Son of Fury" at 20th-Fox was halted yesterday when Gene Tierney collapsed on the set from nervous exhaustion and a severe cold.

● ●

EDITH WHARTON'S "Ethan Frome" has been purchased by Warners as a starring vehicle for Bette Davis. It will follow "In this Our Life" on Miss Davis' schedule. Raymond Massey has been named for the co-starring role, which he created in the Broadway stage production of the novel.

● ●

DIRECTOR JOE SANTLEY has had his option picked up by Republic for another year, this time a month in advance. His next effort will be called "Marines On Parade."

M. P. PROD. DIST.
21ST FL.
28 W. 44TH ST.
N. Y. C.

Statute of Limitations Plea for Browne Denie

Smith & Aller Transaction Is Held by Judge Knox to Constitute Extortion

(Continued from Page 1)

to dismiss the Government case. Martin Conboy, Browne's attorney, had asked for a direction of a verdict in favor of his client on four separate points.

As outlined by Conboy, the first ground was a renewal of a previous motion to quash the indictment. Second point was that the evidence fails to eliminate every reasonable hypothesis of innocence. Third point raised by the defense attorney pointed to the absence of proof that any crime had been committed within the statutory limitation of three years since the bringing of the indictment. And the final point was that the evidence did not establish the commission of any crime by Browne.

Pleads Statute of Limitations

Conboy centered his argument on his third point contending that the statute of limitations had expired. He pointed out that the last payment by Loew's had been made on April 6, 1937; by 20th-Fox in September or October of that year; by Warner Bros. on January 2, 1938; and by Paramount in the latter part of January in the same year. The date of the indictment is May 22, 1941, he pointed out.

Browne's attorney argued that the payments to Bioff's designees, Nelson and Beatty, by Smith & Aller, DuPont agents, though continuing to the date of the indictment would not bar a dismissal because Smith & Aller were not victims named in the indictment. Furthermore, Conboy declared, no money was extorted from that firm.

John Burling, U. S. Attorney in reply, argued that the payments were a continuing offense and a single scheme or plan. Twentieth-Fox made payments until 1940, he said, citing the testimony of W. C. Michel, who had stated that he turned money over to S. R. Kent for Bioff in 1940.

Judge Knox's Ruling

Judge Knox ruled that the Smith & Aller transaction constituted extortion and was sufficient payment to bring the commission into the year of 1941.

"I think that Loew's was forced to do what it would not have done on its own free will. Its freedom of action was restrained. It was equivalent to taking money out of its till," Judge Knox said.

Conboy in answer maintained that Nicholas M. Schenck had hit upon the device of the raw stock purchases as a means of obtaining reimbursement of $50,000 which Schenck had already paid to Bioff. "He paid it and he figured that here is a chance for him to get it back," the attorney asserted. "Maybe he was seeking to create favor with Bioff by saying, 'here's a way that I can help you to make some money.'"

Conboy also contended that the evidence indicated a deal for only two years with the four companies paying $100,000 each. Judge Knox said flatly: "If that pressure did not come from the defendants I think the jury can decide that. Motion denied."

Later Conboy declined to answer questions from reporters whether Browne would take the witness stand in his own defense.

Hints U. S. Court's Jurisdiction Over RKO While in Receivership Foiled Browne-Bioff

Government's theory why RKO was not forced to join the other four companies in paying tribute to Browne and Bioff was revealed yesterday by U. S. Attorney John Burling in opposing dismissal motions before Federal Judge Knox. Burling stated that all major theater-owning companies had been compelled to pay "except the one that was in receivership and the Federal Court jurisdiction so that it couldn't be victimized."

Sam Barck Remodeling The Market Square, Cleve.

Cleveland—Sam Barck, owner of the Market Square Theater, is remodeling the house from tip to toe. The job is under the direction of Leonard Broida, local architect, and includes the laying of a new floor, building new exits, designing a new front as well as installing new equipment.

Seating capacity will be increased from 450 to approximately 600 and the new chairs will be supplied by International and installed by Oliver Theater Supply Co. of this city.

Oliver Supply is also installing a cooling system and carpets. Simplex sound, Simplex projectors and a new Walker screen are supplied by L. H. Walters, manager of the local National Theater Supply Co.

Closed since early in August, the house will re-open the beginning of October.

Eight Theaters Started At Camp Blanding, Fla.

Camp Blanding, Fla.—A $407,000 contract for erection on this reservation of eight large theaters has been awarded Means Construction Co. of Jacksonville. The theaters will seat a total of about 7,800 and will be of frame construction, set on concrete.

They will replace three tent theaters now in use and seating approximately 2,000 spectators apiece. Two of the new buildings will be equipped with stages, footlights and dressing rooms. Work has already started,

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Carrow Improves House

Detroit — NTS has supplied Lee Carrow's Lee Theater at Carson City, Mich., with Simplex high lamps and National rectifiers.

Barry Asks Sen. Wheeler To Retract Lewd Charge

(Continued from Page 1)

day from John F. Barry, president of Minoco Productions, Inc.

In a telegram to Wheeler, Barry told the Senator that "the decent course for you to pursue is to investigate the facts and when you find the truth, retract your statement." Barry advised members of the subcommittee which is conducting the inquiry of the contents of the telegram, text of which follows:

"The press quotes you as stating that you understand that pictures shown in coin picture boxes are lewd and lascivious. This company is the largest producer of pictures for these machines and we are astounded at your statement. By contract every picture made by this company must conform in every detail to the code governing morality as applied to the regular motion picture industry.

"Also, every picture made, before it is publicly shown, has been presented to the state and county censorship boards for their approval. Your statement is unfair to these officials. Moreover, foremost artists of radio, stage and screen have performed for this company in about 300 pictures. Your statement is unfair to them. We submit that the decent course for you to pursue is to investigate the facts and when you find the truth retract your statement."

Sam Coslow, pres. of RCM Productions has also wired Senator Wheeler and members of the Clark sub-committee protesting against Wheeler's statements. He also pointed out that coin machine pictures are censored by state censor boards and that the average footage eliminated from juke box pictures is far below the average cut-out of features.

Coslow added that a large number of coin machine pictures were purposely built around patriotic themes to bolster the morale of the boys in camp.

New Equip. for Esquire

Detroit — Esquire Theaters, Inc., has purchased new equipment from NTS for the Esquire Theater at Toledo, O., consisting of Simplex Four-Star sound, Simplex projectors, Simplex high lamps, National rectifiers, Walker Screen, Irwin chairs. National Crestwood carpet, B & L lenses and a National marquee.

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13 More Features Get Gun on Coast

West Coast Bureau of THE FILM DA

Hollywood — Thirteen pi
went into production this wee
check-up.

At M-G-M: eleven shooting,
cluding "Young Americans Sequ
Juvenile musical with Ray McD
ald, Virginia Weidler, Leo Gorc
"Rags" Ragland, Larry Nunn, H
ry O'Neill and Douglas McPh
Producer, Frederic Stephani and
rector Edward Ludwig; "China Ca
van," dramatic story, Laraine
and Barry Nelson in the leadi
roles. George B. Seitz directing
producer Sam Marx.

At Columbia: Three shooting, inclu
"The Devil's Trail," Bill Elliott-Tex Ri
western. Lambert Hillyer directing.

At Monogram: One shooting.

At Paramount: Five shooting, inclu
"Dr. Broadway," drama, with Macdo
Carey, Jean Phillips, Eduardo Ciannelli,
Warren Hymer. Sol C. Siegel producer
Anton Mann directing; "True To the Arm
comedy with music, with Judy Canova, A
Jones, Jerry Colonna and Ann Miller.
rector, Albert Rogell, and producer, Sol
Siegel.

At PRC: One shooting.

At Republic: Three shooting.

At RKO-Radio: Five shooting, includ
William Dieterle-Charles L. Glett prod
tion "Syncopation," drama with music, w
Adolphe Menjou, Bonita Granville, Ja
Cooper, Robert Benchley, George Bancr
Frank Jenks, Mona Barrie, Ted North, T
Duncan and Lindy Wade. Producer-direc
William Dieterle.

At 20th Century-Fox: Eight shooting,
cluding the Boris Morros production "T
of Manhattan," to be shot in six episod
first sequence will have Charles Laugh
and Elsa Lanchester; one with Charles Bo
and Rita Hayworth; one with Ethel Wat
Rochester, Paul Robeson and the Hall J
son Choir. Julien Duvivier will direct
whole series; "Roxie Hart," based on Mau
Watkins' play, "Chicago," starring Gin
Rogers with George Montgomery, Adol
Menjou, Lynne Overman, Sara Allgood
Helene Reynolds. William Wellman dire
ing for producer Nunnally Johnson; "On
Sunnyside," light drama, with Roddy
Dowall, Stanley Clements, Jane Darw
Ann Todd and Katharine Alexander. Har
Schuster directing; "Song of the Island
Technicolor musical with Betty Grable a
John Payne. Jack Oakie in the comedy r
Thomas Mitchell, Victor Mature in import
parts. Walter Lang directing for Produ
William LeBaron.

At Universal: Eight shooting, includ
"The Panama Kid" (tentative title), act
picture. Ray Taylor directing for associ
producer Marshall Grant; "Frisco Kat
with Erle Kenton directing for associ
producer, Paul Malvern. "The Vigilant
has been changed to "Road Agent."

At Warners: Five shooting including "
senic and Old Lace," comedy mystery,
starring Cary Grant and Raymond Mas
with Priscilla Lane, Jack Carson, Peter Lor
Josephine Hull, Jean Adair and John Al
ander. Frank Capra directing and a
associate producer.

At United Artists: Edward Small sho
ing two.

Nat'l Chairs Sales Listed

National Chairs have recently be
sold by National Theater Supply C
to the Ritz, Huron, O.; Trianon Ba
Room, Cleveland; Louis Theate
Louisville, O.; Villa Rica, Villa Ric
Ga.; Grove, Atlanta; 20th Centur
Fox Film Corp., Atlanta; Fox Lotu
Sheridan, Wyo.; Fox Isis, Boulde
Col., and the New Theater, Denve

Building
Remodeling

THE Film DAILY
Equipment News

Equipment
Maintenance

OL. 80, NO. 82—Second Section. NEW YORK, FRIDAY, OCTOBER 24, 1941 TEN CENTS

ONFIDENCE GROWS ON MATERIALS ISSUE

Huge Sum In Drive-In Theaters By End of '42

PLAIN TALK

... about equipment

By GEORGE H. MORRIS

uipment Editor, THE FILM DAILY

OME time ago, this department pointed out that there are certain silver linings nich exist even in the dark clouds of ernational stress and strain. We are timistic enough to believe that, despite e horrors anent the death struggle overas, and the tightening of our own nation's onomy as we all pitch into the job of ding national defense, there are going to large benefits accruing in the future, ong certain lines of endeavor.

We are not alone in this belief, Albert ahn, prominent Detroit architecture, points t that war is bringing air conditioning d industry together.

—•—

MODERN methods of warfare," he states, "have made air conditioning ecessary on a large scale. In this war, mphasis is on machines and production. nce production of tanks, bombers and her machines of war must continue witht interruption, and since production canot hope to escape interruption or complete oppage in buildings that can be located y night-flying enemy bombers, all windows ust be omitted or sealed to prevent leakge of light from within.

"But the sealed or windowless plant is tolerable for human life. Terrific heat ads are produced by the production equipent, lights and occupants. To this load, utside temperature in the Summer usually dds an additional load. Obviously, some orm of mechanical cooling and ventilation ust be employed.

"Buildings are now showing the influence air conditioning. Where roofs once ere black and uninsulated, they are now hitened to reflect the sun's rays and insuted to turn aside the unreflected heat.

(Continued on Page 2)

The Other Cheek

Denver—That the film industry is not only broad, but broadminded, is neatly demonstrated by Sam Feinstein and John Anderson, who are building a 650-seat, stadium-type pic theater on Welton St., which stand is to open soon. Notwithstanding the Washington witch hunt, the boys are naming the house . . the Senate.

More Than $6,000,000 Is Estimated Investment, Exclusive of Site Costs

Investment to date in Drive-In theaters, exclusive of the cost of land, is currently in excess of $4,000,000, a survey conducted by THE FILM DAILY Equipment News discloses, with approximately 90 such open air stands operating in the U. S.

Check-up further reveals that close to 50 Drive-Ins are under license for construction and will be put in operation during 1942, and

(Continued on Page 6)

Better Sound, Film, Now Benefit Movies

Motion picture audiences throughout the country are now enjoying clearer, more contrasting films and hearing more realistic sound because of the recent introduction of a new type of fine-grain film, the Society of Motion Picture Engineers was told yesterday at concluding sessions of its Silver Jubilee Convention in the local Hotel Pennsylvania. New developments in the use of sound control tracks were also presented

(Continued on Page 5)

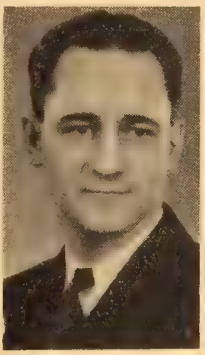
"Milk Bar" Idea Booms As Added Money-Getter

Minneapolis — Minnesota Amusement Co.'s new "milk bar" in the North Shore Theater at Duluth has proved so profitable the company plans to install similar ones shortly

(Continued on Page 5)

DIMMICK WINS PROGRESS MEDAL

SMPE Honor Bestowed for Lens Coating Process


GLENN L. DIMMICK

Society of Motion Picture Engineers' 1941 Progress Medal Winner is Glenn L. Dimmick, of RCA Laboratories, Indianapolis, who has been engaged in advance development of sound recording and reproducing systems for 13 years. Recently he has been engaged in perfecting a practical commercial means of increasing the efficiency of motion picture camera and projector lenses by coating them with a chemical film which virtually eliminates light reflection.

The golden Progress Medal is

(Continued on Page 4)

Dictograph Sales Corp. Holds Nat'l Hearing Week

As one of its activtiies in connection with the current National Hearing Week, Dictograph Sales Corp., makers of Acousticon Group Hearing Equipment for the hard of hearing in theater and auditorium audiences, is offering a prize of a 10 Outlet

(Continued on Page 7)

A S of A's Meeting Opens Today

Optical, Rheology Groups Participate

Acoustical Society of America opens its 26th two-day meeting today in the Hotel Pennsylvania, with the initial session to be devoted to the subject of Recording, with Frederick V. Hunt acting as chairman.

Interlude between the morning and afternoon meetings will be a joint luncheon of the Society, together with the delegates representing the

(Continued on Page 4)

Frosch Theater Supply Equips Two in St. Paul

St. Paul—This city will have two new picture houses as a result of complete remodeling of the Mohawk and Arcade Theaters here.

The Mohawk, purchased recently by Joseph Stern, manager of Majes-

(Continued on Page 5)

Theaters' Immunity Seen Probable; Survey Shows Pressure Extant Is Small

Growing confidence that essential materials for film theater construction will not be withheld by official Washington with the problem exception of steel and copper in certain forms and instances, and that the entire materials situation will shortly be clarified to the industry's satisfaction, was apparent this week.

Office of the OPM, at the week's outset, announced several important exceptions to the copper "ban," chief of which was that copper may be used wherever the safety regulations or underwriters' regulation issued under a Government authority require the use of copper or copper

(Continued on Page 8)

Agfa Ansco Reveals Fastest 8 mm. Film

Twin-Eight Triple S Pan Reversible,—the fastest film available for users of Double-8 mm. cameras,—has just been introduced by Agfa Ansco.

Three to four times faster than Twin-Eight Hypan, the new film will be welcomed by users of Double-

(Continued on Page 7)

Exec. Shifts Announced By Bigelow-Sanford Org.

The Bigelow-Sanford Carpet Co., Inc., announces the resignation of F. P. Connelly as Chicago office manager.

Carl Freyer has been appointed to

(Continued on Page 3)

Speaking of Delays

Clairton, Pa. — Frank Panaplos, owner-operator of State Theater, has just awarded contract for completion of the theater which was started almost 12 years ago by Hendel Amusement Co. when the depression first began, which was responsible for delay in construction. House will seat 550 and be finished by end of January, 1942.

Building Remodeling

THE Film Equipment News DAILY

Equipment Maintenance

A Second Section of THE FILM DAILY comprehensively covering the equipment field, published every second Friday, except holidays, by Wid's Films and Film Folks, Inc., 1501 Broadway, New York City. John W. Alicoate, Publisher; Donald M. Mersereau, General Manager; Chester B. Bahn, Editor; George H. Morris, Equipment Editor. West Coast Bureau, 6425 Hollywood Boulevard, Hollywood, Cal., Ralph Wilk, Bureau Chief.

PLAIN TALK

. . . *about equipment*

(*Continued from Page* 1)

Such practices reduce the cost of air conditioning a great deal more than they add to building costs. Furthermore, they lower heating costs and minimize Summer discomfort, even if the building is not air conditioned.

◆

"THE war may be looked upon as the catalytic agent that brought air conditioning and industry together, but it need not be the binder for keeping the mtogether. The inherent benefits of air conditioning to industry will do that.

"No crystal ball is required to tell us that modern buildings must be designed to accommodate air conditioning. It is here to stay. Many in the industry have been disappointed at the seemingly slow adoption of air conditioning. They have longed for some accelerating influence. Now, this has been provided by the exigencies of war. It is inconceivable that people will break the air conditioning habit,—after they have become accustomed to its many benefits,—just because the war is over."

◆

ACTUALLY,—with all its sweeping adoption of air conditioning,— the film industry has only begun to scratch the surface of this tremendous benefit. There is coming a day when all air conditioning will be TRUE air conditioning,—a day when pseudo units and devices will be as rare as the fabled Dodo bird. That will be a day, too, when the stands of shortsighted "showmen," who have believed that air conditioning is a luxury and not an essential theater commodity, will be covered with the dust of their neglect; and a day when we all shall see the profound influence air conditioning will have had on theater design.

There is only one thing more difficult than creating a benefit for John Q. Public, and that is to take a benefit away.

Whatever the current international strife is doing of a destructive nature, many compensating, constructive forces will spring up both to assuage and advance temporarily-victimized humanity.

To Remodel Colonial

Richmond—A. Frank O'Brien, city manager, Wilmer & Vincent, has announced that the Colonial Theater will undergo extensive remodeling including new glass front, boxoffice, changes in marquee and new carpet.

Five Order B & L Lenses

Bausch & Lomb lenses have recently have purchased by the Strand, Georgetown, S. C.; Dalton, Dalton, Ga.; Drive-In, Baton Rouge; Drive-In, Mobile; and the Drive-In, Minden, La.

Nova Scotia Theater Gets Permit to Remodel

St. John, N. B.—The Canadian Priorities Board has given Franklin & Herschorn, of this city, permission to remodel and enlarge their Community, at Yarmouth, N. S. The seating capacity, with all new seats, will be increased from 530 to 650. The whole interior will be redecorated, new lighting fixtures installed, and the entrance and lobby will be improved. A new front will also be placed on the building, and new marquee.

Business at the Community has been good and F & H have been endeavoring for about a year to get official sanction for the improvements and extension. The Community was a roadshow house before being acquired by F & H about four years ago. Al Foster has been manager from the start under the present ownership.

Airtemp's Clinic Report Issued in Booklet Form

Dayton, O.—Under the title, "How Air Conditioning Builds Business Profits," the Airtemp Division of Chrysler Corp. has published a complete report of the first Round Table Clinic on Air Conditioning. This meeting, sponsored by Airtemp, brought together more than 50 vocational, professional and business editors who reported on the applications and benefits of air conditioning in their respective fields. Their contributions and those of many who could not be present, together with material gleaned from extensive research, are incorporated in the report just off the press.

Comprehensive, yet concise, the report is an informative exposition of the subject of air conditioning,—its value to industry and retail trade.

B & L Leases Building To Fill Defense Orders

Rochester—Bausch & Lomb Optical Co. here has taken a lease on a six-story building for storage and for manufacture of Army and Navy defense materials.

Remodeling is under way and manufacturing is expected to start Jan. 1. Bausch & Lomb also is building a $46,000 addition to its glass-making works.

Capitol to be Remodeled

Little Rock, Ark. — The Capitol, one of the eight local movie houses owned by Robb & Rowley, Inc., is closed for extensive repairs and remodeling.

B & L Plant Progresses

Rochester—Work is being pushed on a new addition to the Bausch & Lomb Optical Co. plant to cost $46,500.

Crestwood for Strand

Detroit — Ray Branch has purchased National Crestwood carpet from NTS for his Strand Theater in Hastings, Mich.

NTS's N. Y. Branch Is Doing Bit For Britain

New York branch of National Theater Supply Co., according to Manager James Frank, Jr., is doing its bits for Britain by donating to the British War Relief Society all Peerless Hy Candescent lamphouses packing cases.

Through Irving Lesser, manager director of the Roxy Theater, Frank learned that the relief organization was urgently in need of packing cases of just this size to make possible the shipment of clothing to Britain.

More and more of these boxes are becoming available, according to Frank, as more and more installations of Peerless Hy Candescent lamps are being completed in various Loew's theaters. National then sends these boxes over to the British War Relief Society.

Brenkert Lamp Orders Maintain Their Pace

Atlanta — Brenkert projection lamps have recently been installed in the Playhouse, Statesville, N. C.; Clover, Montgomery; Dalton, Dalton, Ga.; Drive-In, Baton Rouge; Drive-In, Minden, La.; Drive-In, Mobile; West, Cedartown, Ga.; Walton, Selma, Ala.; YMCA, Ware Shoals, S. C.; Bonnie Kate, Elizabethton, Tenn.; Royal, Miami; and the New Pex, Eatonton, Ga.

Installations resulted from sales effected by Wil-Kin Theater Supply, Inc., of this city.

COMING and GOING

WALTER CLARK of Eastman Research L ratories was one of the lecturers recentl the new course on motion pictures at New University.

RICHARD GREENWOOD, president of wood-Wakefield Co., accompanied by P POSSER, company executive, visited the land and Seattle branches of B. F Shearer T ter Equipment Co. recently.

MILTON HARRIS, manager of the Bu Drive-In operated by National Drive-In Thea Inc., leaves for Florida early in Novembe handle other outdoor theaters, returning to falo in the Spring.

OSCAR S. OLDKNOW, NTS vice-prexy charge of the Western and Southern branc is in New York from Los Angeles.

J. E. McAULEY, prexy of J. E. McAuley arrived in New York this week from his cago headquarters.

HARRY STRONG, of Strong Electric arrived this week in New York from Toledo.

JOHN HERTNER, of Hertner Electric Co., in town on business from Cleveland.

E. A. WILLIFORD of National Carbon, retur to New York yesterday from a one-day visit Washington.

Venerable Film House Is Being Dismantled

New Kensington, Pa. — The year-old Alhambra Theater he owned and operated by Bart D tola and for many years the leadi theater in this town, has been clos and is being dismantled.

It is to be replaced by a new mo ern theater on which work is start just as soon as the razing the old house is completed.

MOTIOGRAPH

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THE LATEST DEVELOPMENT IN SOUND

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This new system is Western Electric built throughout except for the Reproducer Set which is built by Motiograph, Inc. and based on designs of Electrical Research Products Inc., Western Electric Company subsidiary. Truly this sound system is the logical equipment companion to the famous

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for details, consult

Independent Theatre Supply Dealers Everywhere

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MOTIOGRAPH, INC.

CHICAGO

eneral Register's nicon Sales Brisk

eneral Register Corp. reports t its new Unicon System's sales gaining momentum in every part the nation, with orders being filled ily in behalf of theaters both large d small.

Among the large list of recent ders are those sent in by B. F. earer for all his West Coast anches, in addition to a Unicon for home office; Cubian Theaters of erto Rico, for two Unicon installans; new Drive-In in Martin Grove, ., two three-unit Unicons; the pher Theater, Minneapolis, one ree-unit Unicon; and the John Danz cuit of Seattle, a Unicon Ticket gister for each of its eight eaters.

M. D. Harris has just had a Unin installed in his State Theater, artford, Conn.

Volume sales, it is reported, are llowing closely in terms of perntage the concentration of film eaters in various sectors, demonrating the consistent demand for e units by circuits as well as invidual houses.

est Has New Projectors

Cincinnati—Lester Rosenfeld has rchased Simplex projectors for his st Theater in Kanawha City, . Va. NTS made the installation.

An Unpardonable Cine

Rochester — Chamber of Commerce campaigners here cheered when Thomas Allen, a team captain, reported membership returns totalling 444 per cent of his quota,—the membership campaign record. As the high captain, Allen, who is attached to the purchasing agent's office of Eastman Kodak Co., was entitled to a prize. He won . . a Cine Kodak.

Odeon-Acquired House Being Fully Re-Seated

Halifax, N. S.—In the reconditioning of the Casino here, recently taken over from Famous Players Canadians by Odeon, the house is being wholly re-seated. The 1,164 chairs have been sold to a local used furniture dealer and he has been offering to out-of-town theaters and others at from $1.50 to $3 per chair.

The Casino remodeling includes alterations to the lobby design, new sound, new lights, and complete renovation outside and inside. T. J. Courtney, who was manager for about a year under FPC, continues in charge for Odeon. The house was the first de luxe in the Eastern provinces, and built to the order and design of the late R. J. Macadam. He died early this year. His estate took the Casino from the FPC string to the new Odeon-Nathanson circuit.

Exec. Shifts Made By Bigelow-Sanford

(*Continued from Page* 1)

a newly created position as Midwestern office manager. Freyer will have supervision of the office activities at the following offices: Chicago, Milwaukee, Indianapolis, Minneapolis, Des Moines, Kansas City, St. Louis, Memphis, Dalas, New Orleans and Houston. He will make his headquarters in Chicago.

Freyer has been with the company for many years in several capacities, recently as advertising manager.

T. Rantoul has been appointed advertising manager to succeed Freyer.

Remodeling of Ritz To Cost Some $9,500

Clearwater, Fla.—The Ritz Theater has been closed for a period of four weeks while extensive repairs and alterations will be under way. Approximately $9,500 will be spent on a new front, carpet, chairs and powder rooms.

Roy A. Benjamin, Jacksonville, is the architect who is preparing drawings and specifications, and J. P. Clarkston, Clearwater contractor, has been given the contract. This house is one of the Florida State Theaters, Inc., chain.

Theater Fires

Marysville, Calif.—Fire totally destroyed the Linda Theater here, with loss estimated at $62,500, partly covered by insurance. A. L. Brown, house's projectionist, was the hero of the calamity. He not only succeeded in getting the 50 or more patrons safely out of the theater, but also saved projection room equipment, and then spread the alarm to adjoining buildings.

Difficulty was experienced, it is said, in getting water on the blaze sufficiently early to control the fire, —a garden hose being put into use prior to arrival of fire-fighting apparatus.

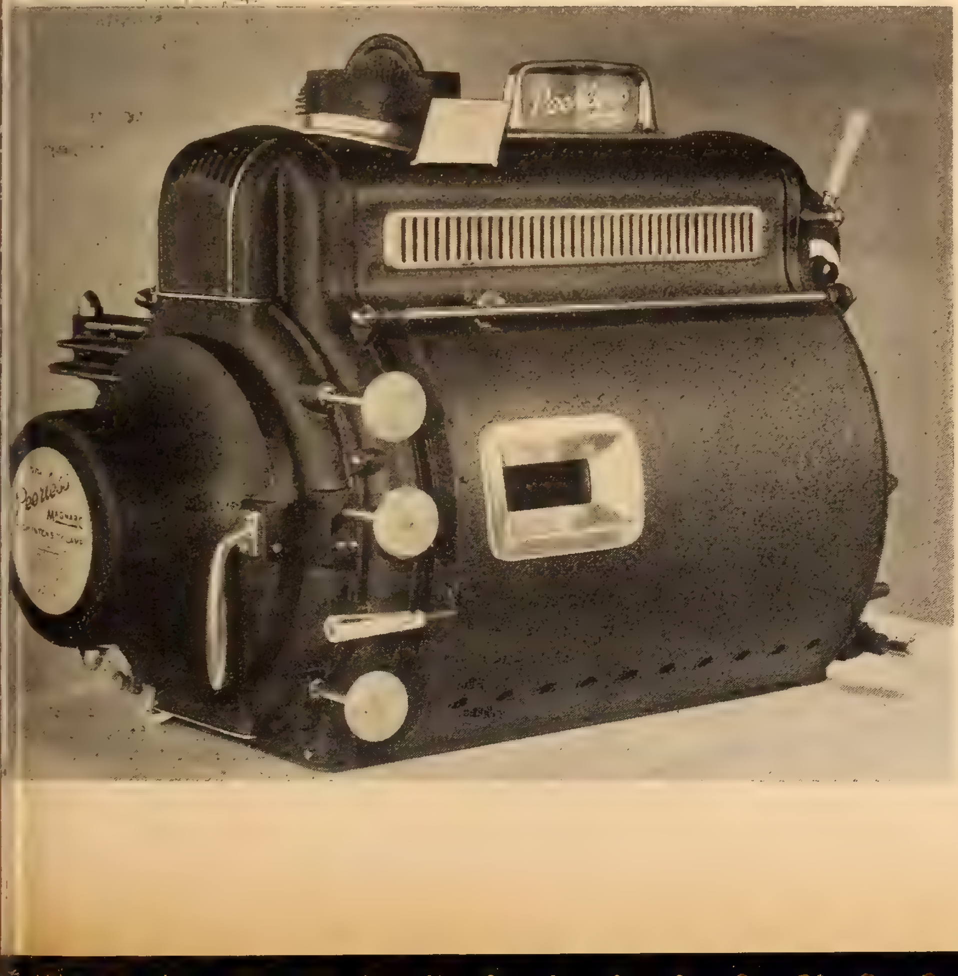
Indianapolis — Fire caused by broken film at the local Hollywood Theater was confined to the projection booth. Theater was emptied without injury or panic. Damage to projection equipment was estimated at $75. Some 9,000 feet of Monogram film was destroyed.

Gate City, Va.—The Gate City Theater was burned to the ground here on Oct. 14 with a loss of $27,000. House was operated by the King Cole Theater Co., of which D. D. Query is general manager.

Camp Theater in Bow

Poplar Camp, Va. — Byron Gosh has opened the new Camp Theater here.

ETTER . . . in these three ways



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★ *Infinitely better and truer projection of Technicolor*

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NATIONAL THEATRE SUPPLY COMPANY

•

The lamp of Champion Performance

Peerless MAGNARC

TRADE MARK REG

AS of A's Convention Is Under Way Today

(Continued from Page 1)

Optical Society of America and the Society of Rheology. The luncheon will be addressed by Dr. Vannevar Bush, president of the Carnegie Institution of Washington, and director of the Office of Scientific Research and Development.

This afternoon's session on High Fidelity from the Musician's Viewpoint, with E. C. Wente as chairman, and Noise Abatement, with Vern O. Knudsen as chairman, together with a general session, will be followed by a cocktail reception at 6 p.m. and a dinner an hour later.

There will be general meetings tomorrow morning, feature of which will be a round table discussion of Architectural Acoustics. Participants in the latter will be Leo L. Beranek, Frederick V. Hunt, V. L. Chrisler, Vern O. Knudsen, F. R. Watson, Paul E. Sabine, C. R. Jacobs, Keron C. Morrical, Charles C. Potwin, Harold Burris-Meyer, and John E. Volkmann.

Saturday afternoon's concluding session will be devoted to Hearing Aids, J. B. Kelly in the role of chairman.

Exhibitors of apparatus and equipment in the Salle Modern are Acoustic Consultants, Inc.; Acousticon, Division of Dictograph Sales Corp.; The Brush Development Co.; Dictophone Corp.; Electrical Research Products, Inc.; Fairchild Aviation Corp.; General Radio Co.; Gray Electric Co.; Graybar Electric Co.; The Maico Co., Inc.; Memovox, Inc.; Miles Reproducer Co., Inc.; Presto Recording Corp.; Rangertone, Inc.; Recordgraph Corp.; Shure Bros., Inc.; and The SoundScriber Corp.

Delegates of the Acoustical Society attended a number of the sessions on acoustics at the SMPE convention which closed yesterday, and a considerable number of SMPE delegates will attend the Acoustical Society's conclave.

Glenn L. Dimmick Wins SMPE's Progress Medal

(Continued from Page 1)

given by the Society annually in recognition of outstanding contributions to the advancement of motion picture art. Last year's recipient was Walt Disney.

Three Get Crestwood

Alexander Smith carpet has been installed recently in the Dalton, Dalton, Ga.; Carolina, Lexington, N. C.; and the Jefferson, Charlottesville, Va.

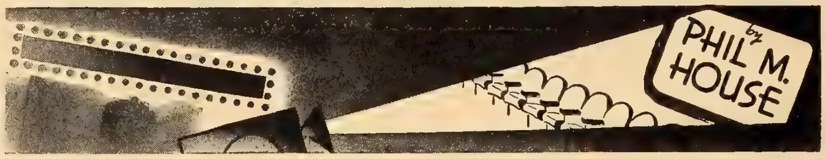
Da-Lite for Two Houses

The Carolina Theater, Lexington, N. C., and the Dalton, Dalton, Ga., have received new Da-Lite screens.

Kelsey Opens Franklin

Rocky Mount, Va.—Don Kelsey opened the new Franklin Theater, seating 400, here on Oct. 4.

OF MATERIAL INTEREST



● ● ● WELL, the Silver Jubilee Convention of SMPE ended yesterday in the Hotel Pennsylvania......It was good to the last drop,—the most successful and colorful to date......In retrospect, these are some of the things which impressed Phil M. and all who attended:

▼ ▼ ▼

● ● ● *THAT keynote sounded so clearly on Monday morn by Executive Vice-Prexy Herb Griffin as he opened the initial session ......Said Herb: "We have met again to consider the many serious problems of the motion picture industry......It is true we can take up only a small part of the inter-related technical problems of the industry, but during the past six months and through the years the Society has gathered all that vast fund of information which to a large degree has lessened the labor and improved the work of every technician in this field......The assistance the Society has given technicians has been reflected in improved quality, lowered costs, increased entertainment value of the product, and, also, by making life happier for millions of patrons of motion pictures throughout the world...... This exchange of ideas,—coordinating, planning, establishing standards, and encouraging men to do better work, is the great accomplishment of SMPE during the past 25 years and is the real purpose of the Society"......*

▼ ▼ ▼

● ● ● THEN there was the gala luncheon get-together on Monday, with New York's City Council Prexy and Acting Mayor Newbold Morris flaying the Washington witch hunt......and Sol Rosenblatt also swinging from the floor......And both demanding freedom for the screen...... Too, there were the brilliant talks by Francis (MPPDA) Harmon, Industry's National Defense Coordinator, and Paramount's Claude Lee......An indelible impression was the conduct of the conclave under the aegis of Prexy Emery Huse, whose popularity is as strong among all members as a Spring tide......Additionally, the papers delivered at the sessions were unusually interesting......The convention banquet had a brighter aura than most of its distinguished predecessors......And the manner in which the ladies supported the program was a credit to them and the Society......

▼ ▼ ▼

● ● ● *THE press relations end was also a feather in the cap of SMPE as well as in those of Strategist Julius Haber and Field General Howard Gilbert......One of the big nooze breaks came when the latter engineered the Emery Huse interview with a World Telegram feature writer......P. A. McGuire who knows IPC and SMPE like a book did a splendid job of creating good-will for the Society and the cause of better projection......Earl Morin of the Connecticut State Police, vitally interested in safety in film theaters, was very much in evidence......The femme wing of he SMPE staff, the Misses Helen McLain and Phyllis Sleeman, served as "handy gals" and cheerfully handled biz details for the delegates, even to the point of errand-running......Oscar Neu created a convention sensation when he brought one of his four grandchildren, little blonde Ronnie, to the conclave's field headquarters to get an early insight into what makes the movies run......*

▼ ▼ ▼

● ● ● IT was formally announced as the convention reached crescendo that the Spring meeting will be held in Hollywood, which is a good idea in that it will give attending members a close look-see at all the improvements which are being made currently in the mechanics of the motion picture out in the land of studios and sunshine......The Coast, however, has something to shoot at if it aims to eclipse the glitter and practical value of the Society's Silver Jubilee affair......And that's no kiddin'......

Hartley Productions Holding Film Study

In answer to a long felt ne Hartley Productions is conduct a comprehensive course in film m ing and sound recording. It been planned to enable a stude upon completion of the term, to telligently produce a motion pictu A short sound film will be produ as part of the course of study.

Course is designed to meet needs of advanced students who h already had the essential techni training and are studying to m movies their career, and also of s dents with less specific qualificati and amateurs who wish to increa their acquaintance with film te niques.

The classes are being conducted the motion picture and sound reco ing studios of Hartley Productio 20 W. 47th St., under the perso supervision of Irving Hartley. The studios are actively engaged in t production of non-theatrical moti pictures and are completely equ ped with the latest filming and cording apparatus.

Classes are given from 8 to p.m. every Monday. Fall semest started Oct. 6 and concludes Jan. 1942.

Motiograph Sales Grow In Southern Sectors

Charlotte, N. C.—Sales of Mot graph sound continue their sw pace in this and adjacent territori

Among the many sales record recently, are those to the Americ Theater, Starke, Fla.; Carolina, Le ington, N. C.; Abby, Abbeville, Al and the Broadhurst, High Poi N. C.; Drive-In Theaters located Baton Rouge, La.; Mobile, Ala., a Minden, La.; and the Dalton Theate Dalton, Ga.

International Chairs In 11 More Pic Houses

International chairs have recent gone into the following house Broadhurst, High Point, N. C.; Car lina, Wilmington, N. C.; Ashlan Ashland, Ala.; Varsity, Raleig N. C.; Williamstown, Williamstow S. C.; Lyric, Prattville, Ala., and t Jefferson, Charlottesville, Va.

Other stands to receive intern tional chairs were the Troy, Monro Ga.; Carolina, Columbia, S. C.; Car lina, Spartanburg, S. C.; and t New Theater, North Charleston, S.

Ky. Stand Ready Dec. 1

Elizabethtown, Ky. — Willia Smoot is building a new 600-se theater here to be completed by De 1. The house has been leased Charles Bowles.

Commence New Stand

Rogers, Ark.—Construction of new movie theater here has starte It will give Rogers three theater Marvin Carroll and associates a the owners.

etter Sound, Film, ow Benefit Movies

(Continued from Page 1)

the convention, as were several er new aspects of the art.

. C. Shaner, of the Eastman Ko- t Laboratories, Hollywood, out- ed the benefits of the new type of grain film, recently introducd general use of the motion pic- e industry after several years of plication to special needs of the He pointed out that motion pic- e film is made up of clumps of sil- in a chemical solution, and that finer the grains of silver the bet- the picture and the clearer the and.

'It's something like the screening thod used to make newspaper and gazine pictures," he explained. he finer the dots which go to make the picture on the paper, the arer the picture. With motion ture film, the silver grains become dots, so that the finer the grains, sharper the picture."

Shaner revealed that the new type n has been adopted by the Para- unt studios to the exclusion of ler types, and that 50,000,000 feet ve been consumed in release print anufacture. Meanwhile, research oking to the production of still er grained film is already under ay, he said.

Paramount Experts Speak

Other contributions to the fine- ain film symposium were C. R. aily, of Paramount Pictures, Holly- ood, who spoke on "Production and elease Applications of Fine-Grain lms for Variable-Density Sound- ecording," and J. R. Wilkinson and L. Eich, also of Paramount, who esented a paper entitled "Labora- ry Modification and Procedure in nnection with Fine-Grain Print- g." Another Paramount engineer, L. Ryder, told of recent advances equipment and processes which e "Streamlining the Sound Plant" modern studios.

At the session on motion picture und developments, two discussions ere devoted to recent improvement control tracks to control the re- oduction of sound in theaters. ound may thus be controlled in lume automatically, adding appre- ably to the realism and entertain- ent value of movies. Such a con- ol track made possible the RCA antasound system used in the Dis- ey-Stokowski "Fantasia."

J. G. Frayne and F. P. Hernfeld, f Electrical Research Products, ollywood, told the engineers how ntrol tracks are now available on andard motion picture film, being cated between the picture and the und tract. No special processing required during recording, and the ystem is fully automatic in opera- ion in the theater.

Control Tracks Discussed

R. R. Scoville and W. L. Bell, of he same laboratories, discussed the se of control tracks and other de- ices in reducing the amount of extraneous noise in motion picture ound films. Their paper, "The Design and Use of Film Noise Reduction Systems," discussed the technical advances in this field in recent months.

W. A. Posner, of Sound-Film Enterprises, New York, told the 200 delegates of advances in the splicing of motion picture film to eliminate noise when the spliced area passes through the sound reproducing system. A new type of light valve valuable in sound recording was discussed by W. J. Albersheim and L. F. Brown, of Erpi, New York.

Eclair Gets Reprieve as Conn. State Police Official Rounds Up Fugitive Cake on B'way

It was one minute past midnight in the Hotel Pennsylvania, Wednesday was born. Ten industry technocrats sat in a suite chinning over SMPE convention matters. J. E. McAuley, prexy of J. E. McAuley Co., looked sentimentally and deliberately at his watch. "Now I am 51 years old," quoth he. Earl Morin, playing theater safety man on the Connecticut State Police team, jumped to his feet and proclaimed that "J. E." should be given a birthday party, with cake, right then and there. To get a natal cake that early in the morn poised a problem. The hotel said it could scrape up an eclair with one candle, but that was about all. Morin tramped Broadway to get a cake, finally did, and returned triumphantly to the scene of proposed celebration,—but only to find another big cake had been obtained in the interim. Hotel Pennsylvania is reported naming the parlor, bedroom and bath the "McAuley Sweet." Present at the fiesta, besides "J. E." and Earl, were Pete Mole, Floyd Brooker, Dr. Carver, David Joy, Nate Golden, Dick Brady, Oscar Neu, and Jack Norling.

"Milk Bar" Idea Booms As Added Money-Getter

(Continued from Page 1)

in the Uptown here and the Chateau at Rochester, Minn.

The "bar" in Duluth was the first to be installed in a theater in the U. S. and attracted nation-wide attention of theater men.

Earl Hudson of the B & K houses in Detroit, and John Balaban of the Chicago B & K offices, inspected it personally and since have planned to install similar bars in houses under their control which can accommodate them.

Five employes operate the North Shore bar on the theater mezzanine, which dispenses milk drinks, ice cream and many other milk products. The one to be installed in the Uptown here will handle the same products. The Uptown is the company's de luxe nabe in Minneapolis.

The bar to be installed in Rochester will have street frontage on the first floor and will be open to theater patrons and to citizens generally who may not wish to enter the house. In addition to milk products it will handle health drinks generally such as might be called for in a medical center such as Rochester.

Rentals—

A FULL line of modern equipment together with a staff of trained men to handle any job large or small anytime, anywhere. Generator trucks, searchlights and floodlights, for premieres and general lighting activities.

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Frosch Theater Supply Equips Two in St. Paul

(Continued from Page 1)

tic Pictures, Minneapolis, is now being completely renovated. New projection equipment and a new screen have been installed by Frosch Theater Supply Co., of Minneapolis. The house also will get a new lobby, new carpets, new marquee and other equipment. It will reopen shortly.

The Arcade, operated by Harry Dickerman of Minneapolis, already has reopened. This house has been completely rebuilt from plans made by Leiberman & Kaplan, Minneapolis architects. It is being overhauled from back wall to sidewalk and will be completely new when reopened within the next month.

York Appoints Wood Air Conditioning Mgr.

York, Pa.—Fred C. Wood has just been appointed manager of the air conditioning department of the York Ice Machinery Corp. He will devote his attention to the application of industrial air conditioning to such vital defense production as aircraft manufacturing plants, blast furnaces, industrial processing, laboratories, testing rooms and precision manufacturing, in addition to regular civilian air conditioning requirements.

Wood was born in Hamilton, O., 1905, and was graduated with a degree in mechanical engineering from Cornell University and entered the York Ice Machinery Corp. as a student engineer in 1928. In 1931 he was transferred from York headquarters to the Westerlin and Campbell Co. which functions as a York Branch in six Mid-Western states.

His new assignment as manager of the corporation's air conditioning department began October 1, 1941.

FWC Bettering California

San Francisco—California Theater, second-run downtown house—in its day San Francisco's ace de luxer—is getting complete remodeling job. Fox West Coast is putting in new seats, redecorating the lobby and the interior, and resurfacing the exterior.

"OUR WIFE"

There is *one* thing on which most exhibitors — and their wives — agree: Alexander Smith Carpet is used in the majority of the country's successful theatres.

ALEXANDER SMITH CARPET

Three New Drive-Ins Set by Wintner Org.

Cleveland—National Drive-In Theaters, Inc., headed by Paul Wintner of this city, now operating Drive-Ins in the Toledo and Buffalo areas, announces an expansion plan to include three more Drive-Ins to be built right away and several more to be announced for later construction. Work is being started immediately on theaters in Dayton, Columbus, and in Rochester, N. Y. Charles Coleman of this city has drawn plans for the entire group and Christian, Schwartzenberg & Gaede have been named construction engineers. Wintner states that the new Drive-Ins will incorporate many de luxe features not previously used in this type of building. One of them will be the use of colored neon flashlights to light the skies and installation of refreshment stands.

The Dayton Theater will be located at the intersection of Springboro Pike and Cincinnati Pike; the Columbus Theater will be on East Broad St. and location of the Rochester Drive-In will be on Scottsville Road.

More MST Houses Get Air Conditioning Units

Florence, Ala. — Muscle Shoals Theaters, Inc., will install air conditioning systems in the Ritz in Sheffield and the Strand in Tuscumbia. Air conditioning of the Princess here has been completed and the Majestic has an air-washing system, which makes the Tri-Cities' theaters 100 per cent in temperature comfort.

Complete air conditioning is being installed currently in the Colbert Theater, another Muscle Shoals house under construction in Sheffield. The Colbert, being erected at a reported cost of $125,000, is expected to be ready for opening in December.

New house will have facade of Georgia white marble and will be equipped with fluorescent carpeting, flexible peach mirrors, leather wainscoting, and lounging mezzanine with streamlined furniture. Sonotone hearing aids, indirect fluorescent lighting, and upholstered chairs with a generous sprinkling of double-width type for blimps and the passion trade, will be auditorium features.

Six Stands Get Simplex

Pittsburgh — NTS here has installed Simplex projectors in the Star Theater, Richmond, W. Va.; Warner Bros.' Columbia, Sharon, Pa.; Warner Bros.' Memorial Theater at McKeesport, Pa.; Bellevue Theater, Bellevue, Pa.; Clifton Theater, Huntingdon, Pa., and in Warner Bros.' Manor Theater at Pittsburgh, Pa.

Sound, Screen for Sylacauga

Atlanta—Simplex Four-Star sound and Walker screen have been installed by NTS in the Sylacauga Theater at Sylacauga, Ala.

Aid to Messrs. Exhibitors

How the Pittsburgh branch of National Theater Supply Co. displays its Loan Service Equipment. Manager Ed Morton arranged this exceptional display of emergency projectors, lamphouses, rectifiers, lenses, intermittent movements and other units to show Pittsburgh area exhibitors just what National means by adequate Loan Service Equipment to meet emergencies nowadays when new equipment is becoming increasingly more difficult to get.

Big Sum In Drive-Ins By '43

Investment Then Will Be Over $6,000,000

(*Continued from Page 1*)

that these will average close to $50,000 each in building and equipment costs, if not more than that sum, due to these factors: (1) tendency to make such "houses" more and more elaborate, and (2) an anticipated percentage boost in labor and materials. Hence it is expected that the year 1942 will see upwards of $6,000,000 as the aggregate of Drive-In investment, with between 140 and 150 open-airers serving the public, not taking into account a scattering of 16 mm. Drive-Ins.

List of extant Drive-Ins as of Oct. 1, not including projects contemplated or yet to be completed, is as follows, according to Park-In Theaters, Inc., of Camden, N. J., licensing organization:

Alabama: Auto Movies Amusement Co., Birmingham; Auto Movies Amusement Co., Montgomery.

Arizona: Phoenix Drive-In Theater, Phoenix; Tucson Drive-In Theater, Tucson.

Arkansas: North Little Rock Drive-In, Route 70, North Little Rock; Pine Bluff Drive-In Theater, Route 65, Tampo Pike, Pine Bluff.

California: Pico Drive-In Theater, Pico Boulevard, Los Angeles; Orange Drive-In Theater, 101 Highway at Placentia Avenue, Santa Ana; San-Val Drive-In Theater, San Fernando Rd. at Winona Rd., Burbank.

Connecticut: College Open Air Theater, Middletown; Milford Drive-In Theater, Boston Post Rd. & Cherry St., Milford.

Florida: Jacksonville Drive-In Theater, Beach Road, Jacksonville; Miami Drive-In Theater, Nw. 7th Avenue at 19th Street, Miami; Orlando Drive-In Theater, Orlando; Pensacola Drive-In Theater, Pensacola; St. Petersburg Drive-In Theater, St. Petersburg; Tampa Drive-In Theater, Tampa.

Georgia: Augusta Drive-In Theater, Augusta; Piedmont Road Drive-In Theater, Piedmont Rd., Atlanta; Savannah Drive-In Theater, Savannah; Stewart Avenue Drive-In Theater, Stewart Ave., Atlanta.

Illinois: Illinois Drive-In Theater, Waukegan and Golf Roads, Chicago; Drive-In Theater, North Shore, Chicago; Morton Grove Drive-In Theater, Morton Grove.

Indiana: Drive-In Theater, Pendleton Pike, Indianapolis; Drive-In Theater, Route 67, Indianapolis; Park-In Auto Theater, 13th at Popular St., Terre Haute.

Kentucky: Drive-In Theater, Louisville & Shelbyville Road, Louisville.

Louisiana: Drive-In Theater, Canal Boulevard, New Orleans; Shreveport Drive-In Theater, Shreveport.

Maryland: Open-Air Theater, Governor Ritchie Highway, Baltimore.

Massachusetts: Dartmouth Auto Theater, Fall River and New Bedford, Fall River; Lynn Open Air Theater, Lynn; Riverside Park Drive-in Theater, Springfield; Merrimack Park Drive-In Theater, Route 110, Lawrence-Lowell Blvd., Methuen; Salisbury Open Air Auto Theater, Route 1A, Salisbury; Saugus Drive-In Theater, Newburyport Turnpike and Route 1, Saugus; Shrewsbury Drive-In Theater, Boston-Worcester Pike at Route 9, Shrewsbury; Sturbridge Drive-In Theater, Sturbridge; Weymouth Drive-In Theater, South Shore Rd. and Route 3A Weymouth.

Michigan: Drive-In Theater, Eight-Mile at Coolidge Highway, Royal Oak; Westside Drive-In Theater, Eight-Mile at Schaefer Street, Detroit; Eastside Drive-In Theater, Harper St. at Seven Mile, Detroit.

Missouri: Drive-In Theater, East Prairie; St. Louis Drive-In Theater, Manchester Rd., St. Louis.

New Hampshire: Berlin Drive-In Theater, Milan Road, Berlin; Pine Island Park-In Theater, Manchester.

New Jersey: S. & G. Theaters, Inc., Route 29 at Chestnut Street, Union.

New York: Drive-In Theater, Schenectady-Albany-Amsterdam Rd., Albany; Hellman's Auto Drive-In, Lathams Corners, Albany; Drive-In Theater, Niagara Falls Boulevard, Buffalo; Buffalo Drive-In Theater, Harlem Road & Genessee Street, Buffalo; Sunrise Auto Theater, Inc., Valley Stream, Long Islando.

North Carolina: Charlotte Drive-In Theater, Wilkinson Blvd., Charlotte; Durham Drive-In Theater, Hillsboro Road, Durham; Greensboro Drive-In Theater, Greensboro.

Ohio: Auto Theater, Route 2 and 224, Creston; Boyer's Auto Theater, Navarre; Eastside Drive-In Theater, Route 8, Cleveland; Westside Drive-It Theater, Prook Park Rd., Cleveland; Drive-In Theater, Montgomery Pike, Montgomery; Bluebird Auto Theater, Greentown; Starlight Auto Theater, Akron; Riverside Auto Drive-In Theater, 5800 Riverside Drive, Columbus; Drive-I Theater, Toledo; Lake Erie Drive-In Theater, Maumee; LaVerne Drive-In Theater Warren.

Pennsylvania: South Parks Drive-In Theater, Pittsburgh; Sky-Way Theater, Wes Lake Road, Erie; Seventh Street Drive-In Theater, Seventh Street, Allentown; Kishacoquillas Park, Lewistown; Drive-In Movies Evergreen Park, Hazelton; Drive-In Theater North Main St., Providence.

Tennessee: Drive-In Movies, Lamar Avenue Memphis; Met-N-Mo V, Jackson.

Texas: Drive-In Theater, Austin; Rio Grande Valley Drive-In Theater, Alamo; South Main Drive-In Theater, Houston; Northwest Highway Drive-In, Dallas; Fort Worth Highway Drive-In, Dallas; Fort Worth Drive-In, Fort Worth; San Antonio Drive-In, San Antonio.

Virginia: Open-Air Theater, Bowling Green; Delmar Drive-In Theater, Delmar; Drive-In Theater, Williamsburg; Mt. Vernon Open Air Theater, Route 1, Alexandria.

Wisconsin: Drive-In Theater, Blue Mound Road, Milwaukee.

Plastics Expansion Seen by Richardson

Speaking before the Boston C ference on Distribution, H. M. Ri ardson, chief engineer of the G eral Electric plastics departme said that plastics applied to c sumer goods can be expected n only to hold their own but to c tinue to expand in the post-defe period when other materials beco available again.

Richardson pointed out some pl tic materials are themselves in mand for defense work, but said th development work should contin during the period of tempora shortages to produce more consum goods uses for plastics.

Plastics have proven that they a here to stay, he added, because many applications they are superi to any other material and becau with increased volume they can rea ily become lower in cost.

Richardson said that a combin tion of five characteristics account principally for the growth of pla tics in consumer goods. These cha acteristics are: lightness in weig color, translucency or transparenc warmth to the touch, and intrica in design.

U. S. Air Ventilation Aids Stands in South

Atlanta—Wil-Kin Theater Suppl Inc., reports that U. S. Air Cond tioning Co. ventilation equipme has been furnished by the supp house to the Dalton Theater, Da ton, Ga.; the American, Starke, Fla and the Royal, Roanoke Rapids, N. C

Similar equipment was furnishe to the Colony, Greenville, N. C Pal, Lyons, Ga.; Palace, Key Wes Fla.; and the Rivoli, Chattanooga Tenn.

Krims Buy Via NTS

Detroit—Sol and Mac Krim, owners of the Krim Theater here, hav purchased new equipment from NTS The Krim Theater will now be supplied with Simplex Four-Star sound Simplex projectors, Hertner generators, Simplex high lamps, B & L lenses, Walker screen, Nationa Crestwood carpet and a Nationa marquee.

ɜaring Week Held ı Dictograph Corp.

(Continued from Page 1)

ɜusticon Theater phone to the ɜter which gives National Hear- Week the most effective publicity ɜhe theater itself, advertising and ɜs items.

ɜudges for the contest are three ɜminent Broadway showmen, two them managers of the world's ɜest theaters, the third a nation- -known producer of legitimate ɜys with a successful play now on adway.

ɜational Hearing Week is an an- ɜl nation-wide activity sponsored the American Society for the ɜrd of Hearing.

ɜnasmuch as there are upwards of ɜ00,000 men, women and children the United States alone—or ap- ximately 1 in 10 of the total pop- tion—who suffer from some de- e of impaired hearing, the im- tance of appealing to this im- tant section of the public should apparent to everyone in the the- r business. Acousticon Theater ɜne installations accommodating many as 300 deafened listeners are successful use, enjoying a con- nt daily demand.

ɜw Sales Are Made in ɜctifiers, Generators

ɜenwood Linze rectifiers have re- ɜtly been installed in the Play- ɜse, Statesville, N. C.; Dalton, lton, Ga.; Royal, Miami; New ɜ, Eatonton, Ga.; and the Caro- ɜ, Wilmington, N. C.

ɜobin Imperial generators have ɜe into Drive-Ins at Baton Rouge, ɜbile and Minden, La., as well as the Bonnie Kate, Elizabethton, ɜnn., and the YMCA, Ware Shoals, C.

ls Amer. Theat. Order

ɜtlanta — Simplex projectors, ɜrtner transverters. Walker screen, erless Magnarc lamps and miscel- ɜeous equipment has been pur- ɜased from NTS by the American ɜeater at Camp Blanding, Fla.

ɜwe Units Go to Fitzwater

Cincinnati—R. L. Fitzwater, own- of the West Hills Theater here s purchased a Rowe Twin Unit ɜm NTS.

ɜ OUTSTANDING S.O.S. VALUES

ɜear shutters for Simplex, reconditioned, ɜ39.50; Automatic Curtain Controls, ɜrand New, $69.50; K-9 Cut-Awl Band- ɜaw $69.50. Excellent Condition.

S.O.S. CINEMA SUPPLY CORP.
636 11th Ave., New York City

WHO'S WHO IN EQUIPMENT

DR. ALFRED NORTON GOLDSMITH, 580 Fifth Ave., New York. Born New York City, Sept. 15, '87. B.S., College City of New York, '07, fellow, '07-'10, Ph.D., Columbia, '11; honorary Sc.D., Lawrence College, '35. Tutor physics, College City of New York, '10-'11; instructor, '11-'15; assistant professor, '15-'19; associate professor electrical engineering; consulting radio expert, U. S. Dept. Justice, '12; consulting engineer, General Electric Co., '15-'17; director research, Marconi Wireless Tel. Co. of America, '17-'19; director research department, Radio Corporation of America, '19-'22; chief broadcast engineer, '22-'33; vice-president and general engineer, '27-'33; consulting engineer, '33. Consulting radio engineer, Atlantic Communication Co.; vice-president, Radio Corporation of America, RCA Photophone, Inc., '28-'29; chairman board consulting engineers, National Broadcasting Co. 1st to 4th National Radio Conferences, '22-'25. Fellow American Association for the Advancement of Science. Fellow Institute of Radio Engineers; Chairman, Committee on Standardization, '14; secretary, '18; president, '27; fellow Electrical Engineering; Physical Society; Acoustical Society of America; Society of Motion Picture Engineers (president, '32; director, '33-); American Standards Association (chairman, Sectional Committee on Radio, '28-, chairman, Sectional Committee on Motion Pictures, '35-); honorary member Radio Club; member Academy of Motion Pictures; member Radio Society of Great Britain. Motion picture engineering; radio telegraphy; radio telephony; photophysics; transmission of canal rays through thin partitions; precision measurements in radio engineering; electrical musical instruments; sound motion pictures; radio television. Member and panel chairman of National Television Systems Committee, honorary member Veteran Wireless Operators Association. National Pioneer Award 1940. Institute of Radio Engineers Medal of Honor 1941. Chairman Theater Engineering Committee 1940-41. A dynamic, creative executive. Has a vast fund of scientific and technical knowledge supplemented by a wide practical experience. Friendly, co-operative. Takes great interest in the "man behind the job,"—the thousands of technicians, from cinematographers to projectionist, who make possible and practical the work of the engineer and scientist.

900-Seater Is Planned By R & R Theat. Chain

Little Rock, Ark. — Officials of Robb & Rowley, Inc., operators of a chain of Arkansas houses, have announced that they would open a 900-seat theater at Benton, Ark. A two-story building will be remodeled according to plans drawn by Jack Corgan, Dallas theater architect. A lot adjoining the 40 x 140 ft. building will provide parking space for 150 cars, and will be reserved for patrons' use.

The new Benton Theater will be managed by Wallace Kauffman, who also manages the Imp Theater of Benton and the Bauxite Theater at Bauxite, Ark. He is a partner in the R & R firm.

Walker Screen for Cameo

Atlanta — The Cameo Theater, Chattanooga, Tenn., has purchased a Walker screen from NTS.

Lighting Equipment

AS Sole Eastern Distributors, we carry the full and complete line of equipment manufactured by:—

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Incomparable Lighting Equipment
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Purcell Plans Drive-In By Mass.-R. I. Border

Providence—E. M. Loew's Drive-In at Pawtucket-Providence city line may have new opposition when another Spring rolls around. William C. Purcell of Fall River has applied to Seekonk, Mass., officials for permit to construct a drive-in in that town, to be located just over East Providence line on route from this city to Fall River.

Date for hearing on application has not been set yet.

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8954 Gibson Street, Los Angeles, Calif.

Agfa Ansco Reveals Fastest 8 mm. Film

(Continued from Page 1)

8 mm. cameras for the greatly increased subject range it provides. Twin-Eight Triple S Pan can be used for both indoor and outdoor, day or night scenes, and is especially recommended for action shots or interiors where lighting conditions are unfavorable.

Made by Agfa Ansco in Binghamton, N. Y., the new film is supplied in 25-foot spools (50 feet of 8 mm.) which may be processed at any Agfa Ansco laboratory.

New Theater in Utah Has Its Formal Bow

Salt Lake City—A new $100,000 motion picture theater was opened early this month at Bountiful, a small suburban town near Salt Lake. It is an ultra-modern house with such features as spacious double seats, a "cry room" for mothers with children, modern sound and air conditioning systems and an attractive exterior with a V-shaped marquee. Interior decorations include red carpeting and walls of rose and gold. Opening pictures were "Blossoms in the Dust" and "Barnacle Bill."

Mr. and Mrs. J. N. Bills own and operate the theater.

Saluda Vends Popcorn

Charlotte, N. C. — Advance Popcorn machines have been purchased from NTS by the Saluda Theater, Saluda, S. C., and by the Towne Theater, Edgefield, S. C.

FOREST *arc-light* PRODUCTS

Super MCS RECTIFIERS using exclusively the P. R. Mallory magnesium-copper sulphide rectifying units. The best in dry-disc rectifications ıch

BULB-TYPE RECTIFIERS—LD60, LD40, L of are reliable, efficient and low cost power conversion equipment . . .

UNIVERSAL TRIM LAMPS—burn from 5 to 9mm. negative and 6 to 13mm. positive . . . thus accommodating trims for Suprex-S.H.I., 1 KW, and Low Intensity . . .

ONE KW LAMPS—cannot be matched by competition in quality, performance and progressiveness. Yet, they match competition in PRICE.

SOUND SCREENS—complete line of flameproofed, special process coated screens.

SEND FOR BROCHURES

FOREST MANUFACTURING CORP.
200 MT. PLEASANT AVE. NEWARK, N. J.

PROSCENIUM CHATTER

DESPITE the arrival of cooler weather in the Chicago sector, air conditioning jobs are still being installed. Latest is the Milford Theater on North Pulaski Road which is getting a 65-ton job, while the Essaness circuit's Michigan Ave. offices have received an additional 10-ton job.

* * *

Connecticut State Police Theater Inspection Dept. reports the new smoke-prevention device developed by the department for air conditioned theaters has been installed in the State, Hartford; Stamford, Rialto, and Plain Memorial, in Bridgeport.

* * *

Tony Sudekum, prexy of Crescent Amusement Co., Nashville, Tenn., has given complete projection equipment for use in the Tennessee Central Hospital for the Insane. He has previously given similar equipment to several other state institutions including the State Industrial School and Orphanage.

* * *

Capitol Theater, Springfield, Mass., has completed installation of Neon lights on its marquee, replacing bulbs formerly used. The Pynchon St. side of the theater has been repainted.

* * *

Interstate Circuit's Orpheum Theater, Waco, Tex., has new sound equipment under the provisions of an RCA Photophone contract.

* * *

Walter McNatt has signed an RCA equip. contract for his Inez Theater, Naples, Tex., and the Roxy Theater, Perry, Okla., is also getting new RCA Photophone sound, according to RCA headquarters in Camden, N. J.

* * *

Chicago flashes that Tom Hogan, vaude booker for the Warner theater circuit, is now booking the Standard Theater circuit which will reopen the Riverside Theater in Milwaukee today. The Warner circuit will also open the West Theater, Green Bay, Wis., the last of the current month. This new house will be modern in every department. Tom Flannery supplied the Whiteway front for this 900-seater.

* * *

Jack Steinberg, of Youngstown, O., and owner of the Willson Theater, announces that he and M. Gluck, also of Youngstown, have bought a piece of property on Milothian Blvd. in Struthers, O., and within the next few weeks will start construction of a new de luxe 700-seat film theater.

* * *

Arthur M. Worden is equipping his Pal[illegible]n Theater, Wolcott, N. Y., with new RCA d[illegible]ophone sound.

* * *

From Rock Island, Ill., comes word that C. L. Hartman, H. F. Phillips, and D. Hartman have organized the Hartman & Phillips Co., with offices at 1406 30th St. to install air conditioning and heating equipment in theaters and other public buildings.

* * *

Oscar Fine, of Premier Theaters, has purchased new booth equipment for the Franklin Theater. He also purchased Simplex E-7 mechanisms for the Grand Theater there.

Materials Outlook Brighter

Survey Discloses Little Current Pressure

(*Continued from Page 1*)

alloy. Additionally, all contracts placed by defense agencies, of course, will be exempt, and, for general building construction, copper wire may be manufactured in any quantity and allocation will be made by OPM.

Donald M. Nelson, director of SPAB, asserted that lumber and brick supplies are ample, and although the curb is on construction materials of many kinds, nevertheless the Board has left many basic materials available, in addition to all forms of substitutes.

If projects,—and this is a highly hopeful peg upon which the industry can hang its hat—, are regarded by SPAB "as essential to the nation, either directly for national defense or indirectly as a safeguard to civilian health and safety," they may be carried on if the Division of Priorities gives the nod.

Some materials, not on the defense-need list, are somewhat scarce, but this situation is also expected in authoritative quarters to be alleviated.

Survey Shows Status

During the past week, FILM DAILY Equipment News surveyed many locales with an eye to determining status of construction and materials' availability with regard to theaters. Following are condensed reports:

Pittsburgh: Alvin Theater under construction, materials okay for completion; Embassy Theater, Aspinwall, delayed by lack of materials; Rural Valley, New Mine, Pa., completion of remodeling delayed. Theater supply houses report some delays on ordered items;

Chattanooga: No new theaters under construction, and none immediately planned;

Albany: No materials shortage reported; Kallet's open-air stand going up on Syracuse-Auburn road and Quinlan's Chateaugay project going ahead;

Tacoma: No theater construction under way involving defense materials;

Wheeling: No construction now, and none anticipated;

Milwaukee: No difficulty getting materials, but labor shortage is noted;

Montgomery: No theater construction currently, but local contractors expect some future difficulties in obtaining steel and plumbing materials; galvanized pipe, nails, roofing virtually unavailable;

Portland, Ore.: No building activity;

Richmond: Regent, Colonial Heights, and Petersburg theaters let contracts in June, hence no materials difficulty; theater supplies coming through in very close to normal shape; two houses contemplated in Newport News-Norfolk area;

Wilmington, Del.: Warners' Ritz waiting seats to complete remodeling; Crestwood has needed steel; Edge Moor nearly completed; houses in this sector getting satisfactory deliveries of equipment via Philadelphia and Baltimore dealers;

Des Moines: So far, restrictions not felt; Kermit Childs' Cedar Rapids house has steel (this is new $60,000 project); Tri-States reports no trouble in remodeling program; some worry noted in getting front for Des Moines theater; no requests made locally, as far as can be determined, for priorities;

Houston: One theater in process of construction, but no difficulties;

Springfield, Mass.: No construction work under way or planned;

Chicago: Impression is that priorities will hold up theater construction here in the future, although there is a strong tone of optimism;

New Haven: Projects in this section were started before materials' edict; two nabes contemplated for Bridgeport have been abandoned; several exhibs. contemplating renovations are delaying action;

Dallas: Projects started some time ago are going ahead satisfactorily; some abandonment of new projects reported; aluminum and acoustical plaster only items difficult to obtain now; delays noted on steel conduit and electrical equipment;

Baltimore: No actual curtailment in theater building; some projects, however, have slowed down;

Portland, Me.: No projects under way or contemplated;

Cleveland: None of houses under construction has been held up; despite rumors of curtailment of construction in the future, city's officials state they have received no orders precluding issuance of permits for new houses;

Columbus, O.: One Drive-In project, but this has materials.

Grove Widely Improved

Beach Grove, Ind. — Charles Doades, new manager of the Grove Theater here, reports that the theater has been redecorated and other improvements made, including the installation of modernistic display cases equipped with fluorescent lighting, a new front and modernization of the lobby and foyer.

Apollo Getting Marquee

Oberlin, O.—Jerry Steel is dressing up his Apollo Theater with a new National Theater Supply marquee.

Order Crestwood Carpet

Boston—National Crestwood carpet, supplied by NTS, has been installed in the Ritz Theater, Lewiston, Me.; Lincoln Theater, Lincoln, Me.; Hope Theater, Providence, R. I.; Totem Pole Ballroom, Auburndale, Mass.; and in Lasalle Junior College at Auburndale, Mass.

Grand Betters Proj.

Pittsburgh—Louise Muir has purchased Hertner generators and Simplex high lamps for her Grand Theater in Elizabeth, Pa. NTS made the installation.

EQUIPMENT FIELD NOTES

TO make possible improvements to building and equipment, Fox Thea Inc., Jasper, Tenn., has secured a new St charter of incorporation providing issua of $5,000 in shares.

* * *

Tremont Theater, in the Bronx, N York, is being modernized by the T mont Moving Picture Corp., with installation of RCA Photophone sou and an RCA Magic screen. Service a maintenance are included in the pa G. A. Aronson, Tremont prexy, nego ated the contract.

* * *

John Boice, operator of the Strand, W saw, Ind., has installed a pair of low inte sity Peerless lamps.

* * *

Bruce Aspley, operator of the Pla Theater, Glasgow, Ky., has purchas Alexander Smith & Son Crestwood c pet.

* * *

The Mayfair Theater, on Chicago's W Side, is being taken over by Clearing The ter Corp., operators of the Fashion Theat

* * *

The Wells Theater, Fort Way Ind., operated by A. H. Borkenste has installed new Simplex High A lamps and a Hertner Transverter.

* * *

Gem Theater, Ruston, La., is being co pletely remodeled by Doxie Theaters Co

* * *

Renovated Viking Theater, Astor Ore., operated by J. J. Parker Theate opened on Oct. 15. Operation is conjunction with the Riviera and Li erty Theaters in that situation.

* * *

Sola Electric Co., Chicago, has introduc to the theater trade the LF indoor tran former. It has three-foot secondary lea six-foot primary with three-wire cord a plug, and uniquely designed hangi bracket.

* * *

V. U. Young, Gary Theater circu prexy, reports that the new Glen Pa Theater, Gary, Ind., will be ready f Thanksgiving opening. House is 700-seater, and boasts most mode equipment.

* * *

A proposed ordinance to require on flame-proof or slow-burning decoration streamers, etc., in public halls and the ters, has been filed at the office of t City Clerk in Fond du Lac, Wis., by Fi Chief George Smithers.

* * *

Alex Kalafat announces the buildin of a new theater in Churubusco, In He operates the Gala Theater in Ga rett, Ind.

* * *

Frank W. Lovejoy, chairman of Eastma Kodak's board of directors, has been electe president of the Rochester Civic Mus Ass'n, and Marion B. Folsom, Kodak trea urer, and Thomas J. Hargrave, Eastma prexy, have been elected directors of th association.

* * *

Modern Theater Equipment Co. wi install 900 new chairs in the Came Theater, Waterbury, Conn.

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THE Film DAILY

timate in Character
ernational in Scope
dependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

. 80, NO. 83 NEW YORK, MONDAY, OCTOBER 27, 1941 TEN CENTS

ALMENSON NAMED WARNER SALES CHIEF

Anti-Five Law Constitutional, NW Allied Says

reatens Legal Action Minn. Houses Close cause of Pix Shortage

inneapolis—Contention of Paramnt Pictures that Minnesota's new -blocks-of-five is unconstitution- despite the fact its validity aldy has been sustained in one t, was challenged here by Al- Theater Owners of the Northt, sponsors of the new act.

a statement issued over the ature of Fred Strom, executive etary of Northwest Allied, the

(Continued on Page 6)

deral Regulations ll Ky. Ticket Plan

rankfort, Ky. — State Revenue nmissioner H. Clyde Reeves ted at the week-end that the e had discontinued its practice printing taxpaid tickets for small aters and amusement places r Kentucky because of new Fedl regulations.

ccording to the new Federal

(Continued on Page 3)

m Exchange Employes scuss Master Contract

ll film exchange employes locals e been called to a special meet- in Kansas City by Richard F. lsh, vice-president of the IATSE. eting opened over the week-end

(Continued on Page 3)

rgentine Business Trend Is Downward

Buenos Aires (By Air Mail) — Argentine film business at the present time is disappointing, especially in the interior of the country. Downward-trend is mainly due to reduced purchasing-power in connection with low grain exports. Another factor is the ban on many "political" films.

First-runs in Buenos Aires, during the first six months, included 473 foreign films, 386 of which were in English dialogue. Total included 36 Argentine films.

THE WEEK IN REVIEW

Allied Okays Unity

By L. H. MITCHELL

UNITY: At Pittsburgh meeting of Allied's board of directors, green lights was given to the board's unity proposal and a seven-point program for study by the entire industry was worked out. Allied committee will arrange for conference on the unity proposal with distribs. and other branches of the industry.

* * *

ANTI-5. Minnesota issued complaints against Para., 20th-Fox and RKO charging them with evading the state anti-blocks-of-five law, naming branch managers of those majors. At hearing, trial was set for Nov. 24 . . . Para. is leading the fight against the anti-5 law. It has asked Judge Henry W. Goddard for an order permitting it to sell in Minnesota pending appeal on constitutionality of the law . . .

(Continued on Page 6)

Linden Arbitrator Designated by AAA

Washington Bureau of THE FILM DAILY

Washington—With the principals unable to agree on a choice, the AAA has designated Milton W. King, widely known Washington attorney, as arbitrator in the Lin-

(Continued on Page 6)

Appointment by Maj. Albert Warner Follows Resignation of Sears; Latter Terms Plans "Quite Indefinite"; Leserman May Also Resign; Promotion for Jack?

Ben Kalmenson, since 1937 Southern and Western sales manager for Warners, succeeds Gradwell L. Sears, resigned, as the company's general sales manager, assuming his new duties immediately.

BEN KALMENSON

Announcements of Sears' resignation and of the promotion of Kalmenson, made by Maj. Albert Warner, vice - president and treasurer, came unexpectedly and with dramatic suddenness Friday. Sears' resignation followed less than 24 hours

(Continued on Page 3)

Gov't to Seek Taxes On Payoff "Expense"

The Government has disallowed expense deductions made by producing and theater companies in income tax reports for alleged extortion payments to William Bioff and George E. Browne and will seek to recover taxes on these funds, it was reliably reported on Friday. Among the payments which the Government maintains were not properly deductible as "necessary and regular expenses" are a total of

(Continued on Page 3)

Lansdowne Settlement Flops; Hearing Nov. 10

Philadelphia — Nov. 10 was set Friday as the date for the hearing in the $25,000 triple damage suit brought by the Lansdowne Theater Co. against the eight major distributors. An out-of-court-settlement last Summer was found to be unsatisfactory to the complainants who operated the Lansdowne until it was taken over by Warner

(Continued on Page 3)

Craft Locals Pay Up 5 Million

Pat Casey, Bioff Witness, Tells of IA's Power

Pat Casey, chairman of the producers' committee under the basic pact and second witness to testify for the defense in the Government extortion trial of George E. Browne, IATSE prexy, and William Bioff, on Friday, said that increases in pay netted IATSE members an additional $5,000,000 annually compared with wages received in 1936 when

(Continued on Page 6)

New York SPG to Proceed With CIO Affiliation Vote

Membership of the Screen Publicists Guild of New York decided at the last meeting to hold a referendum immediately on whether the organization should affiliate with the CIO union, Local 109 of the

(Continued on Page 6)

20th-Fox Pledges Allied Plan Co-op

Twentieth Century-Fox ils reported to have pledged its co-operation to Allied in the latter's campaign to unite the various branches of the industry in an all-out harmony program.

Thus, 20th-Fox becomes the first company, aside from M-G-M which has been an unofficial instigator of the peace-within-the-business plan,

(Continued on Page 3)

FPC Prexy to Speak At Ampa Wednesday

Ampa this week will hold its luncheon meeting on Wednesday instead of Thursday. Guest of honor will be J. J. Fitzgibbons, president of Famous Players Canadian Corp. Another important speaker will be Douglas Cole, head of the Canadian Trade Commission. Luncheon meeting will be held at the Hotel Edison.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(October 24)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9½	9½	9½	+ ⅛
Col. Picts. vtc. (2½%)	7¾	7¾	7¾	— ⅛
Columbia Picts. pfd.	....	....	....	....
Con. Fm. Ind.	....	....	....	....
Con. Fm. Ind. pfd.	10⅛	9¾	9¾	— ⅜
East. Kodak	136	136	136	+ 1½
do pfd.	....	....	....	....
Gen. Th. Eq.	12½	12¼	12¼	+ ¼
Loew's, Inc.	38⅝	38¼	38½	+ ⅜
do pfd.	107½	107½	107½	— 1⅜
Paramount	14¾	14½	14¾	+ ¼
Para. 1st pfd.	108¾	108¾	108¾	+ 1¾
Para. 2nd pfd.	13¼	13	13¼	+ ¼
Pathe Film	14	13⅞	14	....
RKO	2⅝	2⅝	2⅝	....
RKO $6 pfd.	49	49	49	— ½
20th Century-Fox	8½	8⅜	8⅜	— ⅛
20th Century-Fox pfd.	21⅜	21⅜	21⅜	— ⅝
Univ. Pict. pfd.	156	156	156	+ 1
Warner Bros.	5	4⅞	5	....
NEW YORK BOND MARKET				
Loew's deb. 3½s46	103	103	103	....
Para. B'way 3s55	....	....	....	....
Para. Picts. cv. 3¼s47	100	99⅞	99⅞	— ⅛
Warner Bros.' dbs. 6s48	96½	96½	96½	....
NEW YORK CURB MARKET				
Sonotone Corp.	2¼	2¼	2¼	+ ⅛
Technicolor	8⅞	8¾	8⅞	+ ⅜
Trans-Lux	⅝	⅝	⅝	—1-16
Universal Corp. vtc.	9⅜	9⅛	9⅜	— ⅛
Universal Picts.	26	26	26	+ ½

Columbia B. A. Parley Ends

Buenos Aires (By Air Mail)—Columbia's Pan American convention closed here Saturday. Among those attending were Joseph McConville and Jack Segal from New York; S. Kusiel and E. Eckerman from Brazil; E. Lopez and M. Ehrenreich from Chile and Peru; Columbia's B. A manager, Alfredo Maruzueta, presided.

"Hot Spot" Preview at Stork Club

Twentieth-Fox will hold a special preview of "Hot Spot," at the Stork Club Wednesday afternoon. Special guests will include the 31 critics and motion picture editors invited to attend the "How Green Was My Valley," opening.

The Broadway Parade

Picture and Distributor	Theater
Dr. Jekyll and Mr. Hyde (Metro-Goldwyn-Mayer Pictures)—11th week	Astor
A Yank in the RAF (Twentieth Century-Fox)—5th week	Roxy
Honky Tonk (Metro-Goldwyn-Mayer Pictures)—4th week	Capitol
This Woman is Mine (Universal Pictures)—Last day	Rivoli
Sergeant York (Warner Bros. Fictures-Jesse L. Lasky)—2nd week (b)	Strand
Target for Tonight (Warner Bros. Pictures)—2nd week	Globe
You'll Never Get Rich (Columbia Pictures)	Music Hall
Nothing But the Truth (Paramount Pictures)	Paramount
Dumbo (RKO Radio-Walt Disney)	Broadway
Buy Me That Town (Paramount Pictures)	Criterion
Never Give a Sucker and Even Break (Universal Pictures)	Rialto
The Story of the Vatican (March of Time)—6th week	Belmont
Wild Geese Calling (Twentieth Century-Fox) (a)	Palace
Week-End for Three (RKO Radio Pictures) (a)	Palace
Sunset in Wyoming (Republic Pictures) (a)	New York
Dangerous Lady (Producers Releasing Corp.) (a)	New York
The Blonde from Singapore (Columbia Pictures)	Central

◆ FOREIGN LAUGUAGE FEATURES ◆

The Man Who Seeks the Truth (Dome Films, IncE.)—4th week	World
The King (Trio Films)	5th Ave. Playhouse
A Sailor on Horseback (Scandia Films)	48th St. Theater
A Day in Soviet Russia (Artkino Pictures)	Stanley

◆ FUTURE OPENINGS . ◆

How Green Was My Valley (Twentieth Century-Fox)—Oct. 28	Rivoli
The Chocolate Soldier (Metro-Goldwyn-Mayer Pictures)—Oct. 31	Astor
Belle Starr (Twentieth Century-Fox)—Oct. 31	Roxy
Smilin' Through (Metro-Goldwyn-Mayer Pictures)—Oct. 30	Capitol
New York Town (Paramount Pictures)—Nov. 12	Paramount
Life With Caroline (RKO Radio Pictures) (c)	Criterion
South of Tahiti (Universal Pictures)—Oct. 31	Rialto
They Died With Their Boots On (Warner Bros. Pictures)—Nov. 20	Strand
Appointment for Love (Universal Pictures) (c)	Music Hall
The Stork Pays Off (Columbia Pictures)—Nov. 1	Central
Unfinished Business (Universal Pictures)—Oct. 29 (a-b)	Palace
Nine Lives Art Not Enough (Warner Bros. Pictures)—Oct. 29 (a)	Palace
Gentlemen from Dixie (Monogram Pictures)—Oct. 28 (a)	New York
Lone Rider Ambushed (Producers Releasing Corp.)—Oct. 28 (a)	New York

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

Canadian Film Board Sets Greene as American Rep.

Wesley Greene, formerly of the International Film Bureau, Chicago, has been appointed supervisor of non-theatrical distribution for the National Film Board of Canada in the U. S. A revised policy relating to the circulation and sale of films from the Dominion is being drawn up and will be put into operation at once.

Greene takes on the Canadian job at a time when documentary production in the Dominion is developing rapidly. In Ottawa, the National Film Board is in charge of the co-ordination of Government film activities. It recently absorbed the Dominion Government Motion Picture Bureau.

Greene's address continues to be 59 East Van Buren Street, Chicago, and enquiries about Canadian productions should be addressed to him there.

World Premiere Trade-Show for "La. Purchase"

Paramount will give "Louisiana Purchase" a world premiere tradeshowing in Chicago at a meeting of the company's district managers in Chicago Nov. 14-15, according to Neil Agnew, general sales manager. Sales plans for the picture will be discussed during the sessions. Meeting will be attended by a delegation of home office officials including Agnew, Charles M. Reagan, J. J. Unger, G. A. Smith, Oscar Morgan, G. B. J. Frawley, R. M. Gillham and Alec Moss.

PRC Hits Sales Peak

PRC hit a sales peak during the first two weeks in October, according to Leo Fromkess, executive vice-president. Deals for 1941-42 product were closed with eight circuits.

COMING and GOING

DARRYL F. ZANUCK arrives this morning
American Airlines.

GABRIEL PASCAL, RKO producer, is here f
the Coast.

BING CROSBY arrives on the Coast today.

HAROLD V. SMITH, business delegate
Sound Technicians, Local 695, left for the Co
over the week-end.

LOU JOHNSON, head of Local B51,
Kansas City attending the meeting of Film
change Employes.

IRVING KAHN, 20th-Fox radio publicity
rector, was in Ann Arbor over the week-end

MONTE WOOLEY returns tomorrow from H
lywood.

LESTER ISAAC, chief of projection for Loev
leaves the home office tomorrow for Mi
where he will fly via Pan-American Airways
Rio, subsequently visiting organization's t
aters in a number of South American cities.

LEO SPITZ arrived here from Chicago at
week-end.

MRS. Y. FRANK FREEMAN arrives here to
from Atlanta.

Texas Centennial Chore For Karl Hoblitzelle

Dallas—Karl Hoblitzelle has be
appointed by Gov. Coke R. Steve
son to direct plans to celebrate t
100th anniversary of Texas' admi
sion to the Union.

50 Theaters Giving Gum

New Haven — Dick Cohen h
placed the Bloney gum giveaw
deal in over 50 theaters in th
territory. Coupons entitling t
children to free gum are distri
uted.

"Don't change The Little Flower for Poison Ivy"

TODAY-12:30

Festive Luncheon—Astor Hotel

"STARS' PARTY FOR MAYOR LAGUARDIA"

Gayety in the Grand Ball Room! Everybody will be there! Enjoy the lighter side of the campaign. If you haven't made reservations phone CIrcle 6-4600 or come over and we'll find room for you. *(Tickets $1.75 each).* Broadcast over WHN from 1:45 to 2:30.

ov't to Seek Taxes n Payoff "Expense"

(Continued from Page 1)

0,000 made by Loew's, Inc. rner Bros. Pictures, Inc., Twenh Century-Fox Film Corp. and amount Pictures Inc., and addinal sums allegedly made by other ucers and by theater circuits.

Stationed at the Federal Court l are a number of U. S. Treas- men tabulating the expense ichers put through by the four jors to meet the claimed cash uirements of Bioff and Browne. m executives have testified that vouchers were posted in the comny books as a multitude of regu- expenses of film firms such as ivention expenditures, outlays for ertainment and exploitation disrsements.

The Government stand is report- to be that although these exnses might be considered neces-y, they were certainly not regu-. Whether the Internal Revenue reau will seek to impose a pen-y of 50 per cent, discretionary law, has not been decided as yet.

lm Exchange Employes iscuss Master Contract

(Continued from Page 1)

the Continental Hotel to discuss e new master contract for which gotiations will start shortly. esent two-year pact covering all ck room exchange employes exres Nov. 30. Lou Johnson, presint of Local B51, is the New ork representative.

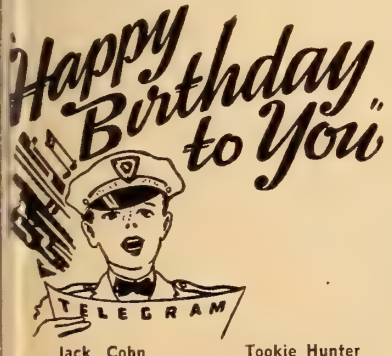
ansdowne Settlement lops; Hearing Nov. 10

(Continued from Page 1)

ros. Circuit Management Corp., rmerly one of the defendants in e suit. The hearing will be held efore Federal Judge William H. irkpatrick.

rystal Has "Escort Girl"

Crystal Pictures will distribute Escort Girl," roadshow pic, in New ork and Northern New Jersey.



Jack Cohn
Jack Carson
Nathan Saland
George Middleton
Tookie Hunter
William Barnett
John Michelson
Mickey Mouse

Kalmenson, WB Sales Chief

Named to Post as Grad L. Sears Resigns

(Continued from Page 1)

after it had been officially announced by Warners that, despite reports he was headed for the United Artists presidency, he had chosen to remain as the company's sales head and president of Vitagraph, Inc., the WB distribution subsidiary.

Sears' Plans "Indefinite"

Sears, in a statement released by Warners, declared his plans are "quite indefinite," and that his immediate concern was a two months' hunting trip. "The details of what will come after will have to wait," the statement said.

With the departure of Sears, the trade heard reports that Carl Leserman, vice-president of Vitagraph and assistant sales chief, probably would leave as well.

Kalmenson, associated with Warners since 1927, said that he would appoint a new Western and Southern manager shortly, with the selection to be made from within the WB ranks. In this connection, the trade heard reports that the probable choice would be Fred M. Jack, district manager headquartering in Dallas.

Election of a successor to Sears as president of Vitagraph will come later, it is understood.

In announcing Sears' resignation, President Harry M. Warner expressed his sincere regret, paid tribute to Sears' part in the growth of the company, cited Sears' standing in the industry and concluded by saying, "I know that Sears will bring credit to any company with which he is associated, and will continue to further the growth and prestige of one of the world's ranking industries."

Praises the Warner Brothers

Sears' own statement referred to his 21 years' association with Warners, stressed his pride in the part he has had in building the organization and spoke glowingly of Harry, Jack and Albert Warner, remarking, "I believe that they have earned a family respect the equal of that of any family in the world. The affection, devotion and loyalty of these three brothers to one another and to their company has been an inspiring example."

Kalmenson, a native of Pittsburgh and now a New Yorker, joined WB as a salesman in Pittsburgh. He has served as branch manager in Albany, Omaha, Kansas City and Pittsburgh. For several years, he was chief booker for the Warner theater department in Pittsburgh, subsequently rejoining the sales department.

20th Century-Fox Pledges Aid in Allied Unity Plan

(Continued from Page 1)

to express its willingness to participate in the unity plan.

It is reported that Sidney R. Kent, president of 20th-Fox, has wired Abram F. Myers, Allied general counsel, that he approves of the proposed all-industry conferences and that the company will give its support.

Other companies are reported to be studying the unity plan with the view of making official commitments this week.

Isaac Off On Air Trip To South American Keys

Lester Isaac, head of all projection for Loew's, heads tomorrow for Miami where he will board a Clipper for Rio to attend the formal opening of the company's second new house in that city's suburban area.

Following the premiere, Isaac will inspect projection facilities in firm's theaters located in Sao Paulo Montevideo, Santiago, Valparaiso, and Lima, as well as the Metro exchange in Buenos Aires.

His original schedule, embracing more than 10,000 air miles, called for a visit to Puerto Rico, but plans now call for cancellation of this call, it is understood.

Federal Regulations Kill Ky. Ticket Plan

(Continued from Page 1)

regulations, Reeves said, the name of each theater must be printed on the ticket.

The state has been printing tickets for between 800 and 900 small amusement places since 1936, charging the cost to the operators in addition to the state tax levied on them.

Reeves stated that the state spent approximately $800 annually for printing the tickets and received about $620,000 in state amusement taxes.

Scophony Sued on Failure To Install Rialto Tele

Confirmation of an award of $1,891 for alleged breach of a contract to supply large screen television equipment to the Rialto Theater was asked for Friday by Midtown Theater Corp. in a suit filed in the N. Y. Supreme Court against Scophony, Ltd. The award of Paul Raibourn of Paramount Pictures, the arbitrator, was made after ruling that the defendant had failed to supply the use of a television receiver as a regular feature of the theater.

Alexander Korda announces a Come

starring

Jack

Benny

and

Carole

Lombard

"To Be

OR Not

T

irected and produced by Ernst Lubitsch

Be"

Released thru united artists

NW Allied Says Minn. Law Constitutional

(*Continued from Page 1*)

organization insists the anti-five law is valid, urges all five majors attacking the act to secure relief from the New York consent decree so that they may sell their product in Minnesota and intimates legal action against distributors may be started if any theaters in the state are forced to close because of lack of product.

"Consent decrees are of no binding force and effect upon a state or its power to enact the type of legislation now under attack," the Allied statement says. "Judge Hugo Hanft commented on this point in memoranda attached to his recent decision denying a temporary injunction sought by Paramount and other distributors to prevent enforcement of this act."

The statement then quotes from Judge Hanft's decision which said: "This consent decree has no bearing upon Minnesota's power to pass the act here under attack." The companies' statement that it would be in contempt of the New York Federal Court if it complied with the Minnesota act was dismissed by Judge Hanft with the statement that "there is no merit to that contention." The court then quoted from the decree and this quote also is carried in the Allied statement.

As to the law's constitutionality, Judge Hanft said: "There exists the strong presumption that the act is constitutional and valid, and that stands unless and until it is declared unconstitutional by the proper court."

Strom's statement closed with a paragraph which might intimate that independent theater owners are planning to sue distributors in case they should be forced to close any houses.

New York SPG to Proceed With CIO Affiliation Vote

(*Continued from Page 1*)

United Office and Professional Workers of America. Guild's dissatisfaction with progress made at contract negotiations with the advertising and publicity directors, it was understood, prompted the membership to take a stand on affiliation with a national trade union.

Film Museum in B. A.

Buenos Aires (By Air Mail)—The Argentine Film Museum has been organized here in co-operation with John Hay Whitney and Miss Iris Barry of the Film Library of the N. Y. Modern Art Museum. The Argentine film companies Lumiton, E.F.A., Estudios San Miguel, and Pampa Film have already agreed to supply the museum with prints of their early productions. Backbone of the collections is the private museum of Manuel Pena Rodriguez, film critic of La Nacion.

ALONG THE RIALTO

with *Phil M. Daly*

● ● ● LEO GOES STEPPING:......In the Rose Room of the Hotel Astor on Friday, Metro held a luncheon press preview of The Show Builder,—not a motion picture, but a grand device to help exhibs. in small towns and cities plan their film advertising, exploitation and publicity campaigns, and thereby increase box-office health......The Show Builder is an ingeniously designed auto truck,—a promotional factory on wheels......It includes a voice-recording studio, sound projector, reception room, desk, filing cabinet, compartments for samples of motion picture heralds, typewriter desk, and other equipment ......Its exterior is painted a flame-red, symbolic of the manner in which it is bound to set communities on fire, in a publicity sense...... On its port and starboard flash pictures of Metro stars......This truck, christened Unit No. 1, is the forerunner of other similar vehicles planned to serve Mister Exhib. and fill his coffers......On the luncheon dais sat Carl E. (MPPDA) Milliken, H. M. Richey, Jack Alicoate, William F. Rodgers, Bill Ferguson, E. K. "Ted" O'Shea, Si Seadler, Oscar Doob, and Ed Saunders,—with Howard Dietz in the chairman's seat...... A whale of a delegation of trade press big-wigs were on hand, for the reason that Leo the Lion's new Show Builder is a whale of a significant step in film annals......

▼ ▼ ▼

● ● ● *AGAIN THE ASTOR:......At* 12:30 *p.m. today, the Louis Nizer-organized Theatrical, Motion Picture and Radio Committee for the Re-election of LaGuardia, McGoldrick and Morris will hold a luncheon at the aforementioned hostelry, the event to be broadcast o'er WHN......On hand will be Gertrude Lawrence, Groucho Marx, Rosemary Lane, H. V. Kaltenborn, John Golden, Rita Hayworth, George Abbott, Mady Christians, Howard Chandler Christy, Russell Crouse, Howard Dietz, Dorothy Gordon, Theresa Helburn, Harry Herschfield, Arthur Hopkins, Doris Keane, Jessie Royce Landis, Francine Larrimore, Neysa McMein, Lawrence Schwab, Maurice Schwartz, Lee Shubert, Frances Starr and Lucille Watson.*

Craft Locals Pay Up 5 Million

Pat Casey, Bioff Witness, Tells of IA's Power

(*Continued from Page 1*)

Browne first secured reinstatement of his international into the basic pact.

Although Browne "obviously could have put the majors out of business" any time between 1936 and 1940 by pulling projectionists out of the theaters, Casey stated, the situation is no longer true because the condition of the companies is now considerably better. Casey later explained to the press that business in the industry has been so good for the past year that the companies have built up a considerable cash reserve which would put them in a favorable position to fight any such move.

Adjourn Trial Till Today

In calling only Casey and an employe of the Postal Telegraph Co. to identify a bon voyage telegram sent by Harry M. Warner to Mr. and Mrs. Bioff, the defense did not indicate its strategy of battle before court adjourned at 1 P.M. until this morning. No effort was made through the witness to show that the defendants did not receive the payments testified to by prosecution witnesses.

Under the guidance of Michael Luddy, attorney for Bioff, Casey spoke of Browne's efforts in 1935 to have the IATSE return as a bargaining power under the basic pact. Previously, Casey said, the IATSE membership had fallen from 5,000 to 150. At a meeting with film executives and labor leaders at the Hotel Drake in Chicago, Browne angrily declared "that he was tired of being kicked around" and gave his listeners 30 minutes to decide the question, the witness related. It was then that Nicholas M. Schenck prevailed upon labor leaders to reinstate the union, he said.

Defense Point Fails

Turning its attention to the 1936 basic pact meetings the defense scored an apparent point when it obtained a statement from Cas
that Schenck was not present
April 18, 1936, when the latt
purportedly reached an agreeme
to pay Browne and Bioff $50,0
annually. The advantage was sho
lived since on cross-examination
U. S. District Attorney Mathi
F. Correa, Casey stated that it w
he who had recalled to Schen
that he (Schenck) had attend
the meeting, and that it was
mistake and not Schenck's.

The defense, after completi
questioning of Casey, gave no i
dication of who the next witness
would be.

THE WEEK IN REVIEW

Allied Okays Unity

(*Continued from Page 1*)

UA has deferred closing its
change in Minneapolis.

* * *

BROWNE-BIOFF: Court dismiss
motions of counsel for George
Browne and Willie Bioff for
missal of extortion charges agai
them. Prosecution rested at m
week after hearing testimony
Warner Bros. and Para. execs.
timated Bioff may take the sta
in his own defense . . . Stockhol
ers' suits against 20th-Fox a
Loew's resulted from testimony
trial of sums paid to defendan
with Browne and Bioff being nam
together with Loew and 20th-F
officials in the suits.

* * *

SEARS-UA: United Artists w
reported talking a deal with Gra
well L. Sears to become UA prex
Later, it was indicated negotiatio
had been broken off.

AAA Designates Arbitrat For Linden Clearance Ca

(*Continued from Page 1*)

den theater case, originating in B
timore. Clearance case is again
Vitagraph, Paramount and RK
with clearance granted the Met th
ater under fire. Hearing will
held Nov. 5.

Portage Park Hearing Deferred Over Conflict

Chicago—Owing to conflict wi
the Oriental arbitration case, n
under way, it is expected that t
Portage Park case scheduled f
today will be continued until lat
date.

That Duals Evil

West Coast Bur., THE FILM DAILY

Hollywood—Because her husband slapped her down when she refused to leave the theater after seeing the first feature, a Los Angeles matron was granted a divorce on the grounds of cruelty.

"So Many of Them"

Over the entrance to the towering pile that is the office of the New York Daily News, Joseph Medill Patterson, its editor and publisher, has caused to be inscribed the line "because He makes so many of them." It is a reference to Abraham Lincoln's observation of the evidence that God must love the common people. The greatest daily paper circulation in the world is built on that.

For six years Republic Pictures Corporation has adhered to its announced policy of delivering entertainment for the whole family, that great public which is at once the mainstay of both the box office and the nation.

The most entertainment for the most people, is the idea.

The formulae are plain to unmuddled minds. The ideas are as old as humanity, and as new as a baby's smile. They pertain to love's young dream, the devotion of mothers, the heroism of brave young men, the anxiety of fathers, the races for success, the lure of beauty, the zest of living, hope and faith and a good intent—all these among the dramatic struggles and frailties of humanity in pursuit of happiness.

This formula of Republic's has not much to do with the sophistications of what is called "cafe society," nor the interests of Newport, Southampton, Aiken, Palm Beach, or Sun Valley. Republic pictures are made for that larger audience of those who work for a living, like corned beef, and take their coffee in a big cup. That takes in more than admit it.

This is reminder, not argument. Six years of growing Republic success is six years of exhibitor success. Republic is made of, operates on, its share of dollars that come to the box office.

REPUBLIC PICTURES CORPORATION

BUY U. S. DEFENSE BONDS

A MESSAGE TO THE CRITICS WHO HAVE COME
FROM ALL OVER THE NATION TO COVER

The World Premiere of

HOW GREEN WAS MY VALLEY

at the Rivoli Theatre, New York, Tomorrow Night (Tuesday, Oct. 28)

20th CENTURY FOX

JAY CARMODY
of the Washington (D. C.) Star

. . . . You will always remember "How Green Was My Valley" for that great moment when young Huw learns to walk again!

NORMAN CLARK
of the Baltimore News-Post

. . . . Your heart will thrill when Beth Morgan faces the angry strikers and warns them not to harm Gwilym, the father of her sons.

PEGGY DOYLE
of the Boston American

. . . . You will get your greatest lift when the letter arrives from the Queen inviting the Welsh chorus to sing at the palace!

FRANK P. GILL
of the Detroit Free Press

. . . . You will always remember the moment when Dai Bando, the prize-fighter, avenges Huw in the school-house.

CHARLES HOWARD
of the Boston Globe

. . . . You will sit on the edge of your chair when the siren shrills "mine disaster!" and a shadow falls on every living soul in the Valley.

LUCIA ABBOTT PERRIGO
of the Chicago Herald-American

. . . . You will be deeply moved by that moment when Gruffydd and Angharad surrender their unspoken love with but a single kiss!

☛ ***more tomorrow!***

FILE COPY

THE Film DAILY

timate in Character
ternational in Scope
dependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

80, NO. 84 NEW YORK, TUESDAY, OCTOBER 28, 1941 TEN CENTS

TOA CALLS ALL-EXHIB. MEETING IN N. Y.

VB Moving Quickly to End Exec. Realignment

eate New Bernhard Post day; Leserman Resigns; vo-Day Meeting Set

With Joseph Bernhard, president Warner Bros. Circuit Management Corp., slated to be elected vicesident and general manager of rner Bros., probably at a board eting today, home office activity terday indicated that the comny was moving quickly to comte the realignment made neces-

(Continued on Page 10)

$8,000,000 in Frozen British Coin to Be Thawed At Once Under New Embassy Pact

London (By Cable)—American film companies will be able to remit approximately $8,000,000 at once, it was learned here prior to the official announcement of the Third Embassy Agreement which will be made today. Sum represents, according to conservative figures, half of the 50 per cent of the remittable blocked funds estimated around $16,000,000. Balance will be paid April 1.

Republic, Monogram and PRC will come into the agreement exactly in line with the major companies, it was said.

(THE FILM DAILY on Oct. 24 in a story from Washington first published the story that the American companies would receive $20,000,000 from their rentals during the coming year and receive an approximate amount from their frozen funds.)

F of M Stage Band ltimatum Expires

James C. Petrillo's ultimatum to aters booking stage bands exed last night with no immediate ction at the Strand and Paraunt, the two Broadway houses ich will be most affected.

The ruling laid down by the Amern Federation of Musicians' prexy ted that no bands can open in

(Continued on Page 3)

000 at Philly V. C.'s P. Clark Testimonial

Philadelphia — About 1,000 film n, city, state, and national pocal figures and personal friends ned out last night at the Bellee Stratford at a dinner tendered mes P. Clark, head of Highway

(Continued on Page 3)

Three More Columbia Games via Television

Columbia University yesterday granted television rights to NBC to telecast the balance of its local grid schedule over WNBT, following the successful telecast of the Columbia-Georgia game on Oct. 18. WNBT will televise the Cornell clash on Nov. 1, the Michigan battle on Nov. 15; and the Colgate game on Nov. 22. Jack Fraser, NBC special events announcer, will handle the commentary.

Arbitrator's Award Upheld In Hill Case

Motion picture appeals board has upheld the arbitrator's award in the case filed by the Hill Theater, Philadelphia, against Warners, RKO, Paramount and the Rialto Theater.

In the original complaint, the Hill charged that the seven-day clearance granted to the Rialto, approximately two miles away, was unreasonable. The arbitrator, however, found that the clearance was

(Continued on Page 7)

Wood Sees Ohio Exhibs. Accepting Metro Policy

Columbus, O. — Pete J. Wood, secretary of the ITO of Ohio, in a bulletin just released, expressed the opinion that exhibitors in the state will sign up for the 1941-42

(Continued on Page 6)

Sound Men's Pact Up to AMPP Execs.

Y. Frank Freeman, president of the producers' organization, and Eddie Mannix, vice-president, have been designated as a committee of two to complete negotiations with the Sound Technicians, Local 695, it was learned yesterday. Harold V. Smith, business delegate, left for the Coast over the week-end to join the conferences.

As last of the representatives of

(Continued on Page 7)

Myers and Samuelson Will Speak at Wis. ITPA Meet

Milwaukee—Information concerning AID will be presented to the Independent Theaters Protective Association of Wisconsin and Upper Michigan convention to be held Nov. 4-5 at the Schroeder hotel here by

(Continued on Page 10)

Unity Among Exhibitors Is Goal of ITOA Plan; Set for Late November

ITOA has canvassed all unaffiliated exhibitor organizations and the heads of the two national associations for their reactions to a proposal whereby a general meeting of exhibitors would be held in New York late in November with unity as the goal. Replies to date have been favorable and several outright acceptances have been received, Harry Brandt, president, said yesterday.

Brandt said that the ITOA plan was different from the Allied action

(Continued on Page 6)

Allied Reps. Come For Unity Confabs

Jack Kirsch and Sidney Samuelson, members of Allied's unity committee, are due in New York today to start conferences with major company executives on Allied's all-out harmony program.

It is understood that Kirsch and Samuelson will discuss the setting

(Continued on Page 3)

Senate Witch Hunters Will Map Inquiry Course Today

Washington Bureau of THE FILM DAILY

Washington — The Senate Interstate Commerce sub-committee will meet today to map the rest of its war film propaganda inquiry, it was learned last night. It is expected

(Continued on Page 6)

Received Over Million—Biof.

Just a Messenger Boy, IATSE Exec. Swears

William Bioff, taking the stand in his own defense yesterday, maintained that he turned over all monies given to him by film executives to Joseph M. Schenck under instructions allegedly received from Nicholas M. Schenck. In his surprising testimony, Bioff estimated that he had received over $1,000,000

(Continued on Page 10)

Tele as Defense Link To Get Study by FCC

A plan to link television with national defense will be discussed Thursday by FCC Chairman James L. Fly and Norman D. Waters, ad agency official and sponsor of the

(Continued on Page 10)

'Honky Tonk' Playing Fifth Capitol Week

M-G-M's "Honky Tonk" will play a fifth week at the Broadway Capitol, thereby becoming the second picture to go more than four weeks at pop prices. "David Copperfield" was the other feature to stay five weeks. GWTW and "The Great Dictator" played extended engagements at advanced prices.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Monday, Oct. 27)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9⅞	9⅞	9⅞	+ ⅜
Col. Picts. vtc. (2½%)	7⅝	7⅝	7⅝	+ ⅛
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	¾	¾	¾	.....
Con. Fm. Ind. pfd.	10	9⅛	10	— ⅛
East. Kodak	....	....	....	.....
do pfd.	....	....	....	.....
Gen. Th. Eq.	....	....	....	.....
Loew's, Inc.	38½	38	38½	.....
do pfd.	....	....	....	.....
Paramount	15	14½	14⅝	— ⅛
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	13½	13	13	— ⅜
Pathe Film	....	....	....	.....
RKO	2⅝	2½	2⅝	+ ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8⅝	8¼	8⅝	+ ⅛
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5	4⅞	4⅞	— ⅛
do pfd.	71¼	71¼	71¼	— 1¾

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	100	100	100	— ⅛
Warner Bros.' dbs. 6s48	....	....	....	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	⅝	⅝	⅝	— ⅛
Radio-Keith cvs.	5-32	5-32	5-32	.....
Sonotone Corp.	2¼	2⅛	2⅛	— ⅛
Technicolor	....	....	....	.....
Trans-Lux	⅝	⅝	⅝	.....
Universal Corp. vtc.	9¼	9¼	9¼	.....
Universal Picts.	....	....	....	.....

Hoblitzelle on College Board

Dallas—Karl Hoblitzelle has been appointed to the board of directors of Texas Technological College, Lubbock, by Gov. Coke R. Stevenson. The term he is appointed for expires Feb. 19, 1947.

REEVES
Sound Recording Studios Inc.
The Most Complete Sound Recording Service in New York City
1600 Broadway New York City
35mm. 16mm. Film, Acetate and Wax Recording Facilities. Complete Location Equipment.

Photographic-Projection Output in 1939 Valued at $133,899,000, Survey Reveals

Washington Bureau of THE FILM DAILY

Washington—The value of photographic apparatus and materials, including projection equipment, manufactured in a single year, was placed yesterday by the Census Bureau at $133,899,000. Number of establishments was 160. The figure was based on production during 1939 and was obtained as part of the bureau's usual two-year survey of industry.

The study also revealed the value of vending, amusement, and other coin-operated machines, manufactured during 1939, as $25,695,000.

20% Power Cut Expected By Nov. 10 in Southeast

Nashville, Tenn.—Unless drought conditions improve greatly within the next few days, electric power will be "rationed" in the Southeastern states of Alabama, Arkansas, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, and the northern part of Florida, possibly by Nov. 3 and not later than Nov. 10. An order is expected to come from the OPM for a cut of at least 20 per cent in power consumption, on basis of amount used the same time last year.

It is believed that the first move to meet the present crisis will be reduction or complete elimination of show window and front lighting. All film theaters will co-operate to the fullest.

Collins, Ex-MPTOA Prexy, Fights Ark. Office Loss

Little Rock—Eli W. Collins, former MPTOA prexy, has appealed to the State Merit System Council his suspension as director of the Arkansas Unemployment Compensation division. No statement accompanied the appeal.

Collins was suspended two weeks ago by State Labor Commissioner McCain. The council will hold a hearing within 10 days, Merit System Supervisor Hogue announced.

Wanger Reps. Silent On RKO Deal Report

West Coast Bureau of THE FILM DAILY

Hollywood — Walter Wanger's representatives stated last night he has made no distribution deal for "The Eagle Squadron." They refused, however, to comment on a published report that he is negotiating a three-picture deal with RKO.

Herbert G. Copley Dies

Vancouver, B. C.—Herbert George Copley, 50, formerly musical director of Allen Theater Co. of Calgary, is dead here. He left Calgary in 1922 for Vancouver. He became an official of Famous Players Canadian Corp. and opened a theater here which he was operating until his death.

RKO Radio Sales Execs. At Philly Branch Opening

Delegation of 11 from RKO Radio's home office will attend the formal dedication ceremonies for the company's new exchange building at Philadelphia tomorrow. The party includes Ned E. Depinet, Andy Smith, Cresson E. Smith, Bob Mochrie, Harry Michalson, S. Barret McCormick, A. A. Schubart, Bill Savage, M. G. Poller, Harry Gittelson and W. J. McShea.

There will be open house at the new exchange building at 250 N. 13th Street in the afternoon. C. Zagrans is RKO Radio branch manager at Philadelphia.

Botsford Names Rosenfield Advertising Copy Chief

Jonas Rosenfield, Jr., has been appointed advertising copy chief by A. M. Botsford, 20th-Fox advertising and publicity chief, it was announced yesterday. Rosenfield replaces Frank Moneyhum who was appointed Botsford's executive assistant last week.

After four years with Warner Bros., Rosenfield was advertising manager for the roadshow run of "Fantasia," and lately has been with Donahue & Coe, ad agency.

Hurley to Make 2 Pix A Year for 4 Years for UA

West Coast Bureau of THE FILM DAILY

Hollywood — Harold Hurley will make two pictures a year for a period of four years for United Artists release. His company will be known as Theater Attractions, Inc., and production will start in April.

Hurley is taking space at the RKO-Pathe studio, Culver City, but has not selected any story or director as yet.

Defense Priorities Again Delay B & K Tele Station

Chicago—Delay in the delivery of materials and equipment, due to the Government-imposed defense priorities, has forced B & K to again ask for a modification of the construction permit for the new television station going into the State Lake building here.

Extension to May 25 next is requested. A similar extension is sought for the mobile unit now being used in city-wide tests.

COMING and GOING

GEORGE J. SCHAEFER flies to New York day from the Coast.

F. J. A. McCARTHY left yesterday for Dal with other stops planned in Oklahoma City New Orleans. He will return next week.

HENRI ELMAN has returned to Chicago fr a West Coast trip.

L. W. CONROW, Altec Service preside returned to New York from a three swing around the South, Midwest and Sou west.

ARTHUR MENKEN, Paramount News came man, arrived in New York yesterday via Cl per from Australia.

HERMAN WOBBER, 20th-Fox's general sa manager, and **BILL SUSSMAN**, Eastern sa manager, return today from a visit of the Wa ington and Philadelphia exchanges.

HENRY HERBEL, Warner Bros.' Los Ange sales manager, arrives here today for home off conferences.

STEVE BROIDY, Monogram's general sa manager, is in from the Coast and stoppi at the Warwick Hotel.

J. ARTHUR HIRSCH, head of Consolidat Theaters, returned to Montreal last night.

DAVE GOULD, Republic's manager for British West Indies, sails for the Port-of-Sp Thursday aboard the Yarmouth.

MARLENE DIETRICH arrives tomorrow mor ing from Hollywood.

MITCHELL LEISEN planed in over the wee end for a brief vacation.

NATE WATT, producer-director of the Has knife Hartley western series, is expected fr the Coast tomorrow.

JESSE L. LASKY, Warner Bros. associate pr ducer, arrives today from Hollywood.

CHARLES BUTTERWORTH gets in from Cl cago today to consider a stage offer.

MILTON BERLE arrived over the week-end a short vacation.

JOE PASTERNAK is here from the Coast.

BERNIE KREISLER, Universal's short subje sales manager, flew to Norfolk yesterday.

BILLY WILKERSON, Hollywood publisher, here from the Coast.

LEO LUBIN, Consolidated Films executive, h arrived in Hollywood for conferences with J. Yates.

MARY PICKFORD leaves for the Coast toda

ALEX MOSS is in Chicago handling exploit tion for "Birth of the Blues."

Philly V. C. Banquet Dec. 14

Philadelphia—A decision to ho the annual banquet of Tent 13, Va iety Club, was made at a genera meeting. Date, however, wa changed from Dec. 11 to Dec. 1 Frank McNamee, who had been in dicated as resigning as chairma stays with a co-chairman, Harr N. Ball.

EVERY TELEGRAM'S A RUSH TELEGRAM AT
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

F of M Stage Band ltimatum Expires

(*Continued from Page* 1)

eaters after Oct. 27 unless the nagement signs the new Form B ntract, making the theater liable Social Security taxes of individu- musicians in traveling bands.

ling as explained to agents of ds allows bands to finish engage- nts at theaters if they had been gaged before Oct. 27. At moment, th Paramount and Strand have film d stage shows which will probably n three or four weeks more. Paramount has announced Jimmy Lunce- rd as next stage attraction but at is doubtful until matter is set- d. Strand, it was understood, had unt Basie and his orchestra booked t the trailer for the coming show akes no mention of an orchestra.

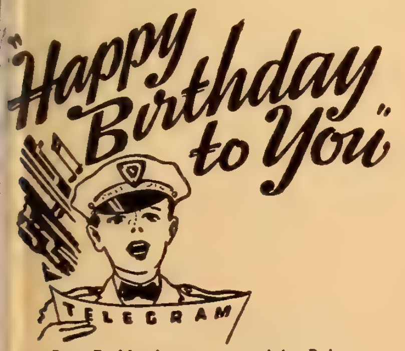
Petrillo, who is in Chicago, is ex- cted to return either today or to- orrow when he will confer with im- rtant Warner and Paramount offi- als.

unday Shows Referenda 15 Penn. Communities

Harrisburg, Pa.—Approximately 5 Pennsylvania communities will old referenda on the showing of otion pictures on Sundays at the ov. 4 election. As listed by the ord's Day Alliance of Pennsyl- ania, they are:

Allegheny County — Aspinwall, ast McKeesport Borough; Bucks ounty—Perkasie Borough; Clear- eld County—Ramey Borough; Fay- tte County—Uniontown; Greene ounty—Morgan township; Lebanon ounty—Millcreek township; North- mberland County — Zerbe town- hip; Pike County—Milford; Somer- et County—Benson Borough and hade township; Susquehanna Coun- —Montrose; Washington County —McDonald Borough; Westmore- and County—Avenmore, Scottdale nd Sutterville; York County— ork.

The petition filed in McDonald ailed to meet regulations of the mended act and the question will ot appear on the ballot. An ap- eal has been made to the court in niontown to prevent the referen- um there.



Sam E. Morris John Boles
Rollin C. Hamilton

▼ ▼ ▼

● ● ● UNLESS somebody can come forward with proof to the contrary, you can write down that Theatrical, Motion Picture and Radio Committee luncheon at the Hotel Astor yesterday for the re-election of Mayor LaGuardia as the biggest and most impressive affair of its kind in the local entertainment field's annals......More than 1,800 cinema, stage and air-wave solons packed the Grand Ball Room and adjacent precincts......Before a single melon-ball sailed down the alimentary canal, it was SRO,—and so patently that it appeared that the LaGuardia presence would compel the hostelry's management to inaugurate sidewalk cafes to take care of the overflow, or Stanton Griffis would have to put tables in Madison Sq. Garden......John Golden presided; Louis Nizer was toastmaster; and the Mayor, albeit he is short in physical stature, was the great, big, inspiring feature......

▼ ▼ ▼

● ● ● *ON the dais,—we give you the line-up in alphabetical order,—were: Jack Alicoate, George Abbott, Luther Adler, Major Edward Bowes, John Mason Brown, Harry Brandt, Mady Christians, Howard Chandler Christy, Russel Crouse, Howard Dietz, Ned Depinet, Stanton Griffis, Margot Grahame, Dorothy Gordon, Max Gordon, Hope Hampton, Helen Hayes, Rita Hayworth, William Hecht, Therese Helburn, Harry Hershfield, Arthur Hopkins, Fannie Hurst, H. V. Kaltenborn, Doris Keane, Austin Keough, Gertrude Lawrence, Francine Larrimore, Jesie Royce Landis, Rosemary Lane, William Stanley Miller, Newbold Morris, Joseph D. McGoldrick, Samuel Nul, Walter O'Keefe, Florence Reed, J. Robert Rubin, Laurence Schwab, Maurice Schwartz, Oscar Serlin, Lee Shubert, Spyros Skouras, Frances Starr, Sylvia Sidney, W. G. Van Schmus, Walter Vincent, and Lucille Watson......Louis Nizer's introduction of the Mayor was masterful, and so was Hizzoner himself......The Andrews Sisters sang songs whose lyrics were pénned by UA's Len Daly......Si Seadler and Monroe Greenthal did the publicity for the film industry's end of the luncheon......Every major pic org. had tables, and every legit. show was on hand......The metropolitan press was widely represented, and there should have been some scribes from the gardening mags, for it was a wonderful sight to see The Little Flower blossoming in the big Astor......*

▼ ▼ ▼

● ● ● THIS-A AND THAT-A:......William L. Shirer will be the "Fall Guy" at tomorrow's Circus Saints and Sinners' luncheon in the Astor. . . . ● Local Film Row should note that Ampa luncheon meetin', at which J. J. Fitzgibbons, prexy of Famous Players Canadian Corp., will be the featured speaker, is tomorrow in the Sun Room of the Hotel Edison, and not on Thursday. . . . ● Evidently, Clevelandites are so duals-minded that they think "Dr. Jekyll and Mr. Hyde" is a double feature, the way they put in phone calls on such a queer query to Manager H. M. Blattner of the Heights Theater there. . . . ● Three mashing chippie-chasers approached a trim little usherette t'other night in a Grand Rapids cinema and one of 'em, giving her the eye from head to foot, asked: "What's on?"......She looked him up and down and answered: "Hello, Sucker!" (P.S.—The three walked away). . . ● Last night o'er at the Brooklyn Navy Yard, a big Navy Day dinner was held, and topped-off with the showing of M of T's "Sailors With Wings," current, by-the-by, at Radio City Music Hall......

▼ ▼ ▼

● ● ● *TONIGHT'S the world premiere of "How Green Was My Valley" at the Rivoli, the proceeds going to Navy Relief Society of the Third Naval District......It'll be a brilliant event......Suggested motto for the Hal Horne Organization, exploiting the pic: "How Keen Was My Bally"......*

Allied Reps. Come For Unity Confabs

(*Continued from Page* 1)

up of a distributors' committee which will meet at a later date with an all-exhibitor group and another committee representing the production branch of the business.

Discussions between Kirsch and Samuelson and the distributors represent the first step in launching the industry unity plan.

Chicago — Illinois Allied held a meeting yesterday at the Congress Hotel. Its members are starting to buy new season product, according to Jack Kirsch, prexy, who leaves today for the New York meeting of Allied's committee on the unity plan.

1,000 at Philly V. C.'s J. P. Clark Testimonial

(*Continued from Page* 1)

Express Lines, Inc., (Horlacher Film Delivery), on his recent elevation to Domocratic city chairman. In addition the present officers and past chief barkers of the Variety Club, the dais included William Sussman, 20th Century-Fox; Louis Krouse, IATSE vice-prexy, and a host of politicos. A feature was the broadcast of the President's Navy Day speech.

WEDDING BELLS

Thelma Strabel, whose two most recent works of fiction are "Reap the Wild Wind" and "Forest Rangers," both under production by Paramount, and David Parker Godwin, of the U. S. Forestry Service, were married on Saturday in the home of Mr. and Mrs. Roger Burlingame, West Reading, Conn.

Des Moines, Ia.—Bonita Morris, cashier at the Strand theater, was married to Francis L. York of Warren, O., at the Capitol Hill church.

Rochester — The engagement of Richard H. Eisenhart, son of M. Herbert Eisenhart, president of Bausch & Lomb Optical Co., and Mrs. Eisenhart, to Virginia Cotins of Utica has been announced.

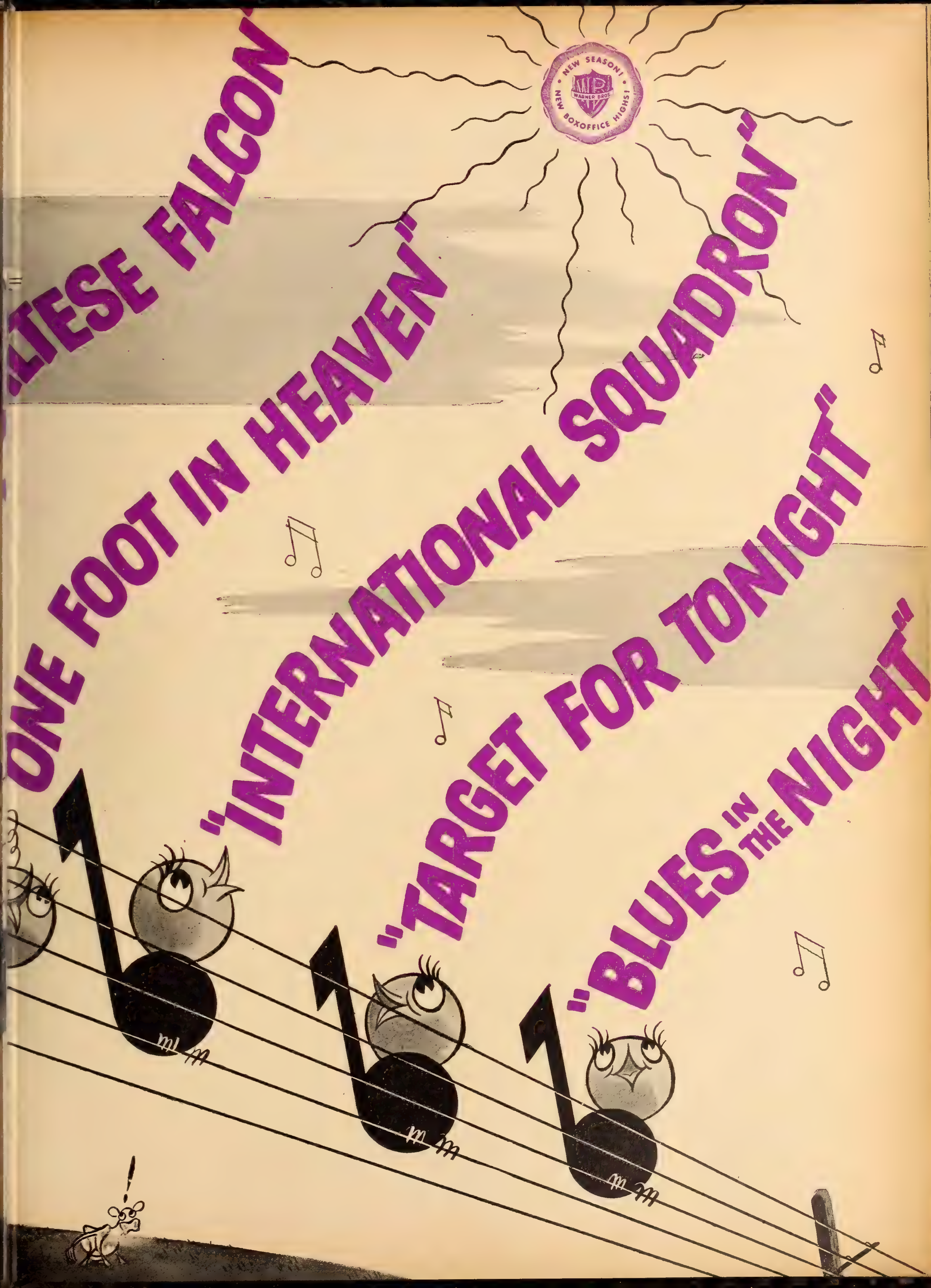
Chicago — Margaret Quinlan of Warners' Jeffrey Theater and Peter Aimone, Jr., were married at St. Laurence Church.

New Haven — Angelo Cerrone, employed at Fishman theaters here, was married Sunday to Lillian Siclari of New Haven.

Syracuse — Anne Forsyth Froelick, Warner writer, and Philip Longley Taylor, North Hollywood plane manufacturer, secured a marriage license here.

For The Wise... They Sing!

JACK L. WARNER
In Charge of Production
HAL B. WALLIS
Executive Producer


NEW SEASON! NEW BOXOFFICE HIGHS!
WARNER BROS.
LTESE FALCON"
ONE FOOT IN HEAVEN"
"INTERNATIONAL SQUADRON"
"TARGET FOR TONIGHT"
"BLUES IN THE NIGHT"
!

All-Exhib. Meeting Is Called by ITOA

(Continued from Page 1)

in only one respect: Allied seeks an all-industry harmony program; ITOA hopes to promote an all-exhibitor program. However, Brandt said, if the ITOA can be convinced that the Allied plan is better, then his organization is ready to co-operate.

The New York meeting, Brandt said, would have for its purpose not only a unity drive among exhibitors but would be open for discussion on all problems, including the consent decree, sales policies, etc. Past legislation against the industry and attacks from within and without have been "pink tea parties" compared with what is to come unless all exhibitor groups get together, Brandt said.

Asked if he and other ITOA heads would join in the proposed Allied unity conferences, Brandt said, "If I am invited, I most certainly will be there." He expressed the necessity for exhibitor leaders everywhere to sit down and express their thoughts, declaring that out of those thoughts should come a uniform plan.

Brandt said that Ed Kuykendall, MPTOA president, had expressed a willingness to attend the ITOA-called meeting.

Senate Witch Hunters Will Map Inquiry Course Today

(Continued from Page 1)

that Sen. D. Worth Clark, D., Idaho, chairman, will subsequently announce resumption of the hearings next week, possibly Monday.

While sub-committee's plans will not be definite until after the meeting, it is generally understood that Clark plans to take up newsreels. Further inquiry into charges the industry has attempted to throttle the press also is under consideration and a decision on that is expected to result from the conference today.

Meantime, Clark has not indicated whether he intends to go through with plans announced last week to see pictures alleged to contain war propaganda.

Wood Sees Ohio Exhibs. Accepting Metro Policy

(Continued from Page 1)

M-G-M product under the company's new sales policy, despite their belief that it was "put into effect more for the benefit of M-G-M than the exhibitors."

Wood told exhibitors it was his opinion that Vice-president W. F. Rodgers of M-G-M will "make good 100 per cent" his promise to adjust any inequitable or unprofitable deals not satisfactorily corrected by exchange managers.

James Mulvey Recovering

James Mulvey, vice-president of Samuel Goldwyn, Inc., is recovering in Doctor's Hospital from an appendectomy, performed Saturday, Mul-

REVIEWS OF THE NEW FILMS

"You Belong to Me"

with Barbara Stanwyck, Henry Fonda

Columbia 94 Mins.

(HOLLYWOOD PREVIEW)

GOOD COMEDY, SOLID STORY, EXCELLENT DIRECTION AND FINE ACTING MAKE THIS ONE A "MUST" FOR EXHIBITORS AND FANS.

Definitely on the "must see" list for those who like a good modern picture. Replete with fast-moving comedy, good thespic interpretations, and a solid story, it is a picture that will please any audience—anywhere.

Barbara Stanwyck earns many plaudits for her fine portrait of a woman doctor torn between her love for her husband and her duties to her patients who constantly interrupt her married bliss.

Henry Fonda garners high honors for his enactment as the jealous newly-wed husband, earning many rounds of spontaneous applause from the viewing audience, due to his highly pointed moods of nuptial frustration. Some fine work is provided by Edgar Buchanan as gardener Billings. Roger Clark, Ruth Donnelly, Melville Cooper and the remainder of the cast offer able support. Fritz Feld holds attention for a brief, but good, comedy sequence.

Wesley Ruggles' presentation and direction of the picture are of the highest caliber. Based on the Dalton Trumbo story, Claude Binyon provides a masterful screenplay, potent with witty dialogue. Picture is sparklingly photographed by Joseph Walker.

Falling in love at sight, while on a brief vacation, Stanwyck marries the wealthy Fonda despite the fact that she is an extremely busy practicing physician of merit with a clamoring clientele that leaves her no time of her own. On the wedding night no time is lost in the patients' interrupting the honeymoon leaving alone a frustrated husband while Stanwyck leaves to attend a male patient. Matters go from bad to worse as Fonda's jealousies cause situations which eventually brings the breaking point. Trying to save the situation Fonda seeks work in which to absorb himself but due to his wealth is blackballed from his jobs. Eventually Fonda walks out, Stanwyck's reawakened love sets in, she gives up her practice—he buys a hospital—there is wedded bliss and the fadeout kiss.

Art direction by Lionel Banks is noteworthy. Musical Director M. W. Stoloff finely interprets the background music of Frederick Hollander.

CAST: Barbara Stanwyck, Henry Fonda, Edgar Buchanan, Roger Clark, Ruth Donnelly, Melville Cooper, Ralph Peters, Maude Eburne, Renie Riano, Ellen Loew, Mary Treen, Gordon Jones, Fritz Feld, Paul Harvey.

CREDITS: A Wesley Ruggles Production; Director, Wesley Ruggles; Author, Dalton Trumbo; Screenplay, Claude Binyon; Cameraman, Joseph Walker, ASC; Art Director, Lionel Banks; Editor, Viola Lawrence; Musical Director, M. W. Stoloff; Music by Frederick Hollander.

DIRECTION, Excellent. PHOTOGRAPHY, Sparkling.

Carlson Out of Khaki

Chicago—"Vic" Carlson has been released from the Army and is back at 20th-Fox's Exchange.

"Appointment for Love"

with Charles Boyer, Margaret Sullavan, Rita Johnson

Universal 89 Mins.

MANY GAY MOMENTS IN THIS AMUSING COMEDY ABOUT A WOMAN DOCTOR WHO MARRIES A PLAYWRIGHT.

With Charles Boyer and Margaret Sullavan as the principals, this comedy dealing with the marital problems of a woman doctor and a playwright will find strong favor at the box-office. It is a film that will appeal greatly to the women customers. Yet situations are such that the film is generally entertaining.

Film gets off to a slow start but picks up nicely at the half-way mark. Fortunately for the production, the acting talents of Boyer and Miss Sullavan overcome a lightweight script that literally strains out loud to reach its objectives. Sets are handsomely done and in keeping with the production.

Boyer plays the role of a playwright who is popular with the women, a role he carries off so convincingly. Into his life steps a young woman doctor who has attracted his attention because she fell asleep at one of his plays. What follows is a persistent courtship and marriage.

Then there is a sharp reversal in the character of the playwright. He is the husband who wants to be master of his home. On the other hand, the doctor believes in being objective about the question of love and also believes they should have two separate apartments in the same building. Most of the humorous situations arise from this setup. Mixup occurs when the husband goes to his wife's apartment to await her and the wife goes to her husband's apartment. They both pass the night alone thinking the other is guilty until the elevator boy straightens them out.

Miss Sullavan's appearance on the screen is always a welcome one. She is a talented actress of great charm and can even appear convincing as a woman doctor. Her performance is a standout. Boyer is the suave, romantic lover and opposite Miss Sullavan, acquits himself in a personable manner.

Rita Johnson and Ruth Terry are attractive and effective as two of the women in Boyer's life. Gus Schilling does very well as the elevator operator for one of the comic highlights. Reginald Denny, as a former admirer, Eugene Pallette, as the producer friend, Cecil Kellaway, as the butler, and Roman Bohnen, as head of the hospital staff, offer capable support in minor roles.

Direction by William A. Seiter is smooth but obviously hampered by the script limitations. Seiter, nevertheless, manages to keep the proceeding amusing and light.

CAST: Charles Boyer, Margaret Sullavan, Rita Johnson, Reginald Denny, Ruth Terry, Eugene Pallette, Cecil Kellaway, Gus Schilling, Roman Bohnen.

CREDITS: Producers, Bruce Manning; Director, William A. Seiter; Cameraman, Joseph Valentine; Screenplay, Bruce Manning and Felix Jackson; Original, Ladislaus Bus-Fekete.

DIRECTION, Good. PHOTOGRAPHY, Good.

St. Petersburg House Reopening

St. Petersburg, Fla.—The Ninth St. Theater is being reopened with a duals policy.

"Zis Boom Bah"

with Grace Hayes, Mary Healy, Peter Lind Hayes

(HOLLYWOOD PREVIEW)

Monogram 62 Min

LIVELY AND TUNEFUL TALE OF CAMPUS LIFE SHOULD CLEAN UP IN LEGE TOWNS.

Producer Sam Katzman has a neat littl tale of college life in this picture, whicl probably for the first time in motion pictures, stars a mother, son and daughter-in law in the persons of that long time vaudeville favorite, Grace Hayes, Peter, her so and Peter's wife Mary Healy. Anothe feature of the film is a group of youngsters who have been touring the province with what might be called a jitterbu show named "Zis Boom Bah." It's a livel tuneful little number that should clean u in the college towns and play to good business in those key spots where Grace an her kids have built up quite a rep wit periodic dates in the "flesh" houses.

This one also brings back to the scree funny-man Benny Rubin, and that one-tim Paramount favorite Skeets Gallagher. Tim doesn't seem to have taken anything ou of either one of them. Miss Hayes, wit her sincere performance; Peter, with hi impersonations and gay, suave manner; an the lovely Miss Healy who sings a son or two, and looks as lovely as the da Twentieth-Fox proclaimed her a coming star, were all received well by the preview audience. Huntz Hall, a former Dead Ender, does a neat job as the campus dope A youngster, Roland Dupree, billed at th bottom of the cast, is a hoofer of rar ability. He knocks off two routines in thi that brought down the house.

Katzman's production is excellent an looks to have a lot more in it than ca actually have been spent on the picture William Nigh's direction is smooth and get everything out of the troupers and youngsters alike. Special mention for first-clas piece of work should go to lenser Marce Le Picard who, despite the necessity fo speed in the making of this, has done standout job in his exterior photograph and the catching of those dancing and son and dance production numbers.

The yarn tells of how Grace Hayes, small time vaudeville yodeler, gives her so to a "gentleman" to raise in order to permit him some of the things she has misse in life. Twenty years later, rich and successful, she visits him at his college—an purposely conceals their relationship in a effort to reform the smart-alec snob sh finds he has grown into. It takes a lot o angling and a lot of money—but that' where the story and entertainment get hot. In the end she is successful—an mother, son, and secretary (Mary Healy) al wind up again as one big happy family This is not solo material but is a great bu for that second spot.

CAST: Grace Hayes, Peter Lind Hayes Mary Healy, Huntz Hall, Jan Wiley, Frank Elliot, Lois Landon, Skeets Gallagher, Benny Rubin, Ed Kane, Leonard Sues, Roland Dupree.

CREDITS: Producer, Sam Katzman; Associata Producer, Peter Mayer; Director William Nigh; Authors, Connie Lee and Harvey Gates; Screenplay, Harvey Gates and Jack Henley; Cameraman, Marcel Le Picard Editor, Robert Golden; Musical Directors Johnny Lange and Lew Porter; Dances staged by George King.

DIRECTION, Good. PHOTOGRAPHY Excellent.

rbitrator's Award pheld In Hill Case

(Continued from Page 1)

sonable, a decision from which Hill appealed.

After reviewing the facts, the beals board affirmed the arbitra- award.

vo Detroit Arbitration earings are Postponed

Detroit—Date of hearing in the bitration case brought by the Ritz Watervliet has been postponed to v. 13. The arbitrator in the case Paul W. Voohries. Date of hear- in the arbitration case brought the Parkside has been postponed Nov. 7.

rbitrator Calls for Briefs Oriental Theater Action

Chicago — Arbitrator Hayes Mcnney has adjourned the Oriental eater case to Dec. 15, giving the fendant companies until Nov. 17 file briefs in duplicate regarding Chicago clearance situation. rry Chadwick, counsel for the iental, was given until Nov. 27 file his reply.

indsor Theater Intervenes Plaza Theater Complaint

New Haven—The Windsor Theer has entered the clearance artration case of Plaza, Windsor, ainst consenting distributors as tervenors. This fifth case to filed in the territory asks for imination of the Windsor 30-day earance over the Plaza.

entonia Theater Wins learance Elimination

Dentonia Theater, Denton, Md., on an arbitration award in the ashington tribunal last week when e arbitrator ruled that the comainant's house could play product mediately after the Reese Theer, Harrington, Del. The Reese rmerly had 30 days' clearance over e Dentonia.

ornstein Loses Complaint; learance Held Reasonable

The present seven-day clearance ranted to Warners' Grove Theter, Willow Grove, Pa., was declared reasonable by S. E. Kuen, arbitrator of the case filed by N. Herman Bornstein, owner of the Hatboro Theater, Hatboro. Arbitrator dismissed the complaint which sought a clearance adjustment. Costs were ordered shared among all parties.

TO THE COLORS!

Rochester — Richard J. Maher, rmerly with Bausch & Lomb Opcal Co., has been promoted from rivate to sergeant with the 64th oast Artillery at Fort Shafer, onolulu.

Chicago—Martin Frain of Warers' Avalon Theater is now staioned at March Field, Riverside, al.

REVIEWS OF NEW FILMS

"Week-End for Three"

with Dennis O'Keefe, Jane Wyatt, Philip Reed

RKO 65 Mins.

BREEZY, UNPRETENTIOUS COMEDY STACKS AS AMUSING PROGRAM FILM FOR ALL SITUATIONS.

One of those minor studio efforts which supply more than their share of entertainment. It is a pleasant surprise and will please in all spots. Film has nice pace with breezy comedy, enjoyable situations and a top-notch cast.

While not one of the more brilliant creative efforts of Dorothy Parker and Alan Campbell, script is still a superior workmanlike job. It concerns a young married couple with the wife slightly bored because of neglect by busy hubby who is advertising exec. Into their lives comes a former admirer of the pretty wife. He is one of those aggressive and disgustingly healthy young men who overstays his visit much to the young couple's concern. The solution after many complications is worked out to everyone's satisfaction.

As the young married couple, Dennis O'Keefe and Jane Wyatt, are ideally cast. O'Keefe is a likable actor with a turn for light comedy. Miss Wyatt is an appealing actress and also a pretty one. Philip Reed's portrayal of the unwelcome guest is a difficult one but well-handled. Edward Everett Horton, ZaSu Pitts and Franklin Pangborn add to the comedy in their minor roles.

Production by Tay Garnett and Irving Reis' direction are responsible in large measure for film's merits.

CAST: Dennis O'Keefe, Jane Wyatt, Philip Reed, Edward Everett Horton, ZaSu Pitts, Franklin Pangborn, Marion Martin, Hans Conreid, Mady Lawrence.

CREDITS: Producer, Tay Garnett; Director, Irving Reis; Screenplay, Dorothy Parker and Alan Campbell; Original, Budd Schulberg; Cameraman, Russell Metty; Film Editor, Desmond Marquette.

DIRECTION, Good. PHOTOGRAPHY, Good.

Ashton, New Orleans, Would Terminate 60-Day Clearance

The five consenting companies have been named in a complaint filed by the Ashton Theater, New Orleans, which charges that it is unable to book product until 60 days after the Poplar. Complaint asserts the two houses are too far apart to be considered competitive. It asks that the Ashton be allowed to play immediately after first-run Canal St.

Waverly Theater, New York, Asking Clearance Relief

Luxor-Bleeker Amusement Corp. has filed a demand for arbitration in behalf of its Waverly Theater, New York, asking clearance relief and involving some run and a designated run. Named in the complaint are RKO, 20th Century-Fox and Warner Bros., with the Art Theater as the interested party.

Complaint charges that the distributors have refused to sell product to the Waverly unless it agrees to give the Art clearance and run preferences. The Waverly formerly had a seven-day clearance over the Art, according to the complaint.

☆ SERIAL ☆

"Don Winslow of the Navy"

Universal **Approx. 25 Mins. per Chapter.**

Top-Flight Chapter Play

Universal has in this timely and actionful chapter-play a property which is a "natural" for exhibitors and the vast majority of filmgoers. As opposed to the usual so-called "serial," which rests for the most part on juvenile appeal, stepped-up elements of the fantastic, "Don Winslow of the Navy" hits and hits hard with exciting realism, using the U. S. Navy and its activities as a background. In the initial chapter (there are 12), an impressive atmosphere is created via the use of footage showing various units of the fleet in action. Often, these shots are spectacular.

The story recounts transfer of Don Terry from routine sea duty to Naval Intelligence with orders to stamp out saboteurs who are operating to prevent the building of a Navy base in the Hawaiian Islands. Rendezvous of the subversive ring is Rondana Bay. Here the henchmen of The Scorpion have a secret wireless station; a deepwater cave for the harboring of submarines; and a gold mine equipped with periscope and range-finding devices wherewith to destroy shipping. Climax of the initial chapter is the ramming of a oneman torpedo launch by a mosquito boat, the latter bearing Terry and Walter Sande whose joint mission is to prevent the launch from destroying the incoming liner carrying personnel charged with constructing the Navy base.

Judging from this first episode, "Don Winslow of the Navy" will enjov uncommon success. Ford Beebe and Ray Taylor are its co-directors; Henry MacRae, the associate producer; and William Sickner the cinematographer.

The cast is large and capable. It comprises, in addition to Terry and Sande, the following; John Litel, Claire Dodd, Anne Nagel, Samuel S. Hinds, Wade Boteler, Kurt Hatch, Robert Barron, Peter Leeds, Herbert Rawlinson, Ben Taggert, Lane Chandler, John Holland, Ethan Laidlaw, Arthur Loft, Joey Ray, Collin Blair, and Jerry Mandy.

Sound Men's Pact Up to AMPP Execs.

(Continued from Page 1)

the IA Coast locals, Smith had been conferring with Pat Casey, studio labor contact. Sound Technicians had instructed Smith to negotiate for a complete revision of the old contract, which he had obtained.

It is understood three formulas have been submitted to determine the wage scale which are all based on overtime after a 40-hour week, Plan A calls for the regular 40-hour week, plan B for the 48-hour week, and plan C for the 54-hour week. Other terms which the new contract includes are stipulations for a full day's call with time and a half for overtime, triple time after 16 hours, no cancellation of calls between shifts, all calls cleared through the union office and a closed shop.

Speculation over reports that the Sound Technicians were flirting with the CIO were heightened when it was learned the union has retained Rep. Vita Marcantonio to represent them. Marcantonio has been closely associated with CIO labor leaders.

Chicago Janitors Union's New Pact Advances Scale

Chicago—Thomas J. Burke, president of the Theatrical and Amusement Janitors union, yesterday announced a new wage agreement with the building managers association, under which the janitors will receive $10 monthly wage increase. Janitresses will receive a five-cent an hour wage increase.

Studio Projectionists Win Wage Jumps in New Contract

West Coast Bureau of THE FILM DAILY

Hollywood—Local 165, motion picture studio projectionists, and producers have signed a contract which increases the operating projectionists pay from $1.66 to $1.85 per hour and provides for wage increase in all classifications and a minimum six hour call.

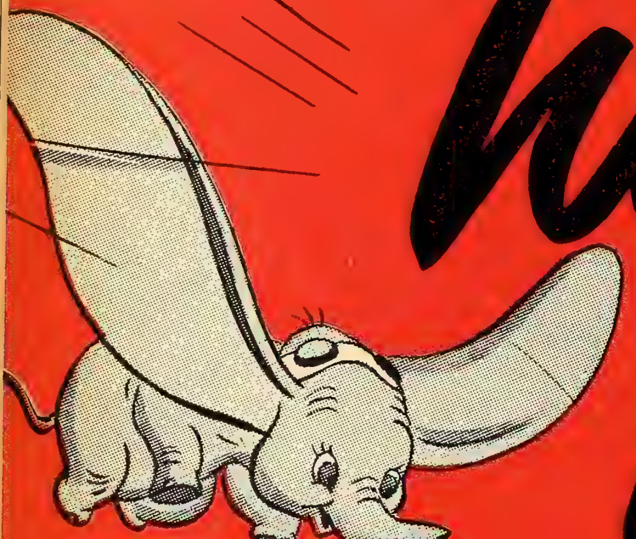
Sunday work for operating projectionists will be paid at rate of time and one-half and double time for holidays. Pay for process projectionists is raised from $1.66 to $2 per hour, with time and one-half after six hours.

STORKS!

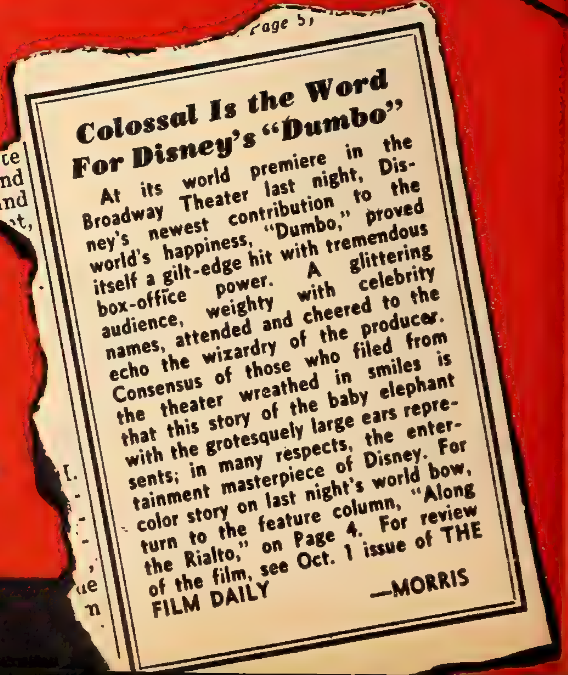
Sidney Kramer, manager of RKO Radio's print and negative department, was passing out the cigars around the home office yesterday. A son, weighing seven pounds and one ounce, was born to Mrs. Kramer on Friday at the Beth Israel Hospital.

DUMBO

hits the critic jackpot



AND DID YOU NOTICE THIS IN FILM DAILY?



Colossal Is the Word For Disney's "Dumbo"

At its world premiere in the Broadway Theater last night, Disney's newest contribution to the world's happiness, "Dumbo," proved itself a gilt-edge hit with tremendous box-office power. A glittering audience, weighty with celebrity names, attended and cheered to the echo the wizardry of the producer. Consensus of those who filed from the theater wreathed in smiles is that this story of the baby elephant with the grotesquely large ears represents; in many respects, the entertainment masterpiece of Disney. For color story on last night's world bow, turn to the feature column, "Along the Rialto," on Page 4. For review of the film, see Oct. 1 issue of THE FILM DAILY

—MORRIS

WALT DISNEY'S

FULL-LENGTH FEATURE IN TECHNICOLOR

DUMBO

Distributed by RKO RADIO Pictures, Inc.

KATE CAMERON, N. Y. Daily News:

"Enchanting . . . 'DUMBO' is Walt Disney's most endearing character creation . . . Every minute of the picture is sheer delight."

BOSLEY CROWTHER, N. Y. Times:

"The most genial, the most endearing, the most completely precious feature film ever to emerge from the magical brushes of Walt Disney's wonder-working artists . . . A film you will never forget."

HOWARD BARNES, N. Y. Herald-Tribune:

"Walt Disney has gone back to the magical language of 'SNOW WHITE' in 'DUMBO' . . . The result is a show which is so completely captivating that you will be making the mistake of your filmgoing life if you miss it."

LEE MORTIMER, N. Y. Daily Mirror:

"Walt has come through with probably the greatest piece of juvenilia ever made . . . adults will get a bang from it, too . . . In many respects, 'DUMBO' is Disney's best."

LEO MISHKIN, N. Y. Morning Telegraph:

"You'll go crazy over it . . . It's Disney at his best . . . Call it wonderful. Call it delightful, enchanting, a dream and a joy. These are the words to be applied to 'DUMBO'."

ROSE PELSWICK, N. Y. Journal-American:

"A DELIGHTFUL TREAT . . . here once more is the blend of imagination, color, music and technical excellence that one has come to expect from the Disney lot."

WILLIAM BOEHNEL, N. Y. World Telegram:

" 'DUMBO' has more dynamic brilliance than most of its predecessors. It fairly bursts with fun, its color is lovely . . . you'll love every minute of it . . . I shouldn't be the least bit surprised if 'DUMBO' becomes Dopey's successor. And that's something!"

ARCHER WINSTEN, N. Y. Post:

" 'DUMBO' is Disney technique brought to its ultimate perfection."

EILEEN CREELMAN, N. Y. Sun:

"All the Disney delights are present in 'DUMBO'. Most of it is sheer fun . . . there is also pathos . . . it has more real poignancy than most serious pictures . . . DUMBO' should soon be established as part of the Broadway scene."

CECELIA AGER, PM:

"A treat that's coming to you, whoever you are . . . 'DUMBO' is the nicest, kindest Disney yet. It has the most heart, taste, beauty, compassion, skill, restraint . . . 'DUMBO' is the most enchanting and endearing of the Disney output."

© WALT DISNEY PRODUCTIONS

WB Quickly to Finish Exec. Realignment

(Continued from Page 1)

sary by the resignations of Gradwell L. Sears and Carl Leserman.

As had been accepted generally by the trade, Leserman officially yesterday tendered his resignation, immediately effective, his brief statement mentioning his "long and pleasant association" with the company. Leserman, who said his future plans will be announced in due course, quit both as assistant general sales manager and vice-president of Vitagraph, Inc. Major Albert Warner, vice-president, issued a statement expressing "sincere regret" and wishing Leserman "success in whatever new undertaking he is contemplating."

Kalmenson Calls Branch Managers

Ben Kalmenson, who yesterday succeeded Sears as sales chief, issued a call for a two-day home office meeting Friday and Saturday of all branch managers. Importance of the parley was pointed out by the fact that a full roster of h.o. execs. will attend, the list including Major Warner, Bernhard, Charles Einfeld, Sam Schneider, Mort Blumenstock, Roy Haines, Norman Moray, Arthur Sachson, Al Schwalberg and Mike Dolid.

Kalmenson at the meeting will outline his sales policies and will discuss operational problems and new product. It is not unlikely that Kalmenson will name his own successor as Southern and Western divisional sales chief and disclose other promotions which naturally must follow.

It is understood that the new post which is to be created for Bernhard by the parent Warner company will permit him to give attention to both distribution and exhibition without any consolidation of these two distinct spheres of company business. It is anticipated in the trade that the circuit general managership will go to one of the 10 present zone managers under Bernhard.

May Be No Leserman Successor

What steps will be taken to fill the presidency and vice-presidency of Vitagraph, Inc., the distributing subsidiary, were not indicated yesterday. It was generally believed, however, that no successor to Leserman as assistant general sales manager would be made, at any rate for the present.

Called in by Kalmenson yesterday for the week-end sessions were:

Paul C. Krumenacker, Albany; R. L. McCoy, Atlanta; Norman J. Ayers, Boston; Max Roth, Buffalo; John A. Bachman, Charlotte; Rud Lohrenz, Chicago; also Sid Rose of the Chicago office; Robert H. Dunbar, Cincinnati; Chas. Rich, Cleveland; F. M. Jack, Dallas; also Doak Roberts of the Dallas office; Earl A. Bell, Denver; E. J. Tilton, Des Moines; James Winn, Detroit; Fred Greenberg, Indianapolis; H. C. Borg, Kansas City; Henry Herbel, Los Angeles; also W. E. Callaway of the Los Angeles office; W. O. Williamson, Jr., Memphis; Robert T. Smith, Milwaukee; Art Anderson, Minneapolis; Roger Mahan, New Haven; Luke Conner, New Orleans.

Also Ed M. Schnitzer and Sam Lefkowitz of the New York office; J. O. Rohde, Oklahoma City; A. J. Shunow, Omaha; William G. Mansell, Philadelphia; Harry Seed, Pittsburgh; Vete Stewart, Portland, Ore; Wm. F. Gordon, Salt Lake City; Al Shmitken, San Francisco; Wm. Shartin, Seattle; Hall Walsh, St. Louis, and Robert Smeltzer, Washington.

Also Wolfe Cohen, Canadian district manager, and Philip Sherman, Montreal, and Joe Plottel, Toronto.

Will Rogers' Biography Bought by Warners; Columbia Signs Rosalind Russell to Termer

West Coast Bureau of THE FILM DAILY

Hollywood—Riding herd on the Hollywood news range: Warners for a reported price of $140,000 is said to have acquired rights to "Uncle Clem's Boy," Will Rogers' biography, written by his widow who retains script and cast approval. . . . Warners also has purchased Olive Higgins Prouty's new novel, "Now, Voyager". . . . Edwin L. Marin will direct Shirley Temple in Edward Small's remake of "Little Annie Rooney". . . . Paramount has bought "The Stars Shine On," by Marion Parsonnet and William Thiele. . . . And 20th-Fox has acquired "Pied Piper," Nevil Shute's forthcoming novel. . . . Columbia yesterday announced the signing of Rosalind Russell to a five year contract. . . . Columbia has also signed William Gargan for "The Dragon's Teeth," new Ellery Queen story. . . . Para. has renewed options on Directors Stuart Heisler and Hugh Bennett.

Victor Schertzinger Dies; Funeral Rites Tomorrow

West Coast Bureau of THE FILM DAILY

Hollywood—Victor Schertzinger, 52, one of filmland's standout makers of musicals and a composer of a long list of song hits, died at his home here on Sunday.

Funeral services will be held tomorrow morning at the Little Church of the Flowers in Forest Lawn. The body will lie in state at Graham and Isabell's undertaking parlors today.

Entering the motion picture field as a musician, he became one of its leading directors. His most recent films were the Bing Crosby-Bob Hope vehicles, "Road to Zanzibar" and "Road to Singapore," and at the time of his death was completing Paramount's "The Fleet's In." Top-flight directorial stature was gained by him in 1934 via his filming of "One Night of Love," featuring Grace Moore, which demonstrated the possibilities of linking classical music scores with fast-moving film entertainment. Among his long list of productions were "Love Me Tonight" and "Rhythm On The River." In silent picture days he directed Rudolph Valentino and Charles Ray in their first screen attempts.

His best known musical composition was the sweepingly popular "Marcheta," which sold some 4,000,000 copies. As a boy, he was a violinist with the Victor Herbert Symphony Orchestra in Philadelphia and later with Sousa. He was born in Pennsylvania and attended Brown University and the University of Brussels.

Surviving are his widow and two daughters, Patricia and Paula.

Frank Heyduk Stricken

Cleveland—Frank Heyduk, former owner of the Clark Theater, died suddenly of a heart attack.

West Coast Bureau of THE FILM DAILY

Hollywood — Robert Taplinger, Warner Bros. studio publicity department head, refused to comment on a published report that he had submitted his resignation.

Myers and Samuelson Will Speak at Wis. ITPA Meet

(Continued from Page 1)

Sidney Samuelson, business manager of Allied Theaters of Eastern Pennsylvania.

Other convention speakers and guests will include Abram F. Myers, Allied general counsel and board chairman; Charles M. Reagan, assistant general sales manager, Paramount Pictures, Inc.; J. E. Flynn, Chicago, district manager for M-G-M; Jack Kirsch, president, Allied Theaters of Illinois, Inc.; Steve Broidy, Monogram Pictures Corp., and William A. Scully, general sales manager, Universal Pictures.

With considerable major company product still reported unsold in this territory, it is quite likely that considerable discussion will be devoted to buying and contracts.

The convention committee consists of Charles W. Trampe, general chairman; Harry Perlewitz and Herbert Neuser, exhibits; Oliver Schmidt, ticket sales and Louis Orlove, publicity.

Tele as Defense Link To Get Study by FCC

(Continued from Page 1)

move. Meeting was brought about following a wire from Waters to President Roosevelt outlining the plan.

Waters' proposal would link television to national defense through formation of Defense Clubs of Television involving, according to his figures, approximately 1,000,000 persons. He argued that the Government is missing a "vital move" in not utilizing television for defense.

Waters is contacting television officials to gather statistics on television's advantages and will present them to Fly and probably to other Government officers, including the Treasury and War departments.

Films Considering Morse's Story

William G. Morse's book, "Pardon My Harvard Accent," story of the colorful career of the present purchasing agent for Harvard University, is being considered for the films by several producing companies, according to Morse's literary agent, G. Monte Stein.

Received More Than $1,000,000, Bioff Say

(Continued from Page 1)

from 18 film executives, whom named, during 1935 to 1938.

The witness stated that he reac ed the figure of over $1,000,0 from the testimony of previous nessess plus other amounts to fore unspecified. Bioff name following from whom he receiv money: John Balaban, James C ton, Warner circuit zone manag in Chicago; Sam Brenner, Chica attorney; Henry Herzbrun, Har Warner, Maj. Albert Warn Charles C. Moskowitz, Major Le lie E. Thompson, of RKO theate Marvin Schenck, S. R. Kent, Ar tin C. Keough, Nicholas M. Schen Sam Carlisle, George Skouras, Hu J. Strong, Kent's personal ai Charles Skouras, Jules Ruben a Mort Singer.

The defendant related how was introduced to Nicholas Schenck by Charles C. Moskowi with whom he had negotiated t dispute involving Local 306. In c tradition to Schenck's testimo Bioff said that he discussed ind try questions with Schenck duri 1935. At one meeting Schen asked him whether he would aid transferring money to his broth Joseph, on the West Coast and "th he could be very useful to the dustry if he would do so," Bi testified.

"He told me," continued Bi "that the industry was being sa bagged in different parts of t country through legislation a that they used to be able to han their affairs differently but th now have to use cash money a they can't show it on their book

Aside from this testimony, Bi did not enlarge on what was do with the tribute exacted from t film companies.

In February, 1938, Bioff testifi that Joseph Schenck suggested th he make a trip to Europe beca "he said that Government age were inspecting company books payments to me and it was best me to be out of the way." Acco ing, he continued, a trip to Euro was arranged with all expenses p by Schenck. The witness admitt receiving a transfer of sizea block of 20th Century-Fox st from Joseph Schenck in 1937.

Preceding Bioff on the sta were Stephen B. Newman, IAT West Coast rep.; Herbert Al business agent of the Camerama union; and William C. Elliot, f mer IA president. Bioff resum his direct testimony this morni

"Dumbo" Crashes Through

First week-end business of W Disney's "Dumbo" at the Broadw Theater broke all existing reco at the house, RKO reported yest day. Nine shows were present Saturday, attendance going o the 10,000 mark.

A MESSAGE TO THE CRITICS
WHO HAVE COME FROM ALL
OVER THE NATION TO COVER

The World Premiere of

HOW GREEN WAS MY VALLEY

at New York's Rivoli Theatre tonight
(Tuesday, Oct. 28)

HELEN EAGER
of the Boston Herald-Traveler

. You will share in the
iety and revelry of the
ng and celebration when
or Morgan weds the lovely
ronwen.

PRUNELLA HALL
of the Boston Post

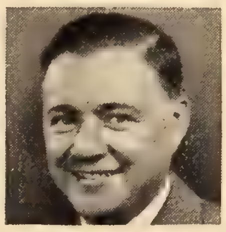
...Your favorite scene will be that one in which Angharad cries: "What do you know about what could happen to a poor girl when—when she loves a man so much that even to lose sight of him for a moment is torture!"

BUCK HERZOG
of the Milwaukee Sentinel

. . . Your laughter will well and eyes mist as young Huw goes to his lonely and widowed sister-in-law and offers to be head of her house!

HENRY T. MURDOCK
of the Phila. Eve. Public Ledger

. .You will never forget the
cene of power and fire when
ruffydd denounces the gos-
ipers and hypocrites in his
ongregation.



RICHARD PETERS
of the Cleveland Press

. . . Through the years, you will remember the voice that tells the story of a town that might be your town . . . of people you might have known and loved . . . of the greenness that once shone in the Valley!

ARTHUR F. SPAETH
of the Cleveland News

. . .You will thrill to the selfless courage that sends a handful of men and a lone boy into the black peril of a mine cave-in.

20th CENTURY FOX

Take Off That Blindfold!

YOU'VE GOT A SHOW TO SELL!

★ Use your eyes...use your ears...use your head. If pictures sold themselves, life would be one sweet song. You'd book your pictures and let the money pour in. ★ But friend, what a price you'd pay for your product. ★ Pictures must be sold and you're the fellows who must do the selling. You've got the quick contact with the people who buy. ★ SELL THEM...Don't wait until they come to you. Don't rely on the grapevine. Spread the news so that everybody, everywhere, old enough to be interested in entertainment will know. ★ That means ADVERTISE . . . put on a show to sell your show...and let the PRIZE BABY help you.

NATIONAL *Screen* SERVICE

Standard Accessories...Specialty Accessories...Trailers

ajors Split Frozen Funds: London (By Cable)—Division of the initial payment of $7,850,000 of the U. S. blocked funds as reported here yesterday follow: M-G-M, $2,300,000; Twentieth Century-, $1,600,000; Paramount, $1,005,000; Universal, $925,000; United Artists, $850,000; RKO, $550,000; Columbia, $300,000; Warner Bros., $275,000.

FILE COPY
DO NOT REMOVE

THE Film DAILY

timate in Character
ternational in Scope
dependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

. 80, NO. 85 NEW YORK, WEDNESDAY, OCTOBER 29, 1941 TEN CENTS

XPECT RISE IN ADMISSION PRICES SHORTLY

Anti-5' Product Shortage May Close 20 in Minn.

hibs. Only Have Suffi- ent Pictures to Last rough Nov.—Strom

By GEORGE E. GUISE
FILM DAILY Staff Correspondent

inneapolis — Fifteen to twenty tion picture houses in Minnesota l close their doors by Dec. 1 be- use of lack of product unless Para- unt succeeds in securing release m the New York consent decree. Such was the statement here of

(Continued on Page 6)

H. Thompson Heads eorgia's New MPTO

tlanta — J. H. Thompson, of wkinsville, a member of Marvin Thompson Theaters, was elect- president of the MPTO of orgia at an organization meet- held at the Henry Grady Ho- here.

d Beach, of the Thomaston

(Continued on Page 3)

cture Pioneers Will itiate Record Class

icture Pioneers will induct a ord number of initiates at the llowe'en dinner conference ight at Toots Shor's restaurant which Wendell L. Willkie will be

(Continued on Page 7)

. D. Senatorial Race Delays Neely Action

ashington Bur., THE FILM DAILY

Washington—Senate Judiciary subcommittee action on the Neely divorcement bill is being deferred pending outcome of the Senatorial race in North Dakota where a committee member, Sen. William Langer, is being opposed for re-election. Sen. Harley M. Kilgore, the committee chairman, is reluctant to start consideration of the Neely bill while Langer is engaged in campaigning, it is understood.

BERNHARD ELECTED WB VICE-PREXY

To Function in Executive Advisory Capacity—Will Name Aide in Theater Department

JOSEPH BERNHARD

With his election as vice-president of Warner Bros. Pictures, Inc., at yesterday's board meeting, Joseph Bernhard, heretofore president and general manager of Warner Bros. Circuit Management Corp., will function for the company in an executive advisory capacity in both distribution and exhibition fields, it is understood.

Bernhard retains the presidency of the circuit management corp. which has carried with it the active direction of Warner theaters. He will appoint an assistant in the theater department within the next few days. Prominently mentioned in this connection are three zone managers, Harry Kalmine of Pittsburgh, I. J. Hoffman of New Haven and James Coston of Chicago.

Identified with Warners since January, 1931, Bernhard, in addition to filling the circuit management corp. posts, has been a director of the parent company and a vice-president and director of Stanley Company of America.

Bernhard is the chairman of the Theaters Division of Motion Picture Committee Co-operating for National Defense and is also chairman of the USO Theater Drive. Until recently, he was a member of the Health, Welfare and Recreation Committee of the New Jersey Defense Council. His residence is in Walpack Center, N. J.

Schatz Wins Clearance Case in North Chicago

Chicago—Sidney Schatz, operator of the Sheridan Theater, North Chicago, yesterday won his arbitration case against RKO and the Times Theater, Waukegan, Ill. In his complaint, Schatz asked that the clearance now granted the Times Theater be eliminated. Alex-

(Continued on Page 7)

No Announcement of Plans Till Jan. 1, Says Sears

Grad Sears, who resigned last week as Warner Bros. general sales manager, plans to leave Saturday for an extended trip and expects to make no announcement as to his future activities until after his return about Jan. 1. Sears yesterday denied reports linking him with

(Continued on Page 7)

Bioff Admits False Testimony

But He Now Feels Bound by Oath's Sanctity

Confessing that he had made misstatements under oath at other hearings, Willie Bioff, a flustered and uncomfortable witness, literally had his ears pinned back during the first half hour of a withering cross-examination by U. S. Attorney Mathias F. Correa in the Federal Court yesterday.

Confronted by the record of his

(Continued on Page 8)

5-10% Wage Increase For Horwitz Employes

Houston—All employes of the Will Horwitz Theaters and other enterprises have received salary raises, Horwitz announced yesterday, on the following scale:

Employes earning under $25

(Continued on Page 3)

Experts Say Increase Must Come to Offset Boosts in Overhead

While admission prices have not been raised in proportion to those of general merchandise, indications are that exhibitors plan to increase their scales to offset the increased cost of labor, supplies and other forms of overhead. The boosts in theater prices, according to authoritative sources, will not be through a uniform and agreed upon plan of

(Continued on Page 8)

Equipment Priority Appeal to Wallace

St. Louis—Ray Colvin, head of the Exhibitors Supply Co., as executive secretary of the Theater Equipment Dealers Protective As-

(Continued on Page 3)

Spyros Skouras to Start Circuit Swing Next Week

Spyros Skouras will finally leave on his annual trip of the divisional circuits of National Theaters in

(Continued on Page 7)

20th-Fox's "Valley" Glows with Greatness

"How Green Was My Valley," whose world premiere at the Rivoli, Broadway, last night was another super-gala industry event, glows with greatness.

It is one of those rare productions which reflect the fullness and the richness of the creative talent of the people associated with its making, and, as important from the practical showman's standpoint, it is also a picture whose box office potentialities can be realized to its maximum strength at all situations.

(For full review, turn to Page 6. For color story of premiere, see Along the Rialto on Page 3).

—GOLDING.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Tuesday, Oct. 28)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9⅝	9⅛	9⅛	— ¾
Col. Picts. vtc. (2½%)	7½	7½	7½	— ⅛
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	9⅞	9⅞	9⅞	— ⅛
East. Kodak	136	135¾	136	+ 1
do pfd.	176	176	176	+ 1
Gen. Th. Eq.	....	....	....	.....
Loew's, Inc.	....	....	....	.....
do pfd.	....	....	....	.....
Paramount	14⅝	14½	14⅝	.....
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	13¼	13	13¼	+ ¼
Pathe Film	13¾	13¾	13¾	.....
RKO	2⅝	2⅝	2⅝	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8½	8⅜	8½	— ⅛
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	4⅞	4¾	4¾	— ⅛
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	100	99¾	100	— ¼
Warner Bros.' dbs. 6s48	96½	96½	96½	....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	¾	¾	¾	+ ⅛
Radio-Keith cvs.	5-32	5-32	5-32	.....
Sonotone Corp.	....	....	....	.....
Technicolor	....	....	....	.....
Trans-Lux	9-16	½	½	— ⅛
Universal Corp. vtc.	9⅜	9¼	9⅜	+ ½
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	66½	69½
Roxy Thea. Bldg. 4s 1st '57	61¼	64¼

Harry Ross Back at Desk

Harry A. Ross, Ross Federal president, returns to harness today after a two-week tussle with bronchial pneumonia. He says the tempo of present day activity is a great cure. It knocks a high temperature down quickly.

Katherine Spencer Ill

Katherine Spencer of the Warner Theater Department contact office, New Haven, is ill at New Haven Hospital with pneumonia.

Lasky Sets Million Budget for Twain Pic

Production plans for "The Adventures of Mark Twain," were outlined by Jesse L. Lasky on his arrival from the Coast yesterday. Lasky will produce for Warner Bros. in co-operation with Hal B. Wallis.

Lasky said the budget for the film has been tentatively set at over $1,000,000. He expects the Mark Twain story to go before the cameras shortly after the first of the year. Lasky declared he will hire another writer to collaborate on the screen treatment with Howard Koch.

The producer stated he will leave New York in about two weeks and will probably accept the invitation of the Mark Twain Society to visit a number of Mississippi Valley cities in addition to Eastern cities that played a prominent part in the noted author's life.

According to Lasky, advertising and publicity budget will be comparable to "Sergeant York," which, he estimated, will gross about $8,000,000 for the first year of its release.

20th-Fox to Tradeshow Fifth Block on Nov. 13-14

Tradeshow and national release dates have been set for 20th-Fox's fifth block of pictures. "Confirm or Deny," with Don Ameche and Joan Bennett, "Cadet Girl" and "Marry the Boss' Daughter" will be tradeshown on Nov. 13. "Rise and Shine," with Jack Oakie, Linda Darnell and Milton Berle, and "Perfect Snob" will be screened Nov. 14. Company will have reached the half-way mark on its releases before Christmas.

Board of Review Sets Conference for Nov. 13

National Board of Review of Motion Pictures will hold its 18th Annual Conference in the Hotel Pennsylvania from Nov. 13-15, inclusive, --the event commemorating 25th year of organized community work in connection with films, begun by the Board in 1916.

Metro to Tradeshow Four Features on Nov. 10-12

Metro yesterday announced dates for the next four pictures to be tradeshown. "Kathleen" and "Design for Scandal" will be screened in exchange centers on Nov. 10, and "H. M. Pulham, Esq." and "Tarzan's Secret Treasure" on Nov. 12.

Scanlon Here for Week

Ernest L. Scanlon, co-liquidator of Selznick International Pictures and treasurer of David O. Selznick Productions, Inc., is here from the Coast to confer on a number of matters in connection with his two positions. He will be here about a week.

"U" Offers $2,400 Awards In Exhibs. Shorts Contest

Universal has set aside $2,400 which will be shared by theater owners who promote the most outstanding campaigns on "U" short subjects and chapter-plays between Nov. 1 and Jan. 31.

The "Exhibitors' Good Will Short Subjects Contest" was announced by Bernard Kreisler, shorts sales manager, who said that on his recent cross-country tour he was impressed by the large number of exhibitors who had made short subject promotion a definite and profitable part of their theater operation.

Contest judges include leading exhibitors and trade paper editors. Exhibitor-judges are Eddie Alperson, Sam Dembow, Gus Eyssell, Si Fabian, Eddie Grainger, John Harris, John Hattam, Irving Lesser, Arthur Mayer, John Nolan, Eugene Picker, Sam Rinzler, Harry Rosenquest, Herbert Scheftel, George Skouras and John Write. The trade press editors are Chester B. Bahn, THE FILM DAILY, Terry Ramsaye and A-Mike Vogel, Motion Picture Herald; Sam Shain, Motion Picture Daily; Red Kann, Boxoffice; John E. Flinn, Variety; Jay Emanuel, The Exhibitor; Chick Lewis, Showmen's Trade Review; Mo Wax, Film Bulletin, and Lionel Toll, The Independent.

Under the rules, the United States is divided into two divisions, with the Mississippi River as the dividing line. There will be four sub-groups in each division, arranged according to population. Awards of $200 and $100 will be offered for the best and second best in each sub-group. All campaigns must be submitted by Feb. 15, 1942.

Universal's special featurette, "Cavalcade of Aviation," will be released in December after a world premiere in Dayton, home of the Wright brothers. "Don Winslow of the Navy," serial, also will be released in December, Kreisler announced.

Lasky Joins Fitzgibbons As Ampa Speaker Today

Jesse L. Lasky will be a speaker at the Ampa luncheon today in addition to J. J. Fitzgibbons, president of Famous Players Canadian Corp., and Douglas Cole, head of the Canadian Trade Commission. Austin Keough, Paramount general counsel, will introduce Fitzgibbons, and Mort Blumenstock, Eastern advertising manager of Warner Bros., will introduce Lasky.

NOW AVAILABLE

Experienced motion picture copy writer, house organ, captions, contact work. Has filled important editorial and public relations assignments. Knowledge of German and French. Former secretary to major film president. also Wall St. experience. Write Box 1500. The Film Daily, 1501 Broadway, New York, N. Y.

COMING and GOING

DARRYL F. ZANUCK planes back to the C today.

GRADWELL L. SEARS leaves for Welle Saturday to visit his daughter who is enro in the school there.

L. JACK SCHLAIFER, Edward Small's East representative, returned from a Midwestern yesterday.

ERNEST L. SCANLON, co-liquidator of S nick International Pictures and treasure David O. Selznick Productions, Inc., is from Hollywood on a business trip.

HARRY RUBY, songwriter, and his wife, in from Hollywood and stopping at the Warw Hotel.

WENDY BARRIE has arrived from Hollywo

JULES LAPIDUS, Universal's Eastern dist manager, is in Philadelphia for the balance the week.

JAMES COSTON, Warner circuit zone mana in Chicago arrives here today by plane.

JAMES C. PETRILLO, American Federation Musicians' prexy, is slated to arrive here f Chicago today.

MAURICE "RED" SILVERSTEIN and M **SILVERSTEIN**, the former Betty Bryant, A tralian star, leave Sunday for Hollywood route to Singapore.

MYRON WEISS, editorial consultant, has turned from the sessions of the National Me Congress and Exposition in Philadelphia.

JULES GARFIELD planes in from Hollywood day preparatory to taking off Friday in a G ernment bomber on two weeks' of troup through Army and Navy bases.

RUD LOHRENZ and **SID ROSE** of Chica **HALL WALSH** of St. Louis, **A. W. ANDERS** of Minneapolis and **ROBERT SMITH** of M waukee leave Chicago today for the meet in New York called by Ben Kalmenson, W new sales chief.

No Early Action Expected On Loew Refunding Pla

In commenting on the report ye terday in The New York Sun th Loew's was considering plans f refunding its $11,581,000 of 3½ p cent debentures, David Bernste treasurer, said he had been worki on the plan for two years but ind cated no early completion.

The report further stated the was a possibility of Loew's refun ing its $13,672,000 of $6.50 pr ferred stock with a probability th one long-term item of debt will created.

Ernie Morrell Recovering

Ernie Morrell, head of Loew transportation department, is reco ering from an operation in Jamai Hospital.

PEOPLE WHO PREFER FRIENDLY SERVICE USE — Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL

H. Thompson Heads eorgia's New MPTO

(Continued from Page 1)

eaters, was designated first vice-sident; Mrs. Willingham Wood, the Wood Theaters, Washington, retarv, and Hobson Johnson, of Brice Theaters, Vidalia, treas-.

Thirty-four directors were chosen follows:

. H. Thompson, Hawkinsville; E. Martin, Columbus; Ed Beach, omaston; Mrs. Willingham Wood, shington; J. B. Hardy, Thomas-; Hobson Johnson, Vidalia; Mrs. uis Bach, Atlanta; Hugh Man-g, Marietta; Nat Williams, omasville; Adolph Gortatowsky, pany; Mrs. Violet Edwards, Mon-ello; Charles Powell, Moultrie; L. Gaston, Forsyth; T. E. Bell, ion; Frank Montezuma, J. H. rter, Brookhaven; E. E. Martin, lumbus; Alpha Fowler, Douglas-le; Bill Jenkins, Atlanta; Wil-m Karr, Swainsboro; William llins, Toccoa; Hal Macon, States-ro; Fred Weis, Savannah; M. G. e, Cuthbert; Ellison Dunn, Ca-lla; Claire Hilders, Albany; Mrs. Osborn, Commerce; Tom Bailey, lanta; Jimmie Harrison, Atlanta; ed Coleman, Atlanta; W. T. Mur-y, Atlanta; O. C. Lam, Rome.

---

hart Witch Hunt Calendar t Com. Huddle Today

shington Bureau of THE FILM DAILY

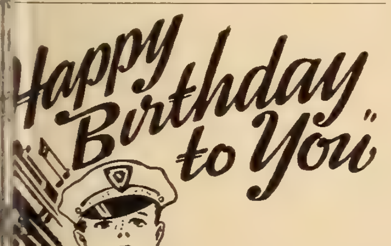
Washington — The Senate Inter-ate Commerce sub-committee con-iering charges of war film propa-nda yesterday deferred its formal eting on its future hearing cal-dar until today. It is expected arings will resume Monday, with wsreels the subject for scrutiny.

---

iven Busch Resigns As oldwyn Story Editor

st Coast Bureau of THE FILM DAILY

Hollywood—Niven Busch has re-gned as story editor at the Sam-l Goldwyn studio to work on the reenplay of "Black Gold," an or-inal by Houston Branch, to be pro-ced by Goldwyn.



Jackson J. Rose

▼ ▼ ▼

● ● ● YEAH, Monday was Navy Day, but last night was Navy Night,—and how......The celebration centered in and around Broadway's institutional Rivoli Theater which Manager Jimmy Dunn had all prettied up for a great world premiere of a great feature film,—20th-Fox's "How Green Was My Valley"......The presence of the Navy, and in force, was chiefly due to the fact that the proceeds of the event went to the Navy Relief Society in this Third Naval District, and with the pasteboards at $2.50 a throw, the "take" was mighty neat......

▼ ▼ ▼

● ● ● *BUT the land-ed gentry of the U.S.N., dripping with the traditional Blue and Gold, were not the only big pebbles on the Rivoli "beach"......Filmland was impressively represented by such big-wigs as Jules Brulatour, Will Hays, Ned Depinet, Joseph Bernhard, Darryl Zanuck, Jack Cohn, Joe Moskowitz, Jack Alicoate, Bill German, Spyros Skouras, George Skouras, Joe Vogel, Herman Wobber, Charles Koerner, A. M. Botsford, Don Mersereau, William C. Michel, Bill Sussman, Hal Horne, Chester B. Bahn, W. C. Gehring, W. J. Kupper, and scads of other celluloid solons......Walter Pidgeon, star of the picture, and Donald Crisp, who was featured, barged into town from Hollywood to attend the big premiere......Too, on deck were Sonja Henie, Irene Dunne, Herman Shumlin, the Vincent Astors, the Warren Pershings, Conde Nast, the Paul Warburgs, Mrs. W. Palmer Dixon, Jules Bache, Prince Serge Obolensky, Miss Gerry Duncan, Mr. and Mrs. Bernard Baruch, Miss Rosemary Warburton, Mrs. Cushing Roosevelt, Thomas Lamont, Sigrid Undset, Lady Ribblesdale, Averell Harriman,—and then our neck got tired from a-cranin'......*

▼ ▼ ▼

● ● ● THAT the Navy, whose credo is quality of man and machine, was so magnificently represented, and so intimately identified with the premiere was a happy industry circumstance, for "How Green Was My Valley" is filmland at its best,—as glorious and human a production as our studios have hatched......Another reason this corner was glad that the Navy came to the party (and so few Harvard men were there) is that they had a swell time, and can better appreciate the texture and genius of their new Lieut. Commander John Ford, whose last work prior to accepting that commission was to direct, and grandly, last night's premiere-ing screen classic......The gold braid notables included Rear Admiral Adolphus Andrews and Mrs. Andrews; Rear Admiral and Mrs. Edward J. Marquart; Rear Admiral and Mrs. Lamar Leahy......

▼ ▼ ▼

● ● ● *BROADWAY ain't a thoroughfare that ordinarily permits flags to be stretched atop its venerable pavement......But last night was an exception, doubtless 'cause the occasion itself was exceptional ......To this pageantry was added the blare of a Navy band, and the Rivoli's facade bathed in the beams of giant searchlights......The job of getting into the theater, what with thousands packed in the area immediately adjacent to it, and cops, mounted and afoot, asking the in-waiting folks if they had their tickets and if so to hold 'em, was a lot more difficult than Admiral Dewey's gettin' into Manila......*

▼ ▼ ▼

● ● ● BUT the big push was worth the effort,—handsomely so—, for the picture was a panacea for most anything......The onlookers were spellbound by the story, direction and acting......At the end, they let go a salvo of applause whose din must have made the Navy contingent think it was back with the fleet......Such salvos will not be rare when "How Green Was My Valley" marches around the nation, carrying on the triumph it enjoyed last night......

« « « » » »

Equipment Priority Appeal to Wallace

(Continued from Page 1)

sociation has written to Vice-President Henry Wallace, head of the Supply Priorities and Allocation Board, requesting that the OPM grant priorities on vital theater equipment and supplies.

Colvin predicates the request for priorities on the grounds that film theaters are a vital factor in building up and preserving public morale in times of national emergency. The letter points out that the Federal government has recognized the morale value of motion pictures as entertainment by constructing at great cost many theaters in Army camps and posts.

Colvin also takes the position that the manufacturers of various articles of theater equipment, etc., should not be placed in the same classification as to priorities as manufacturers who produce socalle gadgets of a non-essential type or luxury items.

The association has also written to some 50 manufacturers of various articles of theater equipment and also to a large number of independent motion picture theater owners enlisting their support in the association's efforts to obtain necessary priorities for theater equipment and supplies.

The Theater Equipment Dealers Protective Association has some 32 members.

5-10% Wage Increase For Horwitz Employes

(Continued from Page 1)

weekly, a 10 per cent raise; between $25 and $50, a 7½ per cent raise; above $50 weekly, a 5 per cent raise.

Thirty per cent of the 180 employes are under union contract, but Horwitz said the raises were made voluntarily. The Will Horwitz enterprsies include the Uptown, Texan, Iris, and Ritz theaters; the Uptown drug store, and the Will Horwitz Flower Shop, greenhouses, and farm.

Long Voyage Home

If anybody wants five separate copies of THE FILM DAILY (Dec. 9-13, inclusive, 1940), they are available. The quintet was shipped from New York to a city on the River Seine, almost 11 months ago, and yesterday the postman brought 'em back with the envelope prettily stamped in French: "Retour a L'Envoyeur," adding that service was suspended. Hitler and his Occupying-France boys are notoriously superstitious. Maybe the reason they sent the copies back is because on the very top was the issue of Friday, Dec. 13, 1940.

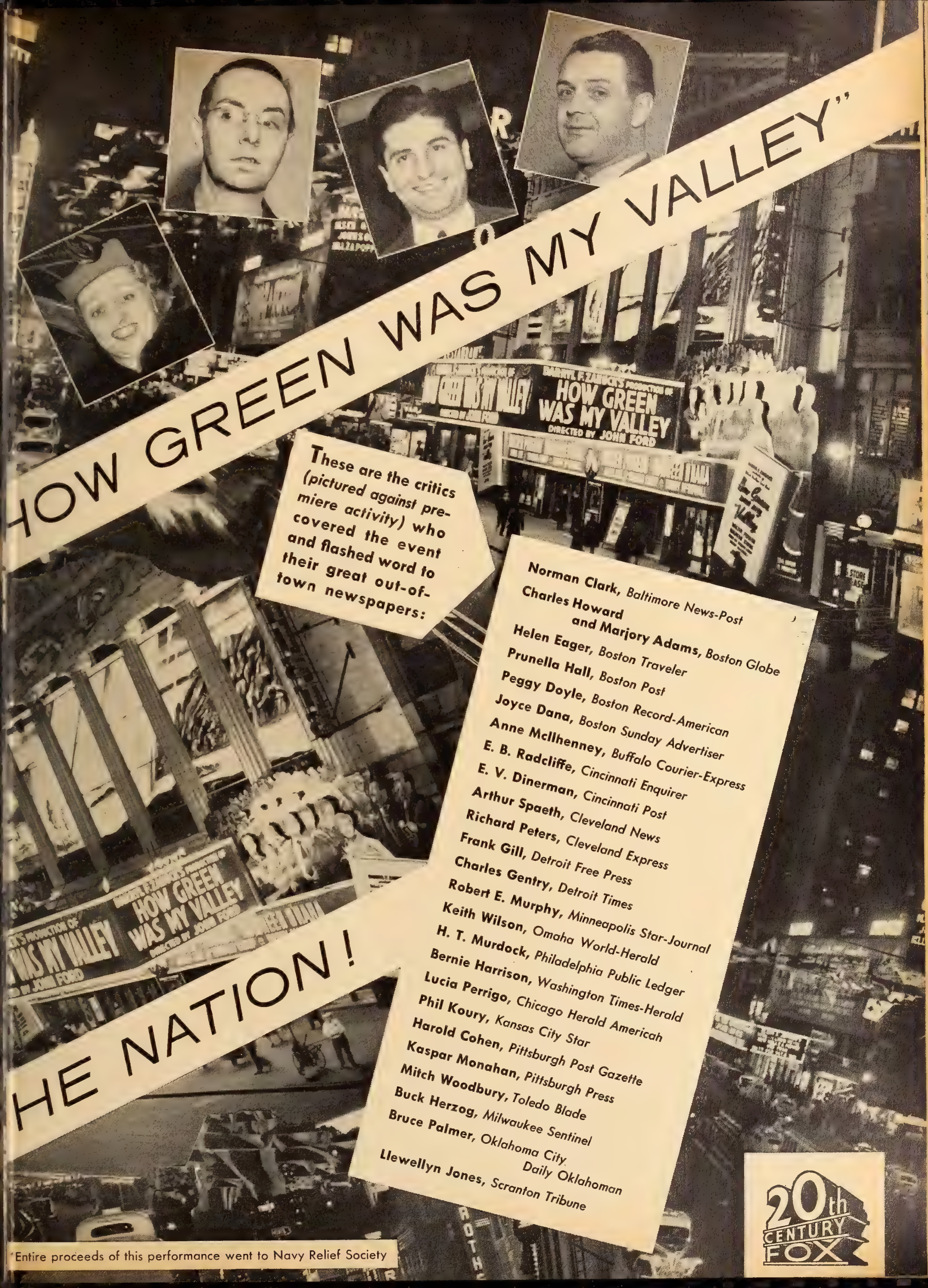
LAST NIGHT!...

Here are the highlights of what happened on Broadway!

Crowds such as New York sees only on Election Night or New Year's Eve jammed Broadway for blocks around the Rivoli! Special police arrangements to control throngs and traffic! Tremendous street banner and spectacular front lit by gigantic searchlights! A battery of newsreels covered arrival of innumerable celebrities! All major networks participated in special broadcasts of proceedings! World-famous Welsh Women's chorus of 75 in costume sang from specially constructed stage in front of Rivoli! Bands played! Two-way trans-Atlantic broadcast between Capt. Richard Llewellyn and Kate Smith! And a sell-out audience that paid $2.50 for their premiere seats* thrilled, wept, laughed, cheered and applauded a masterpiece of entertainment!

THE NEW YORK PREMIERE O

DAZZLE


DARRYL F. ZANUCK'S PRODUCTION OF
HOW GREEN WAS MY VALLEY
DIRECTED BY JOHN FORD

HOW GREEN WAS MY VALLEY"

HE NATION!

These are the critics (pictured against premiere activity) who covered the event and flashed word to their great out-of-town newspapers:

Norman Clark, *Baltimore News-Post*
Charles Howard and Marjory Adams, *Boston Globe*
Helen Eager, *Boston Traveler*
Prunella Hall, *Boston Post*
Peggy Doyle, *Boston Record-American*
Joyce Dana, *Boston Sunday Advertiser*
Anne McIlhenney, *Buffalo Courier-Express*
E. B. Radcliffe, *Cincinnati Enquirer*
E. V. Dinerman, *Cincinnati Post*
Arthur Spaeth, *Cleveland News*
Richard Peters, *Cleveland Express*
Frank Gill, *Detroit Free Press*
Charles Gentry, *Detroit Times*
Robert E. Murphy, *Minneapolis Star-Journal*
Keith Wilson, *Omaha World-Herald*
H. T. Murdock, *Philadelphia Public Ledger*
Bernie Harrison, *Washington Times-Herald*
Lucia Perrigo, *Chicago Herald Americah*
Phil Koury, *Kansas City Star*
Harold Cohen, *Pittsburgh Post Gazette*
Kaspar Monahan, *Pittsburgh Press*
Mitch Woodbury, *Toledo Blade*
Buck Herzog, *Milwaukee Sentinel*
Bruce Palmer, *Oklahoma City Daily Oklahoman*
Llewellyn Jones, *Scranton Tribune*

20th CENTURY FOX

*Entire proceeds of this performance went to Navy Relief Society

Minn. Pix Shortage May Close 20 Houses

(Continued from Page 1)

Fred Strom, executive secretary of Allied Theater Owners of the Northwest, the organization which sponsored and pushed through the Legislature last Winter the Minnesota anti-blocks-of-five law.

"Houses already are feeling the lack of good pictures because the five majors have refused to sell in the state under the new law," Strom said. "Most of them have sufficient bookings to carry them through November but by the end of that month I'm afraid we'll see 15 to 20 close.

Says "A" Houses Menaced

"And those which probably will have to shut up shop are the 'A' houses in cities and towns outside the Twin Cities and Duluth.

"A case in point is in Faribault, where William Glaser operates the Paradise and Lido. At the former, he plays the best pictures with a 39-cent gate. At the Lido he plays the others for 20 cents.

"Glaser doesn't care to play the poorer pictures in the higher-priced house, which he could do and keep open if he cared to. But he'll no doubt be forced to close the Paradise within maybe another month unless he can get first-class attractions.

"In New Ulm, there's a similar situation but with two owners. Edmund G. Ruben operates one house there and he has had pictures of the five majors under contract previously. The other house, operated by Theodore Melzer, plays Universal and Columbia product.

"Unless something is done by the majors to get product for Ruben he'll have to close his house.

"In Red Wing, there's a similar situation but with conditions reversed. Ruben has one house there and Jack Wright another. Ruben has the Universal, Columbia and other similar contracts in that city and he'll be able to get along. But Wright, who previously has shown most all pictures of the majors, is now getting to a point where he can keep open only a short time longer.

Expects Majors to Ask Relief

"I feel certain, however, that the situation will get no more serious than it is now. Paramount already has asked relief under the consent decree so it may sell its pictures in full season blocks with the necessary 20 per cent cancellation clause.

"It is hardly likely that the other majors will refuse to do the same. I expect to hear most any day that the other companies have asked for similar relief, the release to continue at least until constitutionality of the Minnesota law is determined one way or another, to the satisfaction of all concerned."

Three of the major companies have been charged with violation of the law and their trials are set for Nov. 24. The cases were started as a test of the anti-five law's validity.

REVIEWS OF NEW FILMS

"How Green Was My Valley"

with Walter Pidgeon, Maureen O'Hara, Donald Crisp, Roddy McDowall

20th-Fox 118 Mins.

MAGNIFICENT PRODUCTION RICH IN BOX OFFICE POTENTIALITIES WHICH WILL BE INCLUDED IN THE ALBUM OF OUTSTANDING FILMS OF ALL TIME.

"How Green Was My Valley" glows with greatness. It is one of those rare productions which reflect the fullness and the richness of the creative talent of the people associated with its making and, as important from the practical showman's standpoint, it is also a picture whose box-office potentialities can be realized to its maximum strength at all situations.

John Ford's directorial genius was never more strikingly exemplified than in this pictorial tale he has woven about a family in a Welsh mining town. The production, too, is a brilliant achievement by Producer Darryl F. Zanuck, who has spared no expense in providing a realistic and magnificent background. In characteristic fashion, Zanuck showered wisely every care and attention upon the picture's preparation.

Philip Dunne's adaptation of Richard Llewellyn's novel of the same name is finished and literate screen writing. Dialogue is employed sparingly but effectively. Another device is the use of a narrator who begins the story and then is employed intermittently throughout the action to tie the story's threads. The photography by Arthur Miller makes the film one of visible beauty.

In the telling, Director Ford does not compromise with the story's spiritual qualities and—as a result—the tale of the Morgan family is also a moving tribute to the simple dignity of the characters and indeed to all things that are both fine and decent.

Picture begins shortly before the turn of the century when the Welsh mining community was a happy one because the menfolk were gainfully employed. The story, related by the youngest of the six Morgan sons, is a tale of how the fortunes of the mine directly affected the lives of the people in the town.

Important factor is the presence of Mr. Gruffyd, the preacher, who proves a strong force and friend of the family. He marries Ianto and Bronwen. When Huw's legs are badly frozen, it is the preacher whose faith and perseverance enables Huw to walk again. There is the love of the only Morgan daughter, Angharad, for the preacher. There is the strike and the increasing unemployment because of the greater supply of men as the years pass by. There is the death of Ianto and, finally that of Mr. Morgan in the mine. The finale finds the valley no longer green and beautiful. The scenes suggested by this bare outline move across the screen with absorbing and dramatic force.

The acting, in short, is superlative. Walter Pidgeon has never done a better job than his portrayal of the preacher. His scene in the church where he denounces the hypocrisies that force people to seek religion is an unforgettable one. As the head of the Morgan family, Donald Crisp's performance is one of quiet power and strength, with a proper appreciation of humor. Maureen O'Hara is captivating and lovely as Angharad.

Sara Allgood's delineation of the mother is great—just that. John Loder, Patric Knowles, Richard Fraser and Evan S. Evans are solid and convincing as the Morgan brothers. As the youngest, Roddy McDowall's performance is one of the finest contributed by a youthful actor.

Special mention should be made to a gifted comic portrayal by that splendid actor, Barry Fitzgerald as the postman. There is a scene he does with Rhys Williams, the boxer who grows blind, that is one of the film's highlights. Williams, incidentally, is the narrator. Anna Lee as the wife of Ianto is enchanting. Arthur Shield, Frederick Worlock and Ethel Griffies are more than merely capable in supporting roles.

There are magnificient choral backgrounds provided by the Welsh Singers and the musical score by Alfred Newman adds to the film's stature. Richard Day and Nathan Juran's art direction rates plaudits.

Director Ford has fused all these forces with such skill that the film never falters or steps out of character, retaining instead an uncommon degree of artistic integrity.

CAST: Walter Pidgeon, Maureen O'Hara, Donald Crisp, Anna Lee, Roddy McDowall, John Loder, Sara Allgood, Barry Fitzgerald, Patric Knowles, Morton Lowry, Arthur Shields, Ann Todd, Frederick Worlock, Richard Fraser, Evan S. Evans, James Monks, Ethel Griffies, Dennis Hoey, Marten Lamony, Rhys Williams, Clifford Severn, Lionel Pape, Eve March, Tudor Williams, Welsh Singers.

CREDITS: Producer, Darryl F. Zanuck; Director, John Ford; Screenplay, Philip Dunne; Original, Richard Llewellyn; Cameraman, Arthur Miller; Film Editor, James B. Clark.

DIRECTION, Excellent. PHOTOGRAPHY, Superb.

"Hard Guy"

PRC 68 Mins.

WEAK DRAMA SUFFERS FROM A POOR STORY AND PERFORMANCES.

Against a night club background the author of this one has concocted an unbelievable yarn dealing with a marriage annulment racket, which, added to a set of uniformly poor performances by a group of mostly unknowns, and inadequate direction equals a film that will fail to entertain any but the most generous of audiences.

Story tells of the night club owner who employs a number of attractive girls whose job it is to marry tipsy wealthy playboy patrons and then agree to an annulment for a cash consideration. One of the girls revolts; he murders her and frames one of the sucker husbands. The gal's sister comes to town and joins up with the club in order to collect evidence against the owner. Eventually she gathers the necessary proof—at the same time grabbing off a rich westerner for herself.

CAST: Jack LaRue, Mary Healy, Kane Richmond, Iris Adrian, Gayle Mollott, Jack Mulhall, Howard Banks, Ben Taggart, Montague Shaw, Inna Gest, Arthur Gardner.

CREDITS: In charge of production, George R. Batcheller; Supervisor, George H. Merrick; Associate Producers, Alfred Stern, Arthur Alexander; Original and Screenplay, Oliver Drake; Cameraman, Eddie Linden; Film Editor, Charles Henkel.

DIRECTION, Poor. PHOTOGRAPHY, Fair.

Pace of Production Steady; 12 to Start

West Coast Bureau of THE FILM DA

Hollywood — Twelve pictures a scheduled to go into production th week. The check-up:

At Columbia: Two shooting, i cluding Larry Darmour's "The Dra on's Teeth," fifth of the Ellery Q detective series, featuring Wi Gargan, Margaret Lindsay, Char Grapewin and James Burke with C. Nugent, Edward Norris, K Linaker, Andrew Tombes, Charl Judels, Addison Richards and Clai Dubray. James Hogan directing.

At M-G-M: Seven shooting, including " Smith, American," drama with Robert You Marsha Hunt, Van Heflin and Har Stephens. Director, Richard Thorpe a producer, Jack Chertok; "Young America sequel is now "Born to Sing."

At Monogram: Three shooting, includi Ed Finney's "Riot Squad," with Rich Cromwell, John Miljan, Jack C. Smith a Mary Ruth. Director, Ed Finney; Rob Tansey's "Lone Star Law," western, w Tom Keene, Tansey directing; "Boy of Min drama, starring John Boles with Scott Dunlap producing.

At Paramount: Five shooting, includi "This Gun for Hire," drama, with Veron Lake, Robert Preston, Alan Ladd and La Cregar. Frank Tuttle directing for associ producer Richard Blumenthal.

At Republic: Three shooting, including "R River Valley," Roy Rogers western, w George "Gabby" Hayes, Sally Payne, G Storm and Bob Homans. Associate produ and director, Joe Kane.

At RKO-Radio: Six shooting, includi Orson Welles' Mercury Production "T Magnificent Ambersons," Booth Tarkingt Pulitzer Prize winning novel, with Anna Ba ter, Tim Holt, Joe Cotten, Dolores Costel Welles is the producer and director and al wrote the screenplay.

At 20th Century-Fox: Six shooting.

At Universal: Six shooting, including "D tiny," drama, with Claude Rains, Mada Ouspenskaya, Dick Foran, Lon Chaney, and Bela Lugosi. Director and associ producer, George Waggner.

At Warners: Four shooting, including " This Our Life," drama, co-starring Be Davis, Olivia de Havilland, George Brent a Dennis Morgan. Director, John Hust Associate producer, David Lewis. Nov by Ellen Glasgow.

At United Artists: Edward Small st shooting "Twin Beds" and "Heliotro Harry," and Hal Roach starts "Dudes A Pretty People," western number in the strea lined features, with Marjorie Woodwort Jimmy Rogers and Noah Beery, Jr. H Roach, Jr., directing.

At PRC: T. H. Richmond's "Blon Comet," comedy melodrama, with Robe Kent and Virginia Vale. Director, Willia Beaudine.

RCA Will Service 11 RKO Screening Rooms

Negotiations have been complete for RCA service to 11 previe rooms of RKO Radio Pictures, In The contract includes the furnis ing of parts and other items to bot sound and projection equipmen according to W. L. Jones, RCA Na tional service manager.

Adolph Goodman, RCA assista service manager, handled the dea for RCA, while A. A. Schubart ne gotiated for RKO Radio Picture

RKO Exchanges involved are lo cated in Atlanta, Cincinnati, In dianapolis, Los Angeles, New York Pittsburgh, San Francisco, Phila delphia, Chicago and Boston.

Will Play Foreign Pix

Europe Theater at 1499 First Ave corner 78th Street, will open Nov 2 with a foreign picture policy.

earance Case Won by Schatz

(*Continued from Page* 1)

er Eulenberg, arbitrator, ruled t the clearance be eliminated that RKO should make product ilable to the Sheridan during the ond week of release.

wen Pizor Clearance Case orted Withdrawn in Philly

hiladelphia—Case filed by Lewen or for his Tioga Theater was orted yesterday to have been hdrawn. In his complaint, Pizor rged that while his house was posed to follow the Strand and rmen theaters by 14 days, in lity pictures did not reach his ater for 35-40 days because of e bookings by the other two ases. He asked for seven days er first-run Germantown Ave.

vo Added to Arbitration nel Serving St. Louis

St. Louis—R. Vernon Clark, a ector of the St. Louis Chamber Commerce, and Harry H. Langen-rg, grain broker and a director the General American Life Inrance Co., have been added to motion picture arbitrators panel.

exas Allied to Hear elly, Richey, Denbow

Dallas — Twenty-second annual nvention of Allied Theater Owns of Texas will be held next Tuesy and Wednesday at the Adolphus otel. In addition to the discuson of current problems, delegates ll be addressed by Arthur W. elly, H. M. Richey, George Demw and Pete J. Wood.

Among the topics for consideraon are film buying, consent decree, dustry unity and tax problems. ection of officers and directors ll be held Wednesday and the nvention will close with the anal banquet.

ono. Unaudited Report hows $39,459 Quarter Net

est Coast Bureau of THE FILM DAILY

Hollywood—Monogram announces naudited report for first quarter ding Sept. 27, 1941, shows a net ofit of $39,459.12 after provision r all taxes.

WEDDING BELLS

Portland, Me. — Margaret Morse, ead cashier at the Civic Theater, ere, will be married here Nov. 15 to orp. George Doore, USMC. Corp. rre is stationed at the Kittery, Me., avy Yard.

Oconto, Wis.—Marvin Lane, proectionist at the Oconto theater, as married to Dolores Perrizo.

Ralph Murphy to Finish "The Fleet's In"; Don Ameche Set to Play Paul Dresser Role

West Coast Bureau of THE FILM DAILY

Hollywood—Riding herd on the Hollywood news range: Ralph Murphy succeeds the late Victor Schertzinger as director of Para.'s "The Fleet's In". . . . Republic will star Judy Canova in "Miss Jesse James," by Gloria Giblyn. . . . Metro's next Tarzan saga will bring the ape-man to N'Yawk; tentative title is "Tarzan Against the World". . . . 20th-Fox will cast Don Ameche and Rita Hayworth in "My Gal Sal," with Ameche seen as Paul Dresser, composer. . . . PRC has set Robert Kent and Virginia Vale for "Blonde Comet" leads. . . . Associated British wants Jack Oakie to come over to London for a picture.

Spyros Skouras to Start Circuit Swing Next Week

(*Continued from Page* 1)

connection with the Showmanship Drive which is named after the circuit prexy. Skouras will plane out after the election Tuesday and will make stops in Milwaukee, Kansas City, Denver, Portland and Los Angeles.

At the five meetings, Skouras will hand out the cash prizes to the winners in each division. He will be accompanied by his brother Charles, FWC head, who will meet him in Milwaukee. Trip has been postponed a number of times due to interruptions caused by pressure of business.

No Announcement of Plans Till Jan. 1, Says Sears

(*Continued from Page* 1)

RKO and 20th Century-Fox, describing such reports as "gossip."

Sears will visit his daughter in Wellesley, Mass., then his mother in Southern Illinois and will then go to Florida to visit his son who is in school there. He then plans to go to Texas.

Midnight Spook Shows In Dallas on Hallowe'en

Dallas—Eleven theaters in Dallas will offer Hallowe'en bills. Downtown, the Majestic will dual "The Maltese Falcon" and "The Spooks Run Wild." Ten nabes will offer late showings of spook thrillers.

Expect TOPA Directors To Name Reeves Prexy

Dallas—Election of Henry Reeves, acting president since the death of Judge R. L. Walker, as prexy of the TOPA is anticipated at a meeting of the board of directors of the exhib. association next month.

Pickard at Warner Ritz

Wilmington, Del.—Elmer H. Pickard, Ambler, Pa., has been named manager of the WB Ritz Theater here which opens tomorrow night. Joseph R. Stuart, this city, will be assistant. Frederick Leopold, former manager, Queen, has been transferred to Ambler. He was succeeded at the Queen by Richard V. Kirsh. Ritz policy will be second-run M-G-M and WB pix.

Picture Pioneers Will Initiate Record Class

(*Continued from Page* 1)

a honor guest. Those to be inducted are:

Harry Cohn, Harry Moskowitz, Charles W. Koerner, Louis Rosenbluh, Nathan Hirsh, W. C. Michel, Harry C. Arthur, Jr., H. S. Eskin, H. E. Rosenquest, Nathan E. Goldstein, William R. Ferguson, Haskell M. Masters, Phil Hodes, Hal Horne, Jack H. Levin and Russell C. Roshon.

Two candidates will be initiated in absentia. They are Pete Smith of Hollywood, and Max Lefkowich, Cleveland, O.

Reservations for the event total 175. Program includes the Pioneers' own version of Bank Night, with 36 prizes to be awarded.

Canadian Pioneers Meeting Is Set for Toronto Nov. 18

Toronto — The Canadian Picture Pioneers will hold its 1941 annual convention at the King Edward Hotel, Toronto, on Tuesday, Nov. 18, the program to open with a luncheon at noon. Prexy Claire Hague has announced that he will not seek re-election.

The annual frolic, a feature of the meeting in which old-time showmen have appeared in original roles, has been cancelled because of the war and the convention will come to a close with the election of officers at the afternoon session.

Houston Theater Opens Soldier's Service Club

Houston—Soldier's Service Club for men in uniform has been opened by Will Horwitz in his Uptown Theater Center. Hours are from 3 to 11 p.m. daily. Usherettes from the four Horwitz theaters take turn serving as club usherettes. Equipped with various amusement and recreational devices, the room also serves as a dispensing spot for free coffee and cake for the men in training. Horwitz also presents a free stage show on Saturday nights for the soldiers in the club.

"Show Builder" at Conclave

M-G-M's "Show Builder" truck will be on exhibition at the convention of the ITPA of Wisconsin and Upper Michigan in Milwaukee Nov. 4 and 5.

Power Rationing By OPM Said Near

Washington Bureau of THE FILM DAILY

Washington—Initial effort of the Government to ration electric power,—a subject which is commanding considerable industry interest—, will be made shortly in the Southeastern states, an order formalizing such plans being due for issuance within the next few days, according to sources close to the Office of Production Management.

Other areas listed as critical are said to be sections of upper New York State and St. Louis, Mo.

The three main features of the Southeastern states' proposed rationing, officials disclose, are (1) Non-defense uses of electricity in some cases will be completely abolished, perhaps applying to store show-windows, electric signs and other uses; (2) Essential non-defense uses will be subject to specific allocation and possible restriction, with certain users allowed a specific volume of electricity per month, and, when that has been consumed, there will be no more power available unless it can be shown that some unusual circumstance entitles a user to additional power; and, (3) The available power in the area will be pooled and controlled so that it will be utilized to the fullest extent,—defense industries to be allocated sufficient power to continue operations.

Ontario Theaters Facing Cuts in Power for Winter

Toronto—A ban on theater signs, marquee lighting and other outdoor illumination is promised by the Ontario Hydro-Electric Commission, effective in the near future for the winter months, as a war measure to conserve electric power for the munition industries. The cities and towns have also been asked to reduce street lighting because of the increased demand for power by war plants.

It is anticipated that the Commission will issue an order to limit the use of lights on theater fronts to stated hours each day and that lights on many billboards will be shut off entirely.

Interstate to Operate Dallas Newsreel House

Dallas—A deal is reported to be under way whereby the Interstate Circuit will operate the new Newsreel Theater now being built here. Texas Telenews Inc. formed by a New York group is lessee.

STORKS!

Pottsville, Pa. — J. Lalor Joyce, manager of the Hippodrome Theater, became the father of a son, his first, recently.

Expect Price Scales To Go Up Shortly

(*Continued from Page* 1)

theater owners, but by individual action.

One major company has asserted that "admission prices are not going to rise by any voluntary act of the public. When they advance, they will be deliberately raised by foresighted exhibitors. And fortunate will be those who act before they become the tail of the parade."

Parade of Price Rises

According to a survey, food prices have been raised 29 per cent, farm products 43.1 per cent, textiles 28.6 per cent and building materials 16.7 per cent—all in the last two years. Further statistics show that prices on overalls have been raised 35 per cent, work trousers, 37 per cent, wool rugs 23 per cent, sheets 42 per cent, butter 48 per cent, canned pink salmon 52 per cent and dried beans 76 per cent.

It was pointed out that the public hasn't yet had the full impact of these and many other increases, but the blow is of the haymaker type that can be seen coming. Statisticians are of the opinion that the increases to date are likely to be a love tap in comparison to what's to follow.

The following observation is made by a statistical expert of the motion picture industry:

Prices Are "Put Up"

"Prices don't go up; some one puts them up.

"And that applies to motion picture theater admission fees as well as to almost everything else which isn't sold on a competitive bidding basis.

"Sometimes such advances are based on necessity and sometimes they're promoted by selfish interests. In the case of the theater, they obviously are self-defense. What is coming is plainly written in the clouds on the economic horizon. Admission price advances are simple preparation for a storm.

"Numerous exhibitors already are preparing. Not the ones who are making increases to cover a new tax or, worse, the timid ones who are trying to absorb the tax, but those who have the courage to face the inevitable now and establish themselves in protected places above the high water mark of the coming flood."

Metro Wants "Skeffington"

West Coast Bureau of THE FILM DAILY

Hollywood—Metro is negotiating with Warner Bros. for the purchase of "Mr. Skeffington" as a vehicle for Norma Shearer. Price has not been agreed upon.

Brady in Actors Fund Post

William A. Brady, veteran screen and theatrical producer, has accepted post of head of the new advisory council of the Actors Fund of America.

Des Moines Theater Will Offer Three Different Policies and Programs Daily

Des Moines—John Loveridge, formerly manager of the Blackstone at Chicago, has purchased the Casino Theater from Abe Frankel and will take possession Nov. 1.

Theater will be renamed the Esquire and inaugurate a new policy in Des Moines of newsreels and shorts twice a day. The newsreels will be shown from 11 a.m. to 1 p.m. and 4 to 6 p.m. with full length features the rest of the time.

Bioff Admits False Testimony

But He Now Feels Bound by Oath's Sanctity

(*Continued from Page* 1)

testimony at a criminal hearing in Chicago in March, 1940, and before the California State Legislative Committee on Capital and Labor, Bioff reluctantly conceded that he had lied on those occasions but insisted that he is telling the truth now.

The hearing ended on a melancholy note for Bioff when Federal Judge John C. Knox impatiently turned to him and asked: "Do you feel bound by the sanctity of an oath?" The witness blustered, "I certainly do."

Two More Bioff Witnesses

Indicating that Bioff's defense was nearing its end, George Breslin, attorney for Bioff, said that he would only call two more witnesses, Ruth Nolander, secretary to Joseph M. Schenck, and Charles G. Russell, former tax consultant for the defendant. Martin Conboy, George E. Browne's counsel, maintained silence concerning his co-defense plans.

Hardly had the cross-examination commenced before Bioff was in trouble. The witness was made to admit that he had publicly stated that Joseph M. Schenck, whom he had depicted as his close friend, was responsible for the warrant issued against him on the charge of pandering.

Turning his attention to a criminal hearing on a writ of habeas corpus in March, 1940, the prosecutor asked whether Bioff had not testified then that Mike Galvin was his boss during his early days. When Bioff answered in the affirmative, Correa asked why the witness had stated during this trial that Jerry Leahy, of the Teamsters Union, had been his employer. Bioff admitted to a lie in Chicago.

Admits to a Lie

"Isn't it a fact that you omitted Mike Galvin's name here because he is a notorious labor racketeer," Correa demanded.

"I used Galvin's name [in Chicago] because he was a big Democrat and I thought it might help me," Bioff answered lamely.

"You mean that you used the name because it might influence the judge," Judge Knox interjected.

"No, I wanted my friends to know I worked for a big Democrat."

It was disclosed at this point that Galvin had been killed several years ago in internecine warfare. Michael Luddy, attorney for Bioff, objected to the disclosure and charged the U. S. Attorney with misconduct.

When Bioff insisted that he had been employed only in the Teamsters Union and tending bars during prohibition until 1933, the prosecutor reminded him that he had also acted as a superintendent of a brickyard in 1926. The witness was then shown an application for life insurance, signed in 1926, which stated that Bioff had been employed as a superintendent for 10 years.

Defendant's Explanation

"Why did you make this misstatement?" Judge Knox inquired.

"I wasn't employed at that time," Bioff replied, "and I wanted a policy for my wife. I understood that you had to have employment to get a policy and that was the only reason."

Referring to testimony given by the defendant in November, 1937, before the Coast legislative committee, Correa made the witness concede to a series of misstatements.

"Why did you make those answers?" the prosecutor queried.

"Oh, the committee was acting for a bunch of Communists," Bioff said offhandedly.

Earlier in the day, the witness enlarged on his supposed relationship with Joseph M. Schenck and Harry M. Warner. He made an astounding claim that Schenck had given him a total of $20,000 as gifts from time to time. He spoke lengthily of various alleged social and business activities with Schenck and reiterated that he was "palsy" with both Schenck and Warner.

U. S. Attorney Correa will continue his cross-examination today.

Nelson on F & M Leave

St. Louis—Chauncey B. Nelson, personal director of Fanchon & Marco enterprises here, has been granted a leave of absence until next July so that he can assume a directorship at Berkeley Hall, Beverly Hills, Calif. Before joining F & M Nelson was Dean of Boys at Principia College.

Milk Pic in 325 Houses

"Penny A Day," a documentary one-reeler reporting the New York City school milk program, will be released for public showing tomorrow when it begins a five-day run in more than 325 theaters throughout the five boroughs of the city. Reel was produced by Frank Donovan and is narrated by Lowell Thomas.

Para. Lenser Ends 35,000-Mile Trip

Arthur Menken, Paramount Ne cameraman who returned on Mon from a 35,000-mile photographic t to East Asia and the Antipodes, but some 5,000 miles of which made by plane, said yesterday in press interview that he had tak en route a total of 50,000 feet film, some of which had been patched to the home office during journey, while a considerable p centage is now being cut and edit here.

Menken had "screen interview with the heads of all the leadi states he visited,—the itinerary ta ing him to China and Japan, via t Philippines, and subsequently French Indo China, India, Malay Australia and New Zealand.

The crack cameraman told t press that during the second we in August he was in Chungking wh it was bombed on 34 occasions by t Japanese, who, he added, appear ce tain to enter the war on the side the Axis powers, although the forces in China are bogged down.

Menken declared that the milita supplies over the Burma Road cou be shipped expeditiously were son 100 large transport planes ma available, escorted by fighter cra Also that the U. S. defenses Hawaii and the Philippines are tr mendously strong; Japan's war effo is very thorough; the U. S. is losin its markets in Australia as a resu of war conditions, and in the latt country there are some 400,000 me under arms out of a population 7,000,000, — the civilian populatio working en masse for victory, a though war industry is idle on week end in the same way as the U. S. se up.

Early in December Menken expect to make a national lecture swing.

Petrillo to Meet Today With WB, Para. Execs.

James C. Petrillo, head of th American Federation of Musician will meet this morning with Warner Bros. and Paramount official over the banning of traveling stag bands from theaters unless the management assumes the payment o Social Security taxes for the individual musicians. Dictum delivered by Petrillo went into effec last Monday and will be felt by al houses which have made booking for the end of this week unless matter is settled.

Would Buy Mature's Contract

West Coast Bureau of THE FILM DAIL

Hollywood — Twentieth Century Fox is reported negotiating with Hal Roach for the purchase of Roach's contract with Victor Mature. Price is said to be $80,000 Mature has a one-picture a year contract for five years with RKO, which may prove an obstacle.

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FILE COPY — DO NOT REMOVE

THE Film DAILY

timate in Character
ernational in Scope
dependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

80, NO. 86 NEW YORK, THURSDAY, OCTOBER 30, 1941 TEN CENTS

LUMENSTOCK IN NEW WB NATIONAL POST

ilm Tunes Back on Air as Nets Sign With Ascap

ttlement of 10-Month spute Expected to Put ms on Tele Programs

uick return of film tunes to the via the senior networks was inated last night in the wake of the ning late yesterday by both NBC CBS of new Ascap contracts, s ending the dispute that has kept ap music off the air from most tions since Jan. 1.

he new agreements with both S and NBC run for nine years, h options for extension for an adonal nine years. Mutual negoed a contract with Ascap some ks ago.

nder the terms of the agreement,

(Continued on Page 11)

ges Telecasting S. American Pix

roposal to secure films from Artina and Brazil for American ecasting was outlined yesterday Myron Zobel, president of Telet Productions, Inc., 30 Rockeer Plaza, in a telegram to Col. lliam J. Donovan, U. S. Co-ordior of Information.

obel, who plans to leave for La-

(Continued on Page 11)

A. Ross Off for Survey Latin American Field

I. A. Ross, president of Ross leral, left by plane yesterday for ami, en route to Mexico, Central South America where he will

(Continued on Page 11)

$250,000 Campaign To Back "Purchase"

Paramount will put a $250,000 advertising-exploitation campaign behind "Louisiana Purchase," Bob Gillham, ad-publicity chief, said yesterday. Campaign, utilizing all ad mediums, will be the most extensive, both in coin expended and coverage, in the last two years of Para.'s sales activities. Provision is made for large use of a co-op newspaper copy.

Willkie Tells Picture Pioneers Filmland Comes Through Probe With Flying Colors

Wendell L. Willkie told a cheering audience of the Motion Picture Pioneers last night, in his role of guest at the organization's dinner here, that he has followed every major investigation in Washington during the past decade, and that "no industry has come through with the same quality and spirit as has filmland." He added that the industry "went in and took the gaff, and came out better than it was before." Willkie asserted with ringing conviction that he was "proud to represent them (film interests) on any rostrum." He was accorded a tremendous ovation at the conclusion of his brief speech. With Willkie on the dais were James J. Walker, Barney Balaban, Jesse L. Lasky, Harry Cohn, Jack Cohn, and Harry Brandt.

Films' Role Vital, Asserts Fitzgibbons

Importance of the motion picture industry to the nation has never been so vital as it is today, J. J. Fitzgibbons, president of Famous Players Canadian Corp., declared yesterday at the Ampa luncheon in the Hotel Edison.

In Canada, Fitzgibbons said, the Government has recognized the

(Continued on Page 14)

Sauter Named Defense Information Officer

Appointment of James E. Sauter to the post of regional information officer for the Second Defense Region of the Office of Civilian Defense was announced yesterday by Col. Franklin D'Olier, regional di-

(Continued on Page 11)

Allied Reps. Talk Unity With Rodgers

Jack Kirsch, president of Illinois Allied, and Sidney Samuelson, business head of Eastern Pennsylvania Allied, yesterday began their conferences with distribution heads on national Allied's unity plan. First parley was with William F. Rodgers, vice-president and sales manager of M-G-M, and others are

(Continued on Page 14)

"U" Shifts Chi. Bookings As Product Piles Up

Chicago — Congestion of product and the large number of pictures Universal has available have made it necessary for Universal to book product scheduled for the RKO Palace into the B & K Chicago and

(Continued on Page 14)

Bioff Battered on Cross-Exam.

Forced to Admit to Series of Falsehoods

Sadly battered after a hard, daylong cross-examination by U. S. District Attorney Mathias F. Correa, Willie Bioff on trial with George E. Browne, IATSE prexy, for alleged extortion yesterday confessed that he may have lied on dozens of other occasions but would not think of doing so now "because I have more respect for this court than for those Communist income tax committees and those others who questioned me."

Time after time, the witness was

(Continued on Page 14)

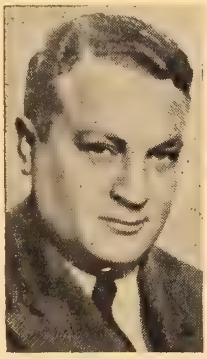
Lt. Col. Gillette Will Address NBR Conference

Keynote of the 18th annual conference of the National Board of Review, to be held in the Hotel Pennsylvania, Nov. 13-15, inclusive, will be "Movies in a Democracy," in connection with which a special session in the Museum of Modern Art Film Library devoted to the

(Continued on Page 14)

To Co-ordinate All Sales Promotion, Merchandising And Exploitation for Co.

Mort Blumenstock, in charge of Warner Bros. Pictures, Inc., advertising and publicity in the East for the last four years, steps up to the newly created post of national manager of advertising and co-ordinator of all sales promotion, merchandising and exploitation activities for the parent company.



MORT BLUMENSTOCK

Formal announcement of Blumen-

(Continued from Page 15)

Partial Stage Band Victory for A F of M

James C. Petrillo, head of American Federation of Musicians, won a partial victory yesterday when representatives from the Warner Bros., Paramount and RKO circuits agreed

(Continued on Page 11)

Consent Election Looms In SOPEG-Col. Talks

Representatives of the Screen Office and Professional Employes Guild, Local 109, CIO, and those of Columbia Pictures met yesterday in

(Continued on Page 14)

WB Zone Managers to Meet With Bernhard

Zone managers of Warner theaters will huddle at the home office today with Joseph Bernhard. Whether announcement will be made by Bernhard of an assistant in the theater department at the meeting was undetermined last night.

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Wednesday, Oct. 29)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.				
Col. Picts. vtc. (2½%)				
Columbia Picts. pfd.				
Con. Fm. Ind.	⅝	⅝	⅝	— ⅛
Con. Fm. Ind. pfd.	9¾	9¾	9¾	— ⅛
East. Kodak	136⅜	136⅜	136⅜	+ ⅜
do pfd.	176	176	176	
Gen. Th. Eq.	13⅛	13⅛	13⅛	+ ½
Loew's, Inc.	38⅝	38½	38⅝	+ ⅛
do pfd.				
Paramount	14¾	14½	14½	— ⅛
Para. 1st pfd.	107½	107½	107½	— 1¼
Para. 2nd pfd.	13⅛	13⅛	13⅛	— ⅛
Pathe Film	14	14	14	+ ¼
RKO	2½	2½	2½	— ⅛
RKO $6 pfd.				
20th Century-Fox	8⅝	8½	8½	
20th Century-Fox pfd.				
Univ. Pict. pfd.	156	156	156	

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	103	102¾	103	
Para. B'way 3s55	59¾	59¾	59¾	+ 2
Para. Picts. cv. 3¼s47	100½	100½	100½	+ ⅛
Warner Bros.' dbs. 6s48	96½	96½	96½	

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.				
Radio-Keith cvs.				
Sonotone Corp.				
Technicolor	8¾	8⅝	8⅝	+ ⅛
Trans-Lux	⅝	½	½	
Universal Corp. vtc.				
Universal Picts.				

Zanuck Back to Coast

Washington Bureau of THE FILM DAILY

Washington—Lieut. Colonel Darryl F. Zanuck, Col. Nathan Levinson, Maj. John Aalberg and Capt. Gordon S. Mitchell leave for the Coast today after a short tour of active duty in the office of the Chief Signal Officer of the U. S. Army.

NOW AVAILABLE

Experienced motion picture copy writer, house organ, captions, contact work. Has filled important editorial and public relations assignments. Knowledge of German and French. Former secretary to major film president, also Wall St. experience. Write Box 1500, The Film Daily, 1501 Broadway, New York, N. Y.

Senate Witch Hunters Find an "Out"; Defer Inquiry Because of the Neutrality Debate

Washington Bureau of THE FILM DAILY

Washington—The Senate Interstate Commerce sub-committee yesterday found an "out" for that very much desired further postponement of war film propaganda hearings.

Because the neutrality debate in the Senate is of such "transcendant importance," the sub-committee determined at an "informal" meeting yesterday to postpone resumption of its inquiry until completion of the present debate and the Senate's vote on the Neutrality Act's amendments.

The sub-committee had no announcement as to who would be called if and when hearings actually are resumed.

Virginia Beach Theater Files Availability Case

Asking for day-and-date availability with the Newport Theater, a demand for arbitration has been filed by the Bayne Theater, Virginia Beach, Va. The Newport now has 21 days protection over the Bayne.

New Haven—The New Newington Theater, Newington, was given an arbitration award whereby it may play product 21 days after first-run New Britain. Complainant had asked for a reduction of the existing 30-37 days clearance to seven days.

A. A. Ribicoff, arbitrator, ruled that Warner Bros., one of the defendants, could not be affected by the award because under Section XVII of the consent decree he was without power to render a decision against Warners with respect to the first-run Warner Embassy and Strand, New Britain, and clearance between them and other theaters.

Clearance Case is Filed By Highland Park House

Chicago—Asking better clearance schedules from Paramount, RKO and 20th Century-Fox, William Pearl, operator of the Alycon Theater, Highland Park, Ill., has filed a demand for arbitration here. Named in the complaint are the Del Lago Theater, Wilemette; Lake Forest Theater, Lake Forest, and the A. J. B. Theaters, Libertyville.

Moss to Memphis, N. O. For Opening of "Blues"

To check on plans for the dual world premiere of "Birth of the Blues" tomorrow in Memphis and New Orleans, Alec Moss is in Memphis today, with the hop to New Orleans to follow. Before returning, Moss also will visit Charlotte, Atlanta and Dallas to confer with Paramount field men, theater operators and newspaper people.

E. M. Loew Hospitalized

Boston—E. M. Loew, head of the circuit which bears his name, is ill at a Boston hospital, but his condition is not regarded as serious.

First Winter Camp Show Planes to the Caribbean

Camp Shows, Inc., of which Eddie Dowling is president, will send the first of its Winter program of shows for Army Camps and naval stations to Puerto Rico and other Caribbean bases tomorrow via an Army transport plane, aboard which will be John Garfield, film star; Oliver Hardy and Stan Laurel, screen comedians; Chico Marx of the former Four Marx Brothers; Mitzi Mayfair, musical comedy dancer; and Jane Pickens and Benay Venuta, singers.

Program is financed by USO funds, with Screen Actors Guild, Association of Motion Picture Producers, and Actors Equity co-operating with Dowling in assembling talent. It is expected that sufficient units will soon be formed to play a circuit of 186 camps and naval stations, each getting a show at least once every two weeks.

Board of directors of Camp Shows, Inc., a non-profit agency formed by the Citizens Committee for the Army and Navy in collaboration with the USO, consists of Y. Frank Freeman, Lee Shubert, Bert Lytell, Eddie Dowling, Walter Hoving, Harper Sibley and Clarence G. Michalis. Latter is organization's treasurer, and Lawrence Phillips is executive vice-president and secretary.

Rodgers Speaks Today At ITOA Luncheon Meet

W. F. Rodgers, M-G-M general sales manager, will address the ITOA at a luncheon-meeting today at the Hotel Astor.

FRIENDLY SERVICE SAVES TIME AND MONEY AT Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

COMING and GOING

HERMAN WOBBER, 20th-Fox sales mana leaves for Boston and other New England changes today.

STEVEN PALLOS, Alexander Korda's Eas representative, left yesterday for a tour of UA exchanges.

NED SPARKS is stopping at the Hotel W wick.

BILLY WILKERSON, Hollywood publish turned to the Coast last night by plane.

ALEC MOSS left last night for Memphis, v visits to New Orleans, Charlotte, Atlanta Dallas to follow.

MARIA MONTEZ, Universal player, arrives Cambridge today from the Coast on a "b date" to attend the Harvard Freshmen's H lowe'en dance tomorrow evening.

JAMES WONG HOWE is visiting New Y after completing his assignment as director photography for Warners' "Kings Row."

H. A. ROSS, president of Ross Federal search, planed to Miami yesterday on the f leg of a South American trip that will c five to six weeks.

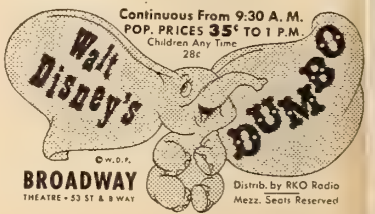
NEW YORK THEATERS

RADIO CITY MUSIC HALL
Rockefeller Center
FRED ASTAIRE ● RITA HAYWORT
"YOU'LL NEVER GET RICH'
A Columbia Picture
ON GREAT STAGE: "UP OUR ALLEYS"—a gay, spectacular revue, produced by Leonidoff Symphony Orchestra, direction of Erno Rape 1st Mezzanine Seats Reserved Circle 6-460

PARAMOUNT PRESENTS BOB HOPE PAULETTE GODDARD "NOTHING BUT THE TRUTH"
IN PERSON THE ANDREWS SISTERS JOHNNY LONG AND BAND
PARAMOUNT TIMES SQUARE

RANDOLPH SCOTT
GENE TIERNEY in
"BELLE STARR"
A 20th Century-Fox Picture
PLUS A BIG STAGE SHOW ROXY 7th AVENUE 50th STREET

RKO PALACE B'WAY & 47th St.
IRENÉ DUNNE-ROB'T MONTGOMERY
"UNFINISHED BUSINESS"
and
"9 LIVES ARE NOT ENOUGH"
RONALD REAGAN-JOAN PERRY



Continuous From 9:30 A. M.
POP. PRICES 35¢ TO 1 P.M.
Children Any Time 28¢
Walt Disney's DUMBO
©W.D.P.
BROADWAY THEATRE • 53 ST & B WAY
Distrib. by RKO Radio
Mezz. Seats Reserved

NO GUESS-WORK!

Here's what's coming from The Friendly Company.

THAT'S HOW YOU SPELL IT!

What's coming from M-G-M? Can M-G-M keep up the sizzling pace? What is to follow "Jekyll & Hyde," "Honky Tonk" and the other big early season M-G-M entertainments? No guess-work. Here they are: Many are completed, others are in production. The best is yet to come, among them the Greatest attractions in M-G-M history. That means the Greatest in Film history. For instance, see what follows!

The crowds will soon be heading for
MICKEY ROONEY
JUDY GARLAND

"Come out of the kitchen, housewife. It's better than 'Babes in Arms'."

"Put it off till tomorrow, Mr. Business Man. Take the wife to see Mickey and Judy's new triumph."

"Declare a school holiday, Mr. Mayor. It's more fun than 'Strike Up the Band'"

"Even this can wait, sweetheart. Let's get going to 'Babes on Broadway'."

MICKEY ROONEY, JUDY GARLAND in "BABES ON BROADWAY" with Fay Bainter, Ray McDonald, Donald Meek, Virginia Weidler, Richard Quine, Alexander Woollcott · Directed by BUSBY BERKELEY. Produced by ARTHUR FREED · Screen Play by Fred Finklehoffe and Elaine Ryan. Original Story by Fred Finklehoffe.

Completed! Previewed! M-G-M's "Babes on Broadway" is the biggest package of entertainment that ever flooded your screen with talent, song, heart-throbs; and your box-office with gold.

(Plenty more—Keep going)→

"DON'T GET CAUGHT WITHOUT 'PANAMA HATTIE!'"

LISTEN TO YOUR PATRONS:

"'Panama Hattie' has been previewed in California!"
"The reports say it's a sensation!"
"That's the big Broadway musical hit!"
"Filmed in the M-G-M manner. Oh boy!"
"Ann Sothern, Red Skelton—what a combination!"
"With a top-notch comedy cast and Cole Porter tunes!"
"Bring on 'Panama Hattie,' Mr. Theatre Manager!"
"We'll be there!"

"PANAMA HATTIE" Starring ANN SOTHERN, RED SKELTON with "Rags" Ragland, Ben Blue, Virginia O'Brien, Alan Mowbray, Dan Dailey Jr., Jackie Horner • Screen Play by Jack McGowan & Wilkie Mahoney • Directed by NORMAN Z. McLEOD. Produced by ARTHUR FREED.

TRACY AND HEPBURN
—that's why Leo is
weighing the idea
of the Academy
Award!

"THE WOMAN OF THE YEAR" will be THE PICTURE OF THE YEAR!

SPENCER TRACY, KATHARINE HEPBURN in "WOMAN OF THE YEAR" • A GEORGE STEVENS' Production with Fay Bainter, Reginald Owen. Original Screen Play by Ring Lardner, Jr. and Michael Kanin • Directed by GEORGE STEVENS • Produced by JOSEPH L. MANKIEWICZ.

Completed!
Previewed!
It's positively
Terrific!
It's got that
"Philadelphia Story"
Box-office stamina!
Long life at
Your show-shop!

(Continue on next page, please)

Weather-proof! The kind of show that brings the dough in rain or snow!

PUT YOURSELF IN THIS PICTURE! Ride with the Winner!

(continuing M-G-M coming attractions!)

Completed! Previewed! Another big M-G-M Show on the way to you!

ROBERT TAYLOR
LANA TURNER *in*
"JOHNNY EAGER"

A MERVYN LeROY PRODUCTION with EDWARD ARNOLD, Van Heflin, Patricia Dane, Henry O'Neill, Diana Lewis • Screen Play by John Lee Mahin and James Edward Grant • Directed by MERVYN LeROY • Produced by JOHN W. CONSIDINE, Jr.

Completed! Previewed! Add it to the sure-fire box-office shows from Leo!

ROSALIND RUSSELL
WALTER PIDGEON *in*

"MISS ACHILLES' HEEL"

(title to be changed)

with EDWARD ARNOLD, Lee Bowman, Mary Beth Hughes, Barbara Jo Allen, Guy Kibbee • Original Screen Play by Lionel Houser • Directed by NORMAN TAUROG • Produced by JOHN W. CONSIDINE, Jr.

Completed! Previewed! The best-selling novel to the life! Another Big One!

"H. M. PULHAM, Esquire"

starring

HEDY LAMARR
ROBERT YOUNG
RUTH HUSSEY

with CHARLES COBURN, Van Heflin, Fay Holden, Bonita Granville • Screen Play by King Vidor and Elizabeth Hill • From the novel by John P. Marquand • Directed by KING VIDOR

"Wish I had more space to tell you about—"

In production NORMA SHEARER, MELVYN DOUGLAS in "We Were Dancing," based in part on Noel Coward's "Tonight at 8:30"... Just finishing at press-time, SHIRLEY TEMPLE (*she's twelve and terrific now*) co-starred with HERBERT MARSHALL, LARAINE DAY in "The Girl On The Hill"... Coming JEANETTE MacDONALD, NELSON EDDY in the Broadway stage smash musical "I Married An Angel"... And the new KILDARE picture is shaping up swell ... And "Tarzan's Secret Treasure," the first one in two years, is awaited by the fans ... In production "Mr. and Mrs. North" the New York stage delight (GRACIE ALLEN's in it) ... WALLACE BEERY's "Steel Cavalry" (of course, Marjorie Main, too) ... GREER GARSONS's next is "Mrs. Miniver," the best-seller. She's co-starred with WALTER PIDGEON ... "The Vanishing Virginian" has a swell Frank Morgan role ... And wait 'til the folks hear about RED SKELTON in "How To Win Friends and Influence People" based on the Dale Carnegie book sensation ... And more happy hits in preparation from the Studio that never fails you!

(Turn please)

THIS PHOTO TELLS ITS OWN STORY

The men who pass through these portals may not be the world's most beautiful males but they're FRIENDLY. This is the door of the M-G-M Home Office Sales Department. Note that it is open. Note also the Welcome on the mat. The mat was placed there when this picture was made so that the photo would express truly the spirit that lives there always. And this symbol is duplicated in spirit in every M-G-M Branch Office throughout the land, as well as in those far places of the world where the Lion still bravely carries on. The Open Door policy at M-G-M was not born yesterday. It has existed all the years we have been in business and out of its operation M-G-M came to be known as THE FRIENDLY COMPANY. To say it simply: "Your M-G-M representative wants to know your problems. He cannot know them until you tell him. The door is always open." Welcome Mr. Exhibitor!

Printed in U.S.A.

BS and NBC Sign ew Ascap Contract

(Continued from Page 1)

e networks will pay Ascap at the urce 2¾ per cent on network comercial business and their managed d operated stations will pay 2¼ r cent on local and national spot siness.

he Ascap contract with the nets t expired last year provided for per cent, but was collected from dividual stations.

The 10-month dispute admittedly s affected the exploitation of films the air. With film music largely scap, radio plugs, especially for usical films, via orks, etc., have een conspicuous by their absence the nets.

The settlement, too, is expected clear the way for extensive use of lms in television. The fact that t only song numbers but musical umbers for films largely have been ontrolled by Ascap has been a ma- hurdle to the use of pix by tele tations since Jan. 1 last.

auter Named Defense nformation Officer

(Continued from Page 1)

ector. In his new capacity, Sau- who serves as a volunteer ithout pay, will be in charge of ress, newsreel and radio relations the region which includes the tates of New York, New Jersey nd Delaware. His headquarters ill be in the Port Authority Building, 111 Eighth Ave.

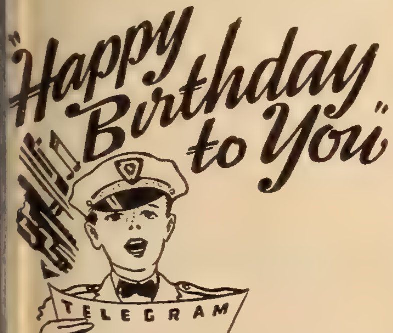
Sauter shortly will call a confernce of newsreel, press and radio ompanies, it was said yesterday.

. A. Ross Off for Survey f Latin-American Field

(Continued from Page 1)

ake an extensive personal survey ith a view to later extension of oss Federal activities there.

From Miami, Ross will fly to exico City, proceeding from there o other Latin-American capitals, cluding Lima, Rio de Janeiro and uenos Aires. He will be away rom the home office here for five six weeks, it is understood.



Ruth Hussey
Zoe Akins
Sue Carol

George Marion, Jr.
Arthur Benline
Willie Weil

ALONG THE RIALTO

with Phil M. Daly

● ● ● **SHORTLY** before seven o'clock last evening, local Film Row and surrounding precincts rang with the chantey, "Pull For The Shor, Sailors!,"—the Shor being Toots' famed feed-baggery at 51 West 51st St.......It happened that way because of two gents, Thomas Alva Edison and Jack Columbia Cohn......The former pioneered the motion picture, and the latter went him one better by pioneering the Motion Picture Pioneers......The famed celluloid Order had its autumnal meeting at the aforementioned locale, and, truth to tell, it was a memorable event whose arrangements were perfect, sparkplugged by the Messrs. Hal Hode and Joe Hornstein......

▼ ▼ ▼

● ● ● *TO those who attended (there were some 200), the proceedings will live long and lively in memory, as you can well imagine when it is cited that the guests of honor were Wendell L. Willkie and James J. Walker......In as brilliant a speech as has been heard in industry annals, the former Mayor of New York paid a glowing tribute to the Horatius from Indiana who has so magnificently defended filmland in the Washington witch hunt......Mister Willkie was given a rousing ovation, and with great power and charm delivered a brief address......It was also the function of Jimmy Walker to induct into the Pioneers the Class of 1941 which consisted of William R. "Bill" Ferguson, Phil Hodes, Hal Horne, Harry Cohn, Charles Koerner, Louis Rosenbluh, Jack Levin, Oscar Morgan, Nathan Hirsh, Harry C. Arthur, Harry Moskowitz, H. S. Eskin, Nathan Goldstein, Haskell Masters, Russell C. Roshon, and, quite paradoxically, Jesse L. Lasky, one of the industry's truly standout pioneers......*

▼ ▼ ▼

● ● ● **HOUSE MANAGER** Jack Cohn and his aides saw to it that Mister Willkie was given one of the famous gold cards emblematic of membership in the Motion Picture Pioneers, which is a signal honor considering that the able gentleman from Indiana has been identified with the celluloid kingdom for but a little while, but, Oh, how greatly! ......He sat on the dais captivated by the skill of the Walker spiel, and with him were parked the presiding Jack Cohn along with Barney Balaban, Harry Cohn, Jesse L. Lasky, Harry Brandt, and the scintillating Jimmy......

▼ ▼ ▼

● ● ● *AS swift moving and spectacular as the final reel of a DeMille epic was the program......Pigskin luminaries Ace Parker and Bob Considine put in personal appearances......Dr. Marcus went to town with some marvelous card tricks, the climax of which found Leo Brecher blowing up balloons with missing Ace of Clubs in one of them ......Too, the gang played a rousing (and profitable) travesty on screen games,—the pastime being christened "Stinko"......Harry Cohn won a prize when Brother Jack pulled his number, while a great cry of "Fake!, Fake!" shook the rafters......Mister Willkie annexed from the game a Teddy Bear, and other successful gents were Jimmy Walker, Earl Hammons, Col. Fred Levy (from Kentucky, Suh!), Bert Altec Sanford, and Fred McConnell......Hal Hode, to prove the game on the level, swapped his ticket with Sam Citron and won a $50 radio!......*

▼ ▼ ▼

● ● ● **JUST** a few of those on hand were Harold Rodner, Ken Clark, Pete Siebel, Saul Rogers, Rutgers Neilson, P. A. Powers, "Chick" Lewis, Charles L. O'Reilly, Eddie Golden, Lou Geller, Moe Silver, William F. Rodgers, Earl Hammons, Sam E. Morris, Dave Palfreyman, Bob Wolff, Vincent Trotta, Oscar Morgan, Emil Jensen, Harry D. Buckley, Harry Buxbaum, Sam and George Dembow, Red Kann, J. H. Hoffberg, Jay Emanuel, Morris Kutinsky, Walter Futter, Henry Siegel, Ray Gallagher, and Phil M. Daly (who wouldn't have missed it for the world) ......Bob O'Donnell sent word from Texas that he regretted his inability to attend, as did the Duke of Windsor......Those boys were just out of luck......

Urges Telecasting Of S. American Pix

(Continued from Page 1)

tin America in December, stressed that the use of cultural films of South American arts and industries for television programs would "insure a real understanding by us of Latin-American life and customs and offset current misconceptions."

"The South American republics are heartily sick of our attempting to bring culture to them," Zobel commented yesterday. "Their civilization, their universities and their history runs back far earlier than ours."

Zobel pointed out that South America offers an important television market for U. S. advertisers and that markets here must offer reciprocal opportunities.

On his visit in December, Zobel will confer with Dr. Julio Barata, director of radio of the Brazilian Department of Propaganda, and with film producers in both Brazil and Argentina.

Partial Stage Band Victory for the A F of M

(Continued from Page 1)

to sign the Form B contract whereby the management assumes the responsibility for the payment of Social Security taxes for the individual members of traveling bands.

Both RKO and Paramount, however, signed the contract for a two-week period only. Idea is to clear up contractual obligations which would have resulted from Petrillo's ruling barring stage bands from theaters after Oct. 27 unless the operator signed the Form B contract. After the two-week period, the circuits will make a decision.

The Form B contract which Warner Bros. signed will undergo some revisions, it was indicated. A spokesman for Warner Bros. stated: "We agreed to sign a contract with some amendments still to be discussed. Any contract signed will be subject to revision upon final agreement on the amendments under discussion."

Solomon Dan Dead

Memphis, Tenn. — Solomon Dan, 59, pioneer Memphis movie operator, is dead. After leaving the theater business, he handled publicity for other amusement enterprises in several southwestern states.

TO THE COLORS!

McGehee, Ark. — Ralph Lehman, manager of the Ritz theater here, has resigned to enter the Air Corps. Before coming to the Ritz last July, he was manager of the Strand at Pine Bluff and of the Rialto at North Little Rock.

HOW GREAT

"Magnificent production rich in box office potentialities which will be included in the album of outstanding films of all time...'How Green Was My Valley' glows with greatness!" —*The Film Daily*

"'How Green Was My Valley' is a film conceived and executed with dignity, honesty, thoroughness and superlative competence." —*Cecelia Ager, PM*

"'HOW GREEN WAS MY VALLEY'

"Richard Llewellyn's moving and eloquent novel, 'How Green Was My Valley,' has been translated to the screen with consummate artistry! It is a distinguished and enormously absorbing narrative. Once again, the director of 'The Informer' and other notable productions has enriched the screen." —*Rose Pelswick, N.Y. Journal-American*

"'HOW GREEN WAS MY VALLEY' IS SUPERIOR MOTION PICTURE ENTERTAINMENT!"

—*Phil Koury, Kansas City Star*

"'How Green Was My Valley' is one of the year's better films, a surefire critic's picture and, unlike most features that draw kudos from crix, this one will also do business. It's a film that holds much to remember and it is this reminiscent quality that should create a very valuable word-of-mouth. Walter Pidgeon is excellent; Maureen O'Hara splendid; Donald Crisp and Sara Allgood inspired; Anna Lee equally expert; and above all, there is a potential new boy star in Roddy McDowall. An ultra-production." —*Variety*

Now Thrilling New York's Millions at the RIVOLI

"'HOW GREEN WAS MY VALLEY' IS A SPLENDID ACHIEVEMENT!" —*Kaspar Monahan, Pittsburgh Press*

"THIS IS ONE OF THE BIG IMPORTANT PICTURES OF THE YEAR AS WELL AS ONE OF THE MOST DEEPLY ENJOYABLE."

—*Archer Winsten, New York Post*

"Under John Ford's intuitive direction, 20th Century-Fox has brought Richard Llewellyn's fine, dramatic novel, 'How Green Was My Valley,' to the screen in one of the outstanding film productions of the year. An extraordinarily interesting picture, one that warms the cockles of the heart ...it is 20th Century-Fox's finest production of the year and one of the director's best." —*Kate Cameron, N.Y. Daily News*

'HOW GREEN

RE THE RAVES!

ERFECT PRODUCTION!"
—Lee Mortimer, N. Y. Daily Mirror

"'How Green Was My Valley' is a stunning masterpiece. You can never expect to see a film more handsomely played. Darryl Zanuck, John Ford and their associates at 20th Century-Fox have fashioned a motion picture which may truly be regarded as an outstanding film of the year!"
—Bosley Crowther, The New York Times

"'HOW GREEN WAS MY VALLEY' IS A GREAT PICTURE!"
—Keith Wilson, Omaha World-Herald

"You will be denying yourself a thrilling experience if you miss 'How Green Was My Valley'!"
—Buck Herzog, Milwaukee Sentinel

"I know all the fans of this country are going to be thrilled!"
—Lucia Perrigo, Chicago Herald-American

"A REAL THRILL! A FINE FILM!"
—Mitch Woodbury, Toledo Blade

"JOHN FORD'S MASTERPIECE. WITH SUCH A STIRRING FILM IN TOWN THE THING TO DO IS DROP EVERYTHING AND RUSH TO SEE IT, BECAUSE YOU WON'T SEE ANOTHER ONE LIKE IT FOR A LONG TIME!"
—William Boehnel, N. Y. World-Telegram

"A WONDERFUL PICTURE!"
—Anne McIlhenney, Buffalo Courier-Express

"EXCELLENT! FINE! GREAT!"—Bruce Palmer, Daily Oklahoman

"Scenes as fine and moving as anything the screen has produced. Certainly, 'How Green Was My Valley' is one of the few films of which it can be said you will be denying yourself a rich experience by missing it."
—Howard Barnes, N. Y. Herald Tribune

"'HOW GREEN WAS MY VALLEY' IS ONE OF HOLLYWOOD'S TRULY GREAT ACHIEVEMENTS! ANOTHER MILESTONE IN MOVIE-MAKING!"
—Joyce Dana, Boston Sunday Advertiser

"'How Green Was My Valley' was a book for everyone to read. Its screen translation is a beautiful and genuinely emotional film."
—Eileen Creelman, N. Y. Sun

20th CENTURY FOX

AS MY VALLEY'

Allied Reps. Talk Unity With Rodgers

(Continued from Page 1)

scheduled for today and tomorrow with representatives of all distributing companies including the independents.

Current parleys are for the purpose of "feeling out" the executives' attitudes toward the unity proposal and to reach a tentative agreement on a course of action. Kirsch and Samuelson then will report their findings to the Allied conference committee which, in turn, will make a full report to the board of directors. Best procedure with which to establish the national unity conferences will then be determined.

Lt. Col. Gillette Will Address NBR Conference

(Continued from Page 1)

Army training films, with Lt. Col. M. E. Gillette, in charge of the Training Film Laboratory at Fort Monmouth, N. J., as guest speaker.

On the afternoon of Nov. 14, session speakers will be Sergeant Garson Kanin; Elizabeth Hawes, fashion designer and author; and Bosley Crowther, Film Critics Circle's president. At other sessions speakwill include Louis Nizer, prominent film attorney and executive secretary of the New York Film Board of Trade; Lars Moen, film engineer; and Mrs. Rustin McIntosh, headmistress of Brearley School.

Conference opens on the morning of Nov. 13 with a session commemorating 25 years of community film activity under the Board's auspices. Leaders of the discussion will be Lester Scott, Camp Fire Girls' national executive, and Mrs. Howard S. Gans, Child Study Association's honorary president.

Approximately 300 delegates will attend the conference. Morning of the final day will, as usual, be given over to the Young Reviewers and affiliated 4-Star Clubs. Immediately afterward will be held the Board's 27th Annual Luncheon.

Ia. Allied to Get Report On "Jack Rabbits" Nov. 24

Des Moines—Committee of Iowa film men named to investigate the 16 mm. and portable circuit situation in the state, will submit a comprehensive report at the convention of the Allied Theater Owners of Iowa-Nebraska, tentatively scheduled here for Nov. 24.

Committee members who met here this week embraced Chairman Forrest Judd, Joe Manfre of Paramount and Mrs. C. S. Hoffman of Knoxville, W. H. Eddy of Indianola, W. P. Grossman of Nevada and A. B. Petti of Winterset.

Others that attended the meeting included Bud Moran of Republic. Tom Burke of Monogram, Mr. and Mrs. Ben Brink of West Point, Carol Lane of Carroll and Bob Gray of Van Cleve.

Budd Schulberg's "Hollywood Doctor" Will Be Telecast by NBC's WNBT on Friday Night

Budd Schulberg, author of the best seller, "What Makes Sammy Run," has written a short drama, "Hollywood Doctor," for television, and NBC will televise it over Station WNBT Friday night at 8:31. Central characters are a doctor, victim of too much Hollywood living, and the femme who brings him back to saner ways. Adrienne Ames will play the girl. Ernest V. Colling is directing.

Bioff Battered on Cross-Exam.

Forced to Admit to Series of Falsehoods

(Continued from Page 1)

confronted with testimony which he had sworn to on other occasions and each time a reluctant admission was torn from his lips that it wasn't the truth then, but that the current version was the gospel. In the course of his questioning, evidence was presented that Bioff had lied in an application for a passport, in affidavits signed during his extradition hearing, at a legislative investigation, before the tax commissioner in Los Angeles, at a civil trial in the California Superior Court and before other Governmental agencies and courts.

To Eat Apples and Talk

Bioff contended that Nicholas M. Schenck had broached the subject of his transporting cash to the Coast after meeting him three or four times over a period of six months. As Correa put it, Bioff "would have the Court believe that you and Mr. Schenck would take several hours off in the middle of the day to eat apples and talk over miscellaneous affairs."

At one point, the witness's floundering was cut short by Federal Judge Knox who impatiently inquired: "Did it ever occur to you that it was inconsistent for you to act as a labor leader and at the same time perform the duties of a messenger for the employers?"

Bioff gropingly explained: "You see, lawyers may be on the other side of the fence from each other during a trial but friendly outside. My thought was that it could be done."

"But you still didn't want your members to know?", the court asked.

"People Don't Think Right"

"Well, people don't think right," the defendant offered as an excuse.

"You were afraid you'd be misunderstood?" Correa queried sarcastically. "That's right," Bioff replied.

The witness's testimony was interrupted at another time by Judge Knox who asked: "When you got all this money and transferred it to Mr. Schenck did you keep any memorandum or records of dates and amounts?"

"No sir, I did not," Bioff said.

"Weren't you afraid that you would have been charged with the commission of a crime?" the court inquired.

"No, Joseph Schenck would have protected me," was the answer.

"But, suppose he died?" Judge Knox asked.

"In that case, I would have been all right," he replied.

"You mean you would have kept the money then," the court asked sharply. The defendant hedged for a minute and then aswered "No, I would have given it to Nicholas Schenck."

Says He Only Got $20,000

"How much did you really get out of these transactions?" the court persisted. Bioff insisted the total was $20,000.

Bioff also admitted receiving $4,000 worth of furniture from RKO which he refused to pay for "on advice of his lawyers." He conceded that he had used a number of aliases, but maintained they were for legitimate purposes.

His cross-examination continues today. The court announced that no session will be held tomorrow.

Consent Election Looms In SOPEG-Col. Talks

(Continued from Page 1)

the offices of the latter to discuss determination of exclusive bargaining agent for Columbia employes.

Sources close to the union said last night that if the negotiations are successful, it will mark the first consent election in film industry annals. Talks are expected to conclude this week, with announcement forthcoming as to the date of the proposed election.

"U" Shifts Chi. Bookings As Product Piles Up

(Continued from Page 1)

Roosevelt theaters. "Unfinished Business" goes into the Chicago on Nov. 14 and "Dakota Badlands" has been booked for the Roosevelt on the same date. Palace opens Saturday with "It Started With Eve."

Hamilton Smith Dies

West Coast Bureau of THE FILM DAILY

Hollywood—Hamilton Smith, 54, producer, director and scenarist, died yesterday at the Wildwood Sanitarium in Newhall. As a writer he worked for Goldwyn Pictures, Universal and Paramount.

Films' Role Vital, Asserts Fitzgibbons

(Continued from Page 1)

power of the screen and the eff
of the industry to give all-out
sistance in times of war. He c
as an example the Canadian G
ernment's campaign to sell war s
ings stamps to the "man on
street." The campaign admi
was bogging down, he expla
until the industry offered to h
resulting in what was believed
be one of the most amazing c
paigns ever sponsored by any
dustry.

Fitzgibbons explained how
aters from Coast-to-Coast on
night of July 15 gave free adn
sion to everybody who purcha
a minimum of two war savi
stamps, an event which was
ceded by a great co-operative c
paign, and having as its climax
sale of more than $700,000 wo
of stamps in one night.

Now is the time, Fitzgibb
said, for advertising and publi
men to build up public confide
which must be placed in the mot
picture industry and in the men
direct the destinies of the vari
companies. It must continue i
and throughout the post war p
iod, he added.

Fitzgibbons was introduced
Austin Keough, general counsel
Paramount.

Jesse L. Lasky preceded Fitzg
bons as a speaker. Lasky told
Ampa diners how he signed
Sergt. Alvin C. York for his
story. Many trips to York's li
town in the Tennessee mounta
were necessary before the Wo
War hero would consent to the d
Lasky said, explaining how Y
asked that Gary Cooper be selec
as the star before he would s
the contract, even though Y
was not sufficiently familiar w
pictures to know just who Coo
was.

During his several visits to T
nessee where he was collecting r
terial on York, Lasky met an
year-old character who wanted
talk about Mark Twain more t
York. Because of these conver
tions on Twain, Lasky decided
build his next picture around
career of the great American
thor.

Hold Washington Rites Today for Owen Cleary

Pittsburgh—Owen Cleary, pr
agent and assistant manager
Shea's Fulton Theater here, d
Tuesday at Mercy Hospital follo
ing a lingering illness. Cleary h
been a publicity man here for m
than 30 years.

He is survived by two brothe
Frank and Daniel Cleary, of Wa
ington, D. C., where funeral s
vices and burial will take pl
today.

B National Post r Blumenstock

(Continued from Page 1)

k's promotion to the spot, ch carries with it more impor- and extensive duties, will be le tomorrow by Charles Einfeld, ector of advertising and public- when sales execs. and branch agers assemble for a first meet- with the new general sales man- r. Ben Kalmenson.

New Berth for Taplinger?

dditional duties assumed by Blu- nstock will necessitate the ap- ntment of a national publicity hager, with Einfeld expected to this second new berth within the t week. Reports from Holly- d last night were to the effect Robert S. Taplinger, Burbank dio publicity director, was being ngly mentioned as the probable ointee.

t the home office yesterday, it said that Mitchell Rawson, tern publicity manager, was tinuing in his present capacity. n his new post, Blumenstock not will have full charge of the ional scene as it relates to the ertising and merchandising of tures, but will also have com- e control of advertising budgets full charge of the national field e. New setup is the latest move the Warner plans for more spe- campaigns and closer co-opera- with exhibs. on individual en- gements of pictures beyond the accepted exchange areas, with iew to getting the maximum b.o. ults from upper-bracket produc- s.

Concentrate on Promotions

Blumenstock will concentrate on moting the most thorough and ensive advertising, exploitation, motion and merchandising of pic- es ever attempted by the film in- try, and will expand budgets and d force as necessary to achieve s objective. Some 4,000 merchan- ing accounts will come under his ection, it is said.

Blumenstock, rated one of the st popular ad-publicity execs. in trade, entered pix as a writer First National in 1926 and con- ued with that company as writer film editor for two years. Later directed several pictures for ramount and other companies. n 1932, joined the Warner-First tional advertising department, won rapid promotion. In 1937, was appointed to the post of East- advertising and publicity head der Einfeld, who transferred his e to the Coast from New York. menstock is a Columbia alum- s.

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es for Mrs. Sara Singer

Chicago—Funeral services were d here yesterday for Mrs. Sara ger, mother of Mort Singer, icago; Will Singer, Omaha; Har- Singer, Los Angeles, and Mrs. telle Sterns, Chicago.

« REVIEWS »

"Blues In The Night"

with Priscilla Lane, Richard Whorf, Betty Field, Lloyd Nolan

Warner Bros. 88 Mins.

ABSORBING FILM ABOUT SMALL BAND THAT PLAYS THE BLUES AND THE DRAMATIC CONFLICTS WHICH ENVELOP THEM.

Spirit of those low down blues, basic pattern of jazz, is captured in this entertaining and engrossing film. While cast is not strong in marquee names, they more than make up for it with some bangup performances. There is comedy, music and melodrama in the film which hits as many emotion as are found in a blues song.

Center of the story are five musicians that live for and play only real jazz. Leader of the small band is a crack piano player, Jigger Pins. Inspired by the clarinet player, Nickie, they start out to carve a place in the musical world. Latest addition to the group is a big trumpet player, Leo, married to singer, called Character.

They befriend a gambler fleeing the police during one of their freight car rides. He sends them to a night club which his former associates are holding for him. There the gambler, Del Davis, resumes operations with the band supplying the music for the night club.

Story then dovetails into some realistic melodrama with the appearance on the scene of Kay Grant, a former girl friend of Davis. He spurns her and she tries to arouse his jealousy by flirting with some of the members of the band. Unexpectedly Jigger falls in love although he knows she is bad and mean. She almost wrecks Jiggers' life but his friends pull him through. Del is shot by Kay. A crippled and former suitor of Kay's solves everyone's problem by driving the car, in which the two are riding, off the road to death.

Richard Whorf, one of the finer actors on the stage, steps in very nicely with a splendid performance as Jigger. Priscilla Lane is swell as Character. Elia Kazan, the clarinet player, Jack Garson, as Leo, Peter Whitney, the bass player, and Billy Halop, as the drummer, are all good. An unpleasant role is played by Betty Field as Kay. She cuts a selfish but attractive picture as the girl who knows what she wants. A nod in the direction of Wally Ford for playing with skill the thankless part of Kay's stooge. Howard da Silva does commendably as the double-crossing friend.

Now that Ascap music is back on the air lanes, showmen should capitalize the swell tunes by Harold Arlen and Johnny Mercer. The songs featured are "Blues in the Night," "Hang On To Your Lids, Kids," "Says Who, Say I" and "This Time the Dream's on Me."

Anatole Litvak's direction is noteworthy for catching the motivating forces behind jazz. He strays afield only when he lets his tale become too melodramatic. The laughs and music are there for a generous share of entertainment.

CAST: Priscilla Lane, Richard Whorf, Betty Field, Lloyd Nolan, Jack Carson, Elia Kazan, Wally Ford, Peter Whitney, Billy Halop, George Lloyd, Charles Wilson, Mat McHugh, Joyce Compton, Herbert Haywood, Jimmy Lunceford and his band, Will Osborne and his band.

CREDITS: Associate Producer, Henry Blanke; Director, Anatole Litvak; Cameraman, Ernie Haller; Screenplay, Robert Rossen; Original, Edwin Gilbert; Film Editor, Owen Marks.

DIRECTION, Good. PHOTOGRAPHY, To-Notch.

LESLIE: Oh, Clay, do you think Ram has lost his mind?

FOSTER: You can't excuse him that way . . . he's saner than we are.

LESLIE: It's unreal . . . like a fairy land . . . Does anyone live on any of these keys, Captain?

LOWE: No, ma'am, not on any of them . . . unless it's the Devil . . . These keys ain't fit to live on.

RAMSEY: What's the matter with the boy? Is he afraid to go into the keys?

LOWE: Nobody's afraid in this boat . . . But some has got better sense than others.

MERCY ISLAND

Ray MIDDLETON · Gloria DICKSON

OTTO KRUGER

DON DOUGLAS · FORRESTER HARVEY

TERRY KILBURN · WILLIAM MORGAN—Director

Screen play by Malcolm Stuart Boylan

From the novel "Mercy Island" by Theodore Pratt

A REPUBLIC PICTURE

Buy U.S. Defense Bonds

AMERICA'S LEADING NEWSPAPERS ARE TELLING THEIR MILLIONS OF READERS ABOUT THE FILMING OF THE GALLUP POLL!

FILMS STARTED ON GALLUP POLL

Series to Dramatize

Production of Films On Gallup Poll Starts

New York—Production was

SHORT-SUBJECT SERIES PLANNED ON GALLUP POLL

Gallup Poll Will Be Film Feature

Production Under Way to Present Dramatic Short Subjects Showing Public Opinion Vote

Opinion Polls to Be Shown in the Movies

Films To Show Gallup Poll In Operation And Results

NOW! ON THE SCREEN!

The fascinating behind-the-scenes story of

THE GALLUP POLL

Made under the editorial supervision of Dr. George Gallup,
Director, American Institute of Public Opinion

Produced and directed by EDMUND L. DORFMAN

A COLUMBIA PANORAMIC SHORT-SUBJECT PRESENTATION

FILE COPY
DO NOT REMOVE

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

. 80, NO. 87 NEW YORK, FRIDAY, OCTOBER 31, 1941 TEN CENTS

OPM BLACKS OUT MARQUEES IN 7 STATES

Bernhard Names Kalmine to WB Theater Post

ittsburgh Zone Head Beomes Assistant General Manager of Warner Circuit

Harry M. Kalmine. for the last ine years Warner zone manager n Pittsburgh, yesterday was named ssistant eneral manager of the Warner circuit by Joseph Bernard, presient and eneral manager of Warner Bros. Circuit Management Corp. s zone managers and ome office xecs. met with Bernhard. The ap-

HARRY M. KALMINE

(Continued on Page 3)

Execs. Receptive to Allied Unity Plan

Distribution executives appear to be receptive to Allied's unity plan as presented to them by a sub-committee of Allied's general counsel group.

In the past two days Jack Kirsch,

(Continued on Page 12)

Rank Replaces Ostrer As Chairman of G-B

London (By Cable)—Resignation of Isidore Ostrer as chairman of

(Continued on Page 9)

Uruguayan Audience Hisses Nazi War Pic

Montevideo (By Air Mail)—The Uruguayan public, which is much more outspoken in its anti-totalitarian feeling than that in Argentina, just across the River Plate, hissed the German film on the war in Russia, shown in the Teatro Artigas. Police made arrests but those nabbed were immediately freed by the court.

NATIONAL POST FOR TAPLINGER

Reported Slated as Warners' Publicity Manager

West Coast Bureau of THE FILM DAILY

Hollywood—Robert S. Taplinger. Warner Bros. studio publicity director, will arrive in New York over the week-end, with announcement of his appointment by Charles Einfeld, director of advertising and publicity, as national publicity manager for Warners expected to follow.

Post is a newly created one, and it is understood that decision to name Taplinger to it was reached yesterday. If and when the appointment is made, it will mean a transfer of base for Taplinger from Burbank to New York, it is said. This naturally will entail clearing

(Continued on Page 3)

Special Terms May Be Had on Loew Pix

If an exhibitor objects to the M-G-M sliding scale sales policy, the company will arrange special terms on its percentage pictures, W. F. Rodgers, general sales manager, told the ITOA at a luncheon meeting yesterday. Harry Brandt, ITOA president, explained to the members that Rodgers asked for the

(Continued on Page 4)

Government Orders Elimination of Other Outside Theater Lighting and Curtailment of Non-Essential Interior Lighting to Conserve Southeastern Power

By **OSCAR HUME** *Washington Bureau of THE FILM DAILY*

Washington—A complete "blackout" on theater marquees and other outside lighting and drastic curtailment on non-essential theater interior lighting in seven Southeastern states was ordered yesterday by the Office of Production Management in an effort to conserve power vitally needed for defense production in that area.

The "blackout" on outside lights will become effective immediately. The curtailment on all houses, which might seriously affect the operation schedules of some theaters, will become effective Nov. 10, provided only that the power shortage is not

(Continued on Page 11)

Para. Quarterly Net Soars to $3,071,000

Paramount yesterday estimated its earnings for the third quarter ended Oct. 4, at $3,071,000—a gain of $1,345,000 over 1940's comparable quarter—after interest and all charges including provision for all Federal taxes, normal Federal income taxes being computed at 31 per cent. This amount includes $419,000 representing Paramount's direct and indirect net interest as a stockholder in the combined undistributed earnings

(Continued on Page 4)

Boston Biz Up 10 to 100%; Troop Movements, Factor

Boston—Business continues to be definitely better in Boston. The downtown and the suburban houses alike report increases all the way from 10 to 100 per cent. There are actually two or three instances where business has better than doubled since the same period last year.

Exhibitors attribute the increase

(Continued on Page 9)

Para. Selling Away From 5 NT Circuits

Paramount will sell away from five National Theater circuits—Fox West Coast, Fox Mid-West. Fox Intermountain, Fox Wisconsin and Evergreen—it was announced yesterday by Neil Agnew, general sales manager. It was learned, however, that Fox situations which have

(Continued on Page 9)

GE Defendant in Trust Suit for $1,500,000

General Electric Co. was named defendant yesteday in a $1,500,000 treble damage, anti-trust suit brought in the Federal Court by The Sonolux Co., which claimed a monop-

(Continued on Page 11)

Tale Very Odd, Bioff Admits

Extortion Defense to Continue on Monday

Bioff Payments Bring Para. Stockholders' Suit

Charging that alleged payments to William Bioff and George E. Browne were "wrongful and surreptitious," Lilliam S. Raber and G. Arthur Peck yesterday filed a stockholders' suit against Paramount

(Continued on Page 3)

Completely discredited, Willie Bioff heaved a sigh of relief as he left the witness stand yesterday after a two-day solid grilling by U. S. District Attorney Mathias F. Correa, prosecuting the extortion charges against Bioff and his nominal IATSE superior, George E. Browne. Before stepping down, Bioff admitted his personal "cash carrier service"

(Continued on Page 12)

Name Morey Marcus To UA Chinese Post

Morey Marcus has been appointed to replace Joe Goltz as UA's manager in China. Marcus, had formerly been Far Eastern manager for M-G-M. Goltz is awaiting another assignment from Walter Gould, foreign manager.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(*Thursday, Oct. 30*)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9⅜	9⅜	9⅜	+ ¼
Col. Picts. vtc. (2½%)	7⅜	7¼	7⅜	— ⅛
Columbia Picts. pfd.	....	...	....	.....
Con. Fm. Ind.	....	...	....	.....
Con. Fm. Ind. pfd.	10	10	10	+ ¼
East. Kodak	135⅝	135⅛	135⅛	— 1¼
do pfd.	....	...	....	.....
Gen. Th. Eq.	13	13	13	— ⅛
Loew's, Inc.	39¼	38½	39¼	+ ⅝
do pfd.	106	105⅜	105½	+ ½
Paramount	15⅛	14⅜	15⅛	+ ⅝
Para. 1st pfd.	110	110	110	+ 2½
Para. 2nd pfd.	13½	13	13½	+ ⅜
Pathe Film	13⅞	13⅞	13⅞	— ⅛
RKO	2½	2½	2½	.....
RKO $6 pfd.	....	...	....	.....
20th Century-Fox	8⅝	8⅜	8½	....
20th Century-Fox pfd.	22⅛	22	22⅛	+ ¾
Univ. Pict. pfd.	161	159	161	+ 5
Warner Bros.	5	4¾	5	+ ¼
NEW YORK BOND MARKET				
Loew's deb. 3½s46	103	103	103	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. vtc. 3¼s47	100¼	100¼	100¼	— ¼
Warner Bros.' dbs. 6s48	96½	96½	96½	.....
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	5-32	5-32	5-32	.....
Sonotone Corp.	2¼	2¼	2¼	+ ⅛
Technicolor	8⅝	8½	8⅝	.....
Trans-Lux	⅝	½	⅝	+ ⅛
Universal Corp. vtc.	9½	9⅜	9½	+ ⅛
Universal Picts.	27½	27½	27½	+ ¼

Argentina Okays RKO's "Argentina" After Cuts

Buenos Aires (By Air Mail)—RKO's "They Met in Argentina" has received the green light here after some cuts.

TO THE ALERT SHOWMAN

The most unusual and productive exploitation advertising, and publicity methods are now being offered to the exhibitor of good tast and discrimination. Trained in the schoo of styled advertising, our staff offers it unique and artful talents to the individua and progressive showman. Address inquirie to

CINEMA ADVERTISING GUILD
525 West 45th St. New York City, N. Y.

Ross Federal Transfers Free to Home Office

Horace Free, manager of the Buffalo Office of Ross Federal Service, Inc., has been transferred to the home office, where he will direct the expanding Credit Promotion Division.

Replacing Free at Buffalo is R. D. Tully, for the past several years manager of Ross Federal's Portland, Ore., branch, while J. O. Johnson, formerly Service Manager at Portland, steps up to branch manager there.

N. J. Allied Beefsteak Dinner Set for Nov. 13

Allied of New Jersey will hold a beefsteak dinner and meeting at Harry Hecht's Ritz Restaurant, Passaic, N. J., on Nov. 13. Meanwhile, a round table conference of the South Jersey unit has been scheduled for next Tuesday at the Walt Whitman Hotel, Camden. A similar meeting was held Monday at the New York headquarters. Sessions are said to be helpful in negotiating film contracts.

Raymond Allen Resigns From Premier Circuit

Toronto — Resignation was announced yesterday of Raymond Allen as supervisor of theaters for Premier Theaters circuit owned by Jule and J. J. Allen in association with Famous Players.

Allen declined to comment on the rumor he will become identified with Oscar Hanson in building up a new chain.

Russell Birdwell Opens London Overseas Office

Russell Birdwell announced by cable today that he had opened offices in London. Paul Brewster, will be in charge of the overseas office. Birdwell, who has been in London since the beginning of October, will return in several weeks.

To Screen Test Leo Droucher

West Coast Bureau of THE FILM DAILY

Hollywood—Leo Durocher of the Brooklyn baseball team is in Hollywood in connection with the scenario of "Lou Gehrig" which Samuel Goldwyn will produce. Durocher will be given a screen test and may be cast in the picture.

To Remake "The Glass Key"

West Coast Bureau of THE FILM DAILY

Hollywood — Paramount will remake "The Glass Key" by Dashiell Hammett with Alan Ladd in the role George Raft played in Para.'s 1935 version.

FAS Branch in Atlanta

With the establishment of a branch in Atlanta, Film Audit Service now has 19 offices in key cities in the United States and one in Toronto.

Execs. Hear Birkhead At F of D Luncheon Meeting

Gradwell L. Sears yesterday presided at an industry luncheon in the interests of Friends of Democracy, held in Toots Shor's Restaurant, 51 West 51st Street.

Event was largely attended by film executives and members of the trade and metropolitan press who were addressed by Dr. L. M. Birkhead, organization's head, who related the efforts of his group to eliminate those individuals from the field of public influence whose tenets and actions are held inimical to the American wav of life.

Among those on the luncheon dais were Charley Einfeld, Jesse L. Lasky, Joseph Bernhard, Mort Blumenstock, and John Garfield.

Paramount Exhibs. Attend Comerford Circuit Meet

Buck Hills Falls, Pa.—Neil Agnew, Leonard Goldenson, Charles Reagan and Sam Dembow, Jr., Paramount home office executives, were guests at the luncheon and meeting of the Comerford circuit managers at Buck Hills Falls Inn, here yesterday.

Meeting, to complete circuit drive plans was called by Frank J. Walker of the Comerford Circuit, and John O'Leary, chief of operations for this Paramount theater partnership.

Local 109 to Ask NLRB For Loew H. O. Election

Screen Office and Professional Employes Guild, Local 109 (CIO), will file a petition today with the NLRB for an election to designate the union as the bargaining agent for the Loew's white collar workers. Union claims over 500 members in the Loew's offices. There is possibility that Loew's may follow Columbia and agree to a consent election under NLRB auspices which would eliminate long drawn out labor board hearings.

Collier Young Story Editor for Goldwyn

West Coast Bureau of THE FILM DAILY

Hollywood—Collier Young has been appointed story editor at Samuel Goldwyn studios. He recently resigned as story head at RKO.

Metro Buys "Sunday Punch"

West Coast Bureau of THE FILM DAILY

Hollywood — Metro yesterday bought "Sunday Punch," by Fay and Michael Kanin, as a vehicle for young stock actors—Dan Dailey, Jr., William Lundigan, Bary Nelson and Robert Sterling.

Albert Hartmann, Editor, Dies

Cincinnati—Albert C. Hartmann, 49, outdoor editor of Billboard, is dead here after a 10 weeks' illness. He had been with Billboard for 33 years.

COMING and GOING

W. J. HEINEMAN, assistant general s manager of Universal, leaves today on a weeks' Montana hunting trip after which will make a swing through the Northwest circuit deals.

GEORGE J. SCHAEFER is due in tomor from the Coast.

CARL E. MILLIKEN, Hays office secret and in charge of the foreign department in Washington yesterday.

HAL FORBES, executive vice-president of beam Productions, has arrived in New York join Producer-Director Nate Watt.

TAYLOR HOLMES arrived in San Franci yesterday to play the title lead in the st play, "The Man Who Came to Dinner."

HAROLD S. BUCQUET, M-G-M director, visiting Washington before returning to Hol wood.

WALTER PIDGEON will be the guest of ho at the Variety Club in Washington at an aff for the British War Relief.

CARL BAMFORD, head of the Publix Bamf Circuit in Asheville, N. C., is in New Y for conferences with home office executives Paramount.

NATE GOLDSTEIN, Paramount theater part from Western Massachusettes, is a New Y visitor.

MRS. Y. FRANK FREEMAN, wife of Par mount's vice-president in charge of productic is at the Waldorf-Astoria.

FRANK ROGERS, president of the Florida Sta Theaters, Inc., and **FRED KENT**, general coun for the organization, are conferring with Par mount home office executives this week.

HARRY DAVID, who is now in charge of t Paramount theater partnership operations Southern Ohio, is in Manhattan for discussio with Paramount theater executives.

CHARLES M. REAGAN, Paramount assista sales manager, will attend and address the co vention of the ITPA in Milwaukee Tuesday a Wednesday.

EMIL STERN, Essaness circuit prexy, is on t Coast for a three weeks' visit.

CLIFFORD B. ROSS, vice-president of Ro Federal, accompanies President **HARRY A. RO** on his current Latin-American survey tour.

STAN LAUREL and **OLIVER HARDY**, arrive at La Guardia Field yesterday from Hollywoo

NORMAN ELSON, general manager of Tra Lux Theaters, will return from Philadelphia Mor day.

Colman for "Random Harvest"

West Coast Bureau of THE FILM DAIL

Hollywood—Metro yesterday sign ed Ronald Colman and Greer Garso for the leads in James Hilton' "Random Harvest." Sidney Frankli will produce with work starting a soon as Miss Garson completes he part in "Mrs. Miniver." Originall Metro intended to produce the pic ture in England with Robert Donat

PEOPLE WHO PREFER FRIENDLY SERVICE USE—

Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

ame Kalmine to New VB Theater Post

(Continued from Page 1)

intment to the newly created post s immediately effective.

Present at the meeting were mes Coston, Chicago; Nat Wolf, eland; I. J. Hoffman, New Ha- Don Jacocks, Newark; Moe lver, Albany; Ted Schlanger, iladelphia; John Payette, Washgton, and these home office ecs.: Clayton Bond, Stewart Mconald, Sam Morris, Harry Goldrg, Leonard Schlesinger, Abel gard. Harry Rosenquest and ank Phelps.

Will Headquarter Here

Kalmine, who will headquarter at e home office, has had wide therical and film experience. While ill in his teens, he was company anager for legit. musicals, followg which he broke into film biz as anager of Louis Rosenthal's Clase theater here.

Following World War service with e 115th Infantry of the 29th Dision—he was wounded in the head the Meuse-Argonne — Kalmine anaged the Park theater, East utherford, N. J., then transferring the Bratter & Pollock Oritani, ackensack. Fabian took over the tter house in 1926 with Kalmine maining.

Following promotion to district anager for Fabian, Sam Morris orrowed him to run the seven roadway houses being operated by arners. From theater operation, e took over the job of chief booker New York. Another promotion ade him Warner zone manager in ersey, with headquarters in Newrk, the Pittsburgh assignment folwing.

Active in American Legion

Kalmine is Commander of the ariety Post American Legion in ittsburgh; member of the Meran Legion's National Distingished Guest Committee. Besides e Legion, he is a member of the rder of the Purple Heart and orld War Veterans. He has memership in the Elks and the Conordia and Masonic Clubs of Pittsurgh. He is a native Philadelphian.

Kalmine's successor as Pittsburgh one manager will be chosen short-, it was said last night.

Immigration Official Censors Mexican Pix

Juarez, Mex.—Abel Pavia Gonzales, immigration chief here, has been appointed by the Federal Government as censor of motion pictures showing in this border city. Purpose is to exclude all Axis propaganda, Gonzales will preview all movies before they are shown in Juarez.

FASCISTS BAN FAIRBANKS, JR., PIX

Edict by Federation of Cinemas Regent Results From Actor's Latin-American Good-Will Tour

Rome. Italy (By Air Mail)—Douglas Fairbanks, Jr.'s Latin-American good-will trip did not meet with approval here. Regent of the National Fascist Federation of Cinemas and Theaters has wired all distributing companies banning the showing of pictures featuring Fairbanks.

American companies ceased shipping films into this country over two years ago when new regulations went into effect. However, distributors continue to handle American pictures which are very popular. Fairbanks' most popular picture, "The Prisoner of Zenda" has been withdrawn as have other pictures which he made for RKO, Universal and Paramount.

Distributors were advised also that all foreign films must be given the double-o, eliminating those films or scenes and sequences in which North American institutions, Government organizations or personalities are exalted.

Bioff Payments Bring Para. Stockholders' Suit

(Continued from Page 1)

Pictures and its officers and directors in the Federal Court. The suit demands that the defendants account to the company for $100,000 claimed to have been paid out.

Complaint claims that through the use of "padded vouchers" the defendants concealed the payments from its stockholders.

The current suit is fourth of its kind to be filed, Twentieth Century-Fox having been named in two previous actions and Loew's in one.

Exhibs. Lead in Capital Area Arbitration Wins

Washington Bureau of THE FILM DAILY

Washington — Exhibitors have scored 5½ victories to distributors one and one-half in arbitration cases in the Washington district, a capitulation revealed here yesterday with the filing of the district's tenth case.

Three cases are now pending, five have been decided in favor of exhibitors, while one was a split decision and one was in favor of the distributors. Two cases from this district have been appealed and in one of these cases, the decision of the arbitrator in favor of the exhibitor was upheld. The other appeal is still pending.

The tenth case just filed involves complaint of the Bayne theater at Virginia Beach, Va., against clearance of 21 days granted by Vitagraph to the Newport theater at Norfolk. Owners of the Bayne contend their theater is a first-run, not in competition with the Newport, and that the clearance is unreasonable.

Sidney Lust, owner of the Marlbor at Marlboro, Md., has intervened in the complaint of John H. Taylor, owner of the Charles Theater at La Plata, Md., against clearance granted by Loew's to the Marlboro.

B & K Ponders Milk Bars

Chicago—B & K is considering the installation of milk bars in some theaters.

Catholic Actors Guild Will Entertain Sunday

The Catholic Actors Guild will hold its annual dance and entertainment Sunday night on the Hotel Astor Roof, with Gene Buck, vice-president, taking George M. Cohan's place in welcoming the members and their guests. Because of illness, Cohan will be unable to attend. Admission is gratis, but tickets must be obtained at the Guild Office, Hotel Astor.

Nat'l WB Publicity Post for Taplinger

(Continued from Page 1)

a far greater percentage of Warner publicity in the East than has been recently the case, observers pointed out.

Studio publicity spot likely will be filled by the naming of Alex Evelove, Taplinger's assistant. it was said last night.

Taplinger has been identified with Warners since 1937 when he sold his own publicity and public relations business to accept the studio post under Einfeld. Earlier in his career he was with CBS as assistant publicity director.

MacEwen an Assoc. Producer

West Coast Bureau of THE FILM DAILY

Hollywood—Walter MacEwen has been made associate producer at Warner Bros. and Paul Nathan has been promoted to assistant to Hal B. Wallis, executive producer, the post formerly held by MacEwen.

Fritz Lang on "Moon Tide"

West Coast Bureau of THE FILM DAILY

Hollywod—Fritz Lang has been assigned by 20th Century-Fox to direct "Moon Tide" which will co-star Jean Gabin and Ida Lupino. Nunnally Johnson did the screenplay and Mark Hellinger will product.

Special Terms May Be Had on Loew Pix

(Continued from Page 1)

privilege to speak to the membership and clear up certain complaints arising from the sales plan.

Rodgers said he considered the sliding scale a better business proposition but that M-G-M wanted to make its policy as flexible as possible and therefore an alternate deal could be arranged.

Rodgers denied reports that some circuits were buying M-G-M on an all-flat rental basis, declaring that there was no discrimination against the independents in New York or any place in the country. He said the policy was adopted after every account had been analyzed in order to find a fair basis for selling under the consent decree.

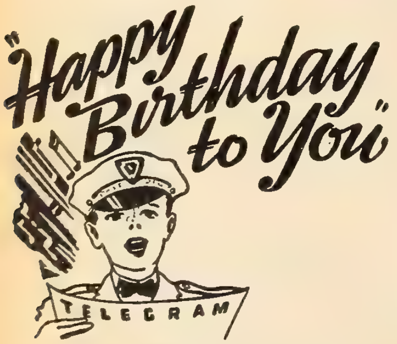
Answering complaints regarding designation of percentage pictures, Rodgers said he believed M-G-M had earned the right to designate pictures in the class where they rightfully belong. Only four pictures possibly will fall in the percentage class this season, Rodgers said, but he indicated there could be more. He insisted, however, that if the picture is not right for percentage, there will be no designation. He repeated his declaration that the doors of the M-G-M exchanges always are open for adjustments on an oversold contract and that branch managers have been so informed.

Rodgers said he wanted to see no theater go out of business and that he would rather service a house gratis for a while than to have it fold up.

Questions were put to him by ITOA members who appeared to be satisfied with Rodgers' answers.

25,576 See Pic in Day

Chicago—"The Eternal Gift" is set for a return date a the B & K Southtown theater where it drew 25,576 attendance in one day. Pic was shown nine times.



OCTOBER 31

Lawrence Grant — Albert D. Levin

NOVEMBER 1

Laura La Plante — M. E. A. Tucker — Ernest Rovelstad

NOVEMBER 2

Ann Rutherford — Terry Ramsaye
Mabel Julienne Scott — James Dunn
Charles Kenyon — Lee Bonnell

▼ ▼ ▼

● ● ● WELL, here's Hallowe'en again..... The festival this year has a special significance for filmland, and we understand that there's a move afoot to have it celebrated herewith and annually as an industry holiday to commemorate the apparently certain demise of that notorious, spectral witch hunt down Washington way...... Our local Film Row, and those in other keys, probably won't go in for some of the general Hallowe'en parlor games, such as ducking for apples, because for seeming weeks on end they have been ducking from applesauce, dished-out by the Senate Interstate Commerce sub-committee......'Tain't going to be a very happy Hallowe'en for the latter group ......It's pretty disappointing to them that they couldn't find anything but a fancied skeleton in the industry's closet......

▼ ▼ ▼

● ● ● *GLEANED RINGING DOORBELLS:......Toots Shor should extend stopover privileges at his restaurant, for many of the boys who left the Motion Picture Pioneers' shindig there on Wednesday night, grabbed a bit of shut-eye and barged back for yes'day's Friends of Democracy luncheon. . . .* ● *Dropped in to see "Chick" Lewis and he sez: "Say, Phil M., will you remind the boys who are going to Pittsburgh this week-end for the Pittsburgh-Ohio State game on Saturday and the Variety Club banquet Sunday night that our special plane leaves LaGuardia Field at 9 a.m. tomorrow (Saturday), and the return flight from Pittsburgh can be made at midnight Sunday". . . .* ● *Paid a call to Si Seadler up in his section of the den of Leo the Lion, and Si sez that Fred Quimby and himself are hosting in the Museum of Modern Art this afternoon a cocktail party and press preview of Edgar Allen Poe's "The Tell-Tale Heart," which is a significant development in short subjects (guest of honor'll be Edgar Allen Poe, Jr., along with a flock of film and literary luminaries)......*

▼ ▼ ▼

● ● ● SEEN BY THE JACK O'LANTERN:......Looking ahead to Sunday night, Joseph Pasternak will be awarded a special plaque in recognition of his contributions to the screen at the Nordacs Club affair in local Manhattan Center (Joe was a Nordacs member before making his residence in Hollywood). . . . ● "International Lady," Ed Small's new production, will open at the Criterion on B'way, Armistice Day (Nov. 11), with George Brent, Ilona Massey and Basil Rathbone in the top roles. . . . ● Anent Mister Rathbone, Russell Birdwell tells us that the gent has just been designated by the American Institute of Dramatic Arts as "the star with the most expressive eyes" (we don't wanna argue with the institute, nor whittle at the glory of Basil, but we're stringing along with Charlie Chan, Hedy Lamarr, and Dumbo). . . . ● But back to "International Lady," the evening performance on Armistice Day will be "gala," with high Army and Navy personages; pic, radio and stage stars; along with political leaders attending......

▼ ▼ ▼

● ● ● *HARVESTED FROM HOLLYWOOD:......More'n 100 top pic stars, directors and writers are sponsoring the big "V" dinner dance at Ciro's on Nov. 10 for funds to free 49 famous doctors, scientists, lawyers and writers from concentration camps in unoccupied France.... Event is chairmanned by Ida Lupino and Louis Bromfield, and principal speakers will include Walter Duranty, Sir Cedric Hardwicke, Heinrich Mann and Philip Merivale......*

▼ ▼ ▼

● ● ● HO, HUM!......The boys and gals of Prudential Playhouses are the one bunch in filmland who don't get excited o'er Hallowe'en...... They have their Seider 365 days in the year......

Para. Quarterly Net Soars to $3,071,000

(Continued from Page 1)

for the quarter of partially owr
non-consolidated subsidiaries.

Earnings for the nine mon
ended Oct. 4, on the same basis
estimated at $7,450,000, inclu
$1,300,000 share of undistri
earnings of partially owned
consolidated subsidiaries. No p
vision has been made for Fede
excess profits taxes for Paramou
Pictures Inc. and its consolida
domestic subsidiaries since it is
timated that none have accrued

Earnings for the quarter enc
Sept. 28, 1940 were $1,726,000
cluding $316,000 share of undistr
uted earnings of partially owr
non-consolidated subsidiaries a
$22,000 profit on purchase of deb
tures, while earnings for the fi
nine months of 1940 were $4,810,
including $1,355,000 share of und
tributed earnings of partially ov
ed non-sonsolidated subsidiaries a
$88,000 profit on purchase of deb
tures.

There were outstanding as
Oct. 4, 126,073 shares of cumulat
convertible $100 par value 6
cent first preferred and 415,
shares of cumulative converti
$10 par value 6 per cent s
ond preferred. After deducti
$251,360 of dividends accrued
the quarter on these prefer
shares, the remaining $2,819,640
estimated combined consolida
and share of undistributed earnir
for the quarter represent $1.10
share on the 2,573,862 shares
common outstanding on Oct.
which compares with $.58 per sha
for the quarter ended Sept.
1940.

Computed on the same basis,
estimated combined consolida
and share of undistributed earnin
for the nine months ended Oct.
represent $2.60 per share on t
outstanding common, which co
pares with $1.60 per share for
nine months ended Sept. 28, 194

GTE Quarterly Profit Increases to $393,304

General Theaters Equipment Co
and subsidiaries, excluding Cine
Building Corp., report for the th
months ended Sept. 30, 1941 co
solidated net profit of $393,304
ter provision for depreciation a
for estimated Federal income a
excess profits taxes. This compa
with net profit of $173,797 report
for the corresponding quarter la
year.

Today's Short Story

El Paso—It took the Crawford marquee here to herald:

"The Bride Came C.O.D."
"Full Confession"

SMASH
after
SMASH
after
SMASH!

WHAT THESE

PICTURES HA

IS THE BEST

OF THE BOXO

EXHIBITORS

CENTURY-FOX

REAT 20TH CENTURY-FOX

DONE AND ARE DOING

POSSIBLE EXEMPLAR

ICE AND SHOWMANSHIP

AY EXPECT FROM 20TH

DURING 1941-42!

20th CENTURY FOX

Richard Llewellyn's

"HOW GREEN WAS MY VALLEY"

Produced by **DARRYL F. ZANUCK** • Directed by **JOHN FORD**

CLAUDETTE COLBERT *in*

"REMEMBER THE DAY"

with **JOHN PAYNE** • Directed by **HENRY KING**

DON AMECHE • JOAN BENNETT

in

"CONFIRM OR DENY"

Directed by **ARCHIE MAYO**

BETTY GRABLE • VICTOR MATURE • CAROLE LANDIS

in

"HOT SPOT"

Directed by **H. BRUCE HUMBERSTONE**

TYRONE POWER *in*

"SON OF FURY"

The Story of Benjamin Blake

with Gene Tierney, George Sanders and Frances Farmer

Produced by **DARRYL F. ZANUCK** • Directed by **JOHN CROMWELL**

GINGER ROGERS

in

"ROXIE HART"

with **GEORGE MONTGOMERY • ADOLPHE MENJOU**

Directed by **WILLIAM WELLMAN**

BETTY GRABLE • VICTOR MATURE • JACK OAKIE

in

"SONG OF THE ISLANDS"

IN TECHNICOLOR • Directed by **WALTER LANG**

Forthcoming from TWENTIETH CENTURY-FOX

And take note of the entertainment quality and extra showmanship values of these . . . !

"MOON OVER HER SHOULDER"

with Lynn BARI • John SUTTON
Dan DAILEY, Jr.

Carole Landis • George Montgomery

in

"CADET GIRL"

Jane Withers *in*

"YOUNG AMERICA"

ıra. Selling Away om 5 NT Circuits

(*Continued from Page* 1)

amount franchises will be re- ed. These include Oakland, San ncisco, Portland and Seattle. reak between the Skouras-oper- circuits and Paramount was d by what Paramount con- ed inadequate terms and play- time offered by the Skouras en- orises for such pictures as "Hold k the Dawn," "Nothing But the ith," "Birth of the Blues" and ylark."

t was learned from a reliable rce that Paramount received 500,000 in rentals from the Fox cuits last year.

Agnew said that Paramount had esented several alternate plans to Skouras brothers for their con- eration but that no agreement ıld be reached on a deal which ramount considered strong enough yield an adequate film rental based grosses.

oston Biz Up 10 to 100%; oop Movements, Factor

(*Continued from Page* 1)

angely enough to the fact that any of the soldiers have been sent uth and that the military camps jacent to Boston are comparative- quiet now. They say that hither- the theaters within the camps ok care of many soldiers and their ıests and that now these latter e not, of course, visiting the camps ıd are, instead, again attending e theaters.

In spite of the legit. theater boom ereabouts—and all nine houses are en for the first time in years— e motion picture theaters are ex- eriencing their best business in any months.

The Boston night clubs are doing emendous business and many new ot spots have opened this season. he sudden attainment of the eights by the Harvard football am, oddly enough, has also re- ılted in tremendous increase in ısiness for celebrators now attend e picture theaters first and then roceed to the night clubs.

am Kennedy, Vaudevillian, Dies

Detroit—Sam Morton Kennedy, 79, ne of the famed Four Mortons of audeville, is dead here.

WEDDING BELLS

est Coast Bureau of THE FILM DAILY

Hollywood—Cobina Wright, Jr., nd Corp. Palmer P. Beaudette will e married at the Riverside Church New York City Monday.

St. Louis—Harris Kramer, man- ger of the Tivoli Theater, was narried to Oda Glazer at Temple haare Emeth, University City.

HOLLYWOOD SPEAKING-

By RALPH WILK

—HOLLYWOOD

ROUBEN MAMOULIAN has been assigned to direct "Rings On Her Fingers," starring Henry Fonda, for 20th Century-Fox.

• •

OUR Passing Show: Harold Lloyd, Joe E. Brown, Edgar Bergen, Charles Ray, Pat O'Brien, Hugh Herbert, Arthur Lubin, Ray McCarey, Alan Mowbray, Joe Yule, Rags Ragland decorating the speakers' table at the Masquers Club honoring Abbott and Costello.

• •

A "CAMPAIGN" is under way to name Jack Otterson, Universal art department head, "Governor of San Fernando Valley." Various valley towns have honorary mayors, including Mischa Auer, Richard Arlen, Roy Rogers, Hugh Herbert, Andy Devine and Jack Oakie, and Universal City workers are suggesting Otterson for "Governor" of the valley.

• •

MORE Passing Show: Edwin Knopf, Kenneth McKenna, Ben Grauman Kohn, Wilson Heller, George Jackson Byrnes, Sam Frey and Herbert R. Ebenstein watching U.C.L.A. and Oregon in action.

• •

METRO has purchased film rights to "A Matter of Principle," dramatic sketch by Charles Sherman.

• •

BUDDY DE SYLVA, who has written some 500 popular songs, will appear on Paramount's "Birth of the Blues" broadcast tomorrow night over a 68-station Mutual hook-up, with Bing Crosby, Betty Jane Rhodes, Eddie "Rochester" Anderson and Ruby Elzy. De Sylva will pay tribute to blues music, the early days of which are chronicled in the Paramount film.

• •

LEO ROBIN and Ralph Rainger, song writers, are giving the performing rights of their song "Uncle Sam Gets Around" to the USO through arrangements by Ascap.

• •

KING BROTHERS' next production will be on a story for which they supplied the original, "Unofficially Yours," on which they have had writers working for the past two months, and which the Kings will put before the cameras early next month. Phil Rosen will direct.

• •

WARNER Scenarist Jack Moffitt's new novel, "Hip, Hip, Hooray!", based on his observation of the Senate Interstate Commerce sub-committee investigation into alleged film warmongering, is being sought for publication by Stephen Slesinger.

• •

ON completion of his role in 20th-Fox' "The Perfect Snob," Charlie Ruggles will fly to New York with several of his prize See-Are Kennels Bedlington terriers which he will exhibit in Eastern dog shows.

• •

THE Mound City Artists Guild of St. Louis, has secured permission from Metro Scenarist Bradbury Foote to present his play, "Groshi," during their Winter season. West Coast premiere of the play was delayed when the proposed star, Douglas Fairbanks, Jr., was called to Naval Reserve service.

• •

METRO Director Clarence Brown has received and is studying galley sheets of the forthcoming Satevepost serial, "I Now Pronounce Sentence," by James J. Byrnes, former Sing Sing guard. Yarn is under consideration for screening.

• •

PHILIP REED, RKO star, now on loanout to Edward Small for a featured role in "Heliotrope Harry," has just purchased a 200-acre desert ranch in Red Rock Canyon, 11 miles from Las Vegas, Nev.

• •

"MEET THE CHILDREN," English stage successes of two decades ago, to which Charles "Buddy" Rogers acquired rights last Spring as a possible starring vehicle for his stage debut, is being sought by New York Producer Gilbert Miller for mid-Winter production.

• •

HENRY FONDA and Gene Tierney will have the leading roles in 20th-Fox' "Rings on Her Fingers," which goes into production Nov. 17.

• •

BRENDA JOYCE and Cornel Wilde will head the cast of 20th-Fox' "You Can't Always Tell." Eugene Forde will direct.

Rosenberg's Appointment Confirmed by Columbia

Confirmation of Frank Rosenberg's appointment to the post of Columbia's home office exploitation manager was issued yesterday by the company,—a position he had held on a temporary basis since Oct. 6.

Columbia also announced yesterday that Leo Pillot, formerly with United Artists, has been added to the exploitation forces.

Rosenberg joined Columbia some 12 years ago as an office staff member, shortly thereafter being assigned to the publicity department as radio division head. In March, 1938, he was transferred to the exploitation staff, having previously been assigned to the pressbook department.

Claude Lee Will Fill Minn. Speaking Dates

Claude Lee, Paramount public relations head, will address the Minneapolis Ad Club next Wednesday on the subject of "The Romance of the Motion Picture Industry." On the following day, Lee will discuss the same subject before the Rotary Club in Duluth. It is probable that Lee will remain in Duluth through Nov. 8 for the opening of "Skylark" at the North Shore Theater.

New Kendis-Lande Firm

Cleveland — George Kendis and Harry Lande have formed the Kayell Distributing Co. with offices in 506 Film Bldg., to distribute indie product in Ohio, Kentucky and Wast Virginia.

Argentine Producers Ask Spanish Revenue

Buenos Aires (By Air Mail)—Association of Argentine Film Producers has asked the Argentine Ambassador in Madrid to intervene in behalf of the organization so that revenue from Argentine films exhibited in Spain can be "defrozen," as well as the physical films themselves, some 150 of which are waiting release.

The Association explains that the population of Argentina is too small to warrant film production on a paying basis unless product is exported for consumption in Spain, one of the very few overseas export markets. Fact that so many films are frozen, as a result of regulations there, discourages further production in Argentina.

Argentina May Strike Back At Spanish Restrictions

Buenos Aires (By Air Mail)—Demand for retaliatory action has followed the action of the Spanish Government in "freezing" returns due Argentine producer-distributors for films exported to Spain.

Clemente Lococo, president of the Argentine EFA, has formally asked the Government to either similarly halt the transfer to Spain of remittances or to ban the further imports of Spanish product until the Spanish Government removes its restrictions.

Rank Replaces Ostrer As Chairman of G-B

(*Continued from Page* 1)

Gaumont-British and the election of J. Arthur Rank to succeed him was officially announced yesterday.

At the same time, it was announced that Charles W. Woolf had been named joint managing director of the circuit with Mark Ostrer, and that L. W. Farrow had been elected to the board.

Personnel changes signalized the finalization of the deal by which the Ostrers disposed of the controlling interest in Bradford and Metropolis Trust, controlling G-B, to the Lord Portal-Rank-Woolf group.

Camere Inventor Dead

Toronto — William James Johnston, 84, inventor of the panoramic camera, is dead here.

STORKS!

Scranton, Pa.—John J. O'Leary, general manager of Comerford Theaters, Inc., became a grandfather over the week-end when a daughter was born to his son and daughter-in-law, Lieut. and Mrs. John P. O'Leary.

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Public Enemies"

with Phillip Terry, Wendy Barrie, Edgar Kennedy

Republic 66 Mins.

SWIFT - PACED NEWSPAPER YARN ABOUT THE REPORTER WHO GETS THE SCOOP AND THE HEIRESS.

This newspaper yarn manages to pack considerable excitement into the footage. Events are carried on at a swift pace and there is no pretense at attaining credibility. Idea seems to breeze through until the finish which it does. As such, film should fill in as dual support.

Hero of the yarn is a reporter who loses his job when a heiress deliberately gives him a phony interview. She later repents and seeks him out in order to apologize. She arrives in time to get involved with the reporter who is getting some inside information on a spy story.

Pair get to like each other although reporter shies away from marrying so much dough. The girl is then kidnapped by the gang who want to get the records back. Reporter goes along with kidnappers to hideout and a battle royal ensues. Cops arrive in time to save the pair.

Phillip Terry is a personable male lead but with a tendency to be overenthusiastic when the lines don't call for it. As the heiress, Wendy Barrie, easily demonstrates she is a captivating actress. In roles that minimize their comic talents, Edgar Kennedy and William Frawley, try hard and manage to be funny at times, which is a tribute to their thespic ability.

Albert S. Rogell's direction obviously is hampered by a script that is amateurishly conceived.

CAST: Phillip Terry, Wendy Barrie, Edgar Kennedy, William Frawley, Marc Lawrence, Nana Bryant, Willie Fung, Paul Fix, Russell Hicks, Tim Ryan, Duke York.

CREDITS: Associate Producer, Robert North; Director, Albert S. Rogell; Screenplay, Edward T. Lowe-Lawrence Kimble; Original, Michael Burke; Cameraman, Ernest Miller; Film Editor, Edward Mann.

DIRECTION, Satisfactory; PHOTOGRAPHY, Standard.

Offer "Superman" Trailer As Outright Exhib. Buy

One of the few trailers ever made for a short subject has been prepared by Paramount for "Superman," its series of 12 Technicolor cartoons, produced by Fleischer Studios. Trailer, a combination of Technicolor and peach blow film, is available to theaters for outright purchase.

Second trailer for the series, features the Superman of America Club.

Oppose Free Sunday Shows

St. John, N. B.—Proposal to open at least one local theater each Sunday night for free programs for Canadian service men is opposed by Franklin & Hershorn, operating two houses. Firm favors instead regular shows at prevailing scales, with proceeds turned over for war charities.

"The Lone Rider Ambushed"

with George Houston, Al St. John, Maxine Leslie

PRC 67 Mins.

BELOW AVERAGE WESTERN SHY ON ACTION SUFFERS FROM POOR SCRIPT.

This one rates below par for the sagebrush sagas. It is shy on action, has a poor script and generally has been handled in an inferior manner. Budget limitations are obvious.

Hero of the piece is George Houston, who plays a dual role. Houston is far from an ideal cowboy hero. In this, he impersonates a bandit in order to locate a secret cache of money. His deception is carried out clumsily but manages to placate the girl friend of the convict. Houston's buddy, played by Al St. John, comes to his aid when the time comes to reveal the deception and round up the gang. St. John furnishes whatever comedy there is.

Direction by Sam Newfield is strictly routine.

CAST: George Houston, Al St. John, Maxine Leslie, Frank Hagney, Jack Ingram, Hal Price, Ted Adams, George Chesebro, Ralph Peters, Steve Clark.

CREDITS: Producer, Sigmund Neufield; Director, Sam Newfield, Screenplay, Oliver Drake; Cameraman, Jack Greenhalgh; Film Editor, Holbrook N. Todd.

DIRECTION, Fair. PHOTOGRAPHY, Inferior.

Hollywood Contingents At "Blues" Dual Debut

Memphis—A b.o. sellout two hours after the reserved seats were put on sale and police preparations for street crowds of 15,000 people were straws yesterday in the gale of enthusiasm for the world premiere tonight of "Birth of the Blues." at the Malco. Here for the event are Jean Parker, Richard Arlen, Eva Gabor, Phillip Terry, Marthe O'Driscoll, Ellen Drew, Albert Dekker and Phil Regan.

Events scheduled include a Variety Club ball last night, a party this afternoon at the home of M. A. Lightman, the opening in the evening, and a party afterwards at the Peabody Hotel.

New Orleans—Attracted by the world premiere of "Birth of the Blues" tonight at the Saenger, Charles Ruggles, Patricia Morison, Dona Drake, Jean Wallace (Mrs. Franchot Tone) and Frances Gifford arrived here late yesterday by yacht, after a cruise through the Industrial Canal and across Lake Pontchartrain, where their plane landed from Hollywood.

S. P. Eagle In U. S. Bow

West Coast Bureau of THE FILM DAILY

Hollywood—S. P. Eagle will be co-producer with Boris Morros on "Tales of Manhattan" which is being made for 20th Century-Fox release. Eagle was formerly a European producer and this is his first work in the U. S.

☆ SHORTS ☆

"At the Stroke of Twelve"

Warner Bros. 20 mins.

A Peachy Subject

A solid and substantial answer to the double feature problem. Following the style of a one-act play, this two-reeler is based on Damon Runyon's short story, "Midnight Alibi." It is a swell yarn with a novel and dramatic twist. It is also capably played by a cast that includes Craig Stevens, Elizabeth Risdon, Knox Manning, Howard da Silva, Ben Welden and Frank Ferguson.

Tale is about a young, handsome racketeer who is chased by a couple of killers and takes refuge in the house of a wealthy, eccentric old woman. Later in the night or at midnight, one of the gunmen kills the other and frames the young racketeer. The young racketeer is saved when the old woman appears in court to supply the alibi. Then the explanation by the old woman supplies the effective ending.

Jean Negulesco's direction is crisp and sure.

"Will Democracy Survive?"

Columbia 20 mins.

Serious Stuff

The International Forum presents in an enlightening discussion of the present world's crisis by Sen. Claude F. Pepper, D., Fla., Fannie Hurst, Admiral Yarnell and Johannes Steel. All members describe the vast Hitler menace and the peril to the American way. Forum ends on more optimistic note when Senator Pepper points out coalition of nations lined up to knock the Axis on its axis.

"Carioca Serenaders"

Warner Bros. 10 mins.

Tuneful and Zippy

Latin-American rhythm as provided by Humberto Herrera and his South American band furnish a gay and rollicking musical background for this subject. Standout is Dinora Rego, vocalist, who scores with her rendition of "Chick-Qui-Boom" and other numbers. There is some flippant torso tossing so characteristic of Latin-American dances contributed by good looking dancers. All in whole, should give program lift.

"The World of Sound"

Columbia 10 mins.

Routine Filler

Deafness and what causes the affliction would seem to be a more appropriate non-theatrical subject. This reel is handled in that manner. It deals with deafness and how Dr. Hugo Leiber, American physicist,
invented a hearing device that
ducts sound through the pe
head. It is the little black g
which persons hard of hearing
pinned to their vest. Reel
smacks of being a plug for a n
facturer of one of these devi

"In the Sweet Pie and P

Columbia 17

Ouch!

Exclamation of discomfort is
the brand of humor dispense
The Three Stooges. In jail f
murder they did not commit,
heiresses marry them to colle
legacy. But at the last mo
they are pardoned. So-called
edy is topped off with a pie th
ing exhibition not seen since
halcyon days of Mack Sennett.
it used to be funnier.

"The Bug Parade"

Warner Bros. 7 n

Witty Cartoon

An enjoyable and witty anim
discourse on some of the pop
and more well-known insects.
nature study is cleverly concei
It is one of the happier Tec
color efforts of Leon Schlesing
staff. Gags will register well
laughs. It is a good program

"Robinson Crusoe, Jr."

Warner Bros. 7 m

Moderately Amusing

As the title suggests, Porky
is cast away on a desert island
only his friend Friday to help.
toon is a series of gags which re
ter in varying degrees of hu
Porky Pig's adventures are
maxed when a group of sava
chase him.

"Water Sports"

Warner Bros. 10 m

Average Subject

Reel includes in Technicolor
ing, swimming, surf board ri
and water skiing. Diving sequen
which feature Ruth Nurmi
Fairid Samaika, are the best.
Lewin performs a number of co
dives. Subject is finished off
an exhibition of acrobatic stunts
water skiis. Clarity of the phot
raphy suffers somewhat since
was developed from an original
mm. reel.

"White Sails"

Warner Bros. 10 m

Good Reel

Current conflict has caused
kinds of boats to be pressed i
service, even the old windjamm
The cameraman takes a trip in
ofthose graceful ships which cle
from Australia with destinat
England. Reel is filled with gra
ful and billowing sails. There
well photographed shots of a sto
at sea. Commentary carries a
salty tang to it.

ck Out Marquees Seven States

(Continued from Page 1)

n by heavy rains before that

Per Cent Reduction in Power

0 per cent reduction will be im- on theaters in Alabama, Geor- ennessee, East Mississippi, vest Florida and Southeastern Carolina, including the city of eston, which use more than) kilowatts per month. A 5 cent reduction is ordered in ina and most of South Carolina.

e ban on outside lighting, how- is mandatory in all these states. ters which are not able to make their percentage curtailment gh the "blackout" and curbing n-essential lighting in interiors e called on to revise their sched- so as to make up the remainder.

wever, J. A. Krug, head of the Power Section, said a survey ated that most of the theaters l be able to make up their cut is manner. That there likely have to be little revision of lules is the OPM hope at least is time.

Iay Include Other Sections

ug revealed that some consid- on has been given to the possi- es of having to order similar in other sections of the nation, leclined to reveal these sections ear of bringing a false scare.

vie theaters are by no means ted alone. On the contrary, OPM order hits all large com- ial users of power except those stries engaged in production of nal defense items and certain tial services, such as communi- ns and necessary community ces.

e "blackout" provides for dis- nuance of the use of power for such non-essential services as lighting, show window lighting flood lighting."

ug said there is a 50-50 chance Winter rains will break the age by Dec. 1 and a 3-to-1 ce the drought will be broken ec. 15. Odds that the shortage be broken by the end of Decem- re "very high," he declared.

efense Activity Responsible

e OMP head said the shortage brought about by one of the t years in the past 75, and by endously increased defense ac- y in the area, which has large inum plants.

e curtailment order will supply very non-exempt consumer who more than 10,000 kilowatt hours electricity during the month his meter was read between . 15 and Oct. 14, inclusive.

ug said that when it is found a theater was for instance, using than its allotted amount, the ailment would be spread over a d of time to prevent the opera- having to close his theater for riod of days. Instead he will equired to make it up a little bit each day, the amount to be made up each day depending on the curtailment necessary for his theater.

REVIEWS OF SHORT SUBJECTS

"The Candy Kid"

Universal **9 mins.**

More Oddities

The leadoff topic is a six-year-old Illinois girl who is a candy taster for a candy factory. Nice work if you can get it. This is what follows: a man who makes curios from peach pits; a man who has built an amazing rocking chair (have to see it to believe it); a gas station operator who is also a justice of peace (gals. mean gals); a voodoo graveyard near Sunbury, Ga., a mecca for the morbid; and a college professor who trains wild animals during his Summer vacation.

"Perils of the Jungle"

Warner Bros. **20 mins.**

Interesting Two-Reeler

Subject consists of footage shot by Commander Attilio Gatti during an expedition into the Belgian Congo in search of the rare Okapi. Animal is hybrid creature with body of antelope, zebra stripes on hind legs and head akin to a giraffe. Expedition is interesting material especially shots of the pygmies and the erection of a jungle bridge by them.

"Skyline Serenade"

Universal **16 mins.**

Entertaining

This two-reeler is an improvement over some of its predecessors. The band is Ted Fio Rito's and it is a fine aggregation. Cute June Haver sings "Don't Mind If I Do" and Candy Candido, the fellow with the bass and falsetto voice, sings "The Reluctant Dragon." Big number for Fio Rio, who plays the piano, is Tschaikowsky's Concerto which every juke box is slowly sending to its demise. Real clicks are the King's Men with their rendition of "Old Dan Tucker" and "I Like Balalaika." Igor and Poggi, Ruth Daye and Inestria are featured in the dance specialties.

"The Trail of the Buccaneers"

Universal **9 mins.**

Standard Reel

Travelogue follows the vacation route from St. Petersburg to Havana with a stop at Tampa Bay where bathing beauties and tourists abound. Highlight of the reel is the footage devoted to a sailing race to Cuba. Sail boats always make nice shots. The stuff devoted to Cuba is dull.

"Man's Best Friend"

Universal **7 mins.**

Average Cartoon

This Walter Lantz cartoon in Technicolor is about Snoozer, a faithful hunting dog. Pooch after a hard day's work attempts to get some sleep which is interrupted by a number of annoying things. Dog is so sleepy that the next day he falls asleep under a tree and the rabbits have a field day.

"The Gallup Poll"

Columbia **10 mins.**

Behind the Scenes

The functioning of the American Institute of Public Opinion operated by Dr. George Gallup is dramatized in this one-reeler. Film points up the fact that American opinion can be considered well-informed on topics of the hour. Audiences should find the subject interesting. Questions are mainly confined to topics related to war. Reel was produced and directed by Edward L. Dorfman.

"What's Cookin'?"

Universal **7 mins.**

Lively Cartoon

Walter Lantz introduces an intriguing new cartoon character, Woody Woodpecker. Woody remains behind when all the birds head South for the winter. He believes he has enough food until the blizzard blows it away. After being buffeted by Old Man Winter, a large cat appears on the scene and they go after each other until a mouse appears on the scene. They finish him and eye each other again. It's in Technicolor.

GE Defendant In Anti-Trust Suit

(Continued from Page 1)

oly on the part of the defendant in the manufacture and sale of incandescent lamps used for sound equipment and in studios and theaters.

Plaintiff alleges that it was formerly in the same line of business but that it lost its trade because the defendant threatened suit against plaintiff's customers, claiming patent infringements. Sonolux listed Warner Bros., Skouras and Fox West Coast Theaters, Paramount Publix and Balaban & Katz as former customers.

Altec in FWC Pact

Altec Service has been appointed to service a large group of Fox West Coast first-run and preview theaters in the Los Angeles, Pasadena and Long Beach areas. Included in the group also are first-run houses in Arizona and in the San Joquin valley.

Revivals Start at Park

The Park Theater, formerly the Cosmopolitan, Columbus Circle, opens tonight with a revival policy. Harold Goodman manages.

GENE AUTRY · SMILEY BURNETTE
FAY McKENZIE · HAROLD HUBER · SIDNEY BLACKMER
Director—JOSEPH SANTLEY · Screen play by Olive Cooper and Albert Duffy
Based on a story by Dorrell and Stuart McGowan
A REPUBLIC PICTURE

M. P. PROD. & DIST.
28 W. 44TH ST.
N. Y. C. 21ST FL

Execs. Receptive to Allied Unity Plan

(*Continued from Page* 1)

Illinois Allied prexy, and Sidney Samuelson of Eastern Pa. Allied, have called on executives of Paramount, M-G-M, Republic, Producers Releasing Corp., Monogram, 20th-Fox, Columbia and Universal. Yet to be seen are execs. of Warner Bros., United Artists and RKO.

Kirsch and Samuelson said they were pleased with the reception given them and the reaction to the proposal. Conversations were of a preliminary nature. No program or details of the plan's operation have been discussed as yet.

Pearlstein Resigns WB Cleveland Theater Post

Cleveland—E. C. Pearlstein, with the local Warner organization for the past 12 years and head of the theater publicity department for more than two years, has resigned. His post is being taken by J. Knox Strahan, Warner city manager in Portsmouth. Other personnel changes in the theater department are: Bill Dworski from manager of the Palace, Lorain, to manager of the LeRoy, Portsmouth; John LaDue from manager of the Strand, Akron, to succeed Dworski in Lorain, while a newcomer, Millard Ochs becomes manager of the Strand, Akron. All appointments become operative Nov. 1.

Fahy Assumes Duties As Solicitor-General

Washington Bureau of THE FILM DAILY

Washington—Charles Fahy, yesterday assumed the post of Solicitor-General to fill the vacancy created when Francis Biddle was appointed Attorney General.

Schlesinger Buys "Horton"

West Coast Bureau of THE FILM DAILY

Hollywood—For the first time Leon Schlesinger, through the Hayward-Devorich office, has purchased an outside property as a basis of a forthcoming Merrie Melody cartoon. It is the juvenile best-seller, "Horton Hatches The Egg."

Freedly in Actors' Fund Post

Vinton Freedly, theatrical producer, has succeeded the late Sam A. Scribner as treasurer of the Actors' Fund of America.

Bette Davis's Supporting Players

West Coast Bureau of THE FILM DAILY

Hollywood—Warner Bros. has cast Frank Craven, Billie Burke and Hattie McDaniel in support of Bette Davis in "In This Our Life."

Not Quitting UA, Says Small

West Coast Bureau of THE FILM DAILY

Hollywood—Edward Small denies a published report that he is planning to leave United Artists.

WHO'S WHO IN HOLLYWOOD

• • • *Introducing Interesting Personalities* • • •

HAL FORBES. Executive vice-president in charge of production for the newly formed Sunbeam Film Productions, Inc., which is producing the Hashknife Hartley series of deluxe westerns. Born in Downieville, Calif., on May 28. Educated at Mount Tamalpais Military Academy in San Rafael, Calif. Managed the European Division of the Robert Dollar Steamship Co. in New York from 1921 to 1923, and was vice-president and general manager of the Potash Importing Corp. of America, distributors of potash salts in North America and the Orient, from 1923 to 1932. Was prominently identified as treasurer of the American Commerce and Finance Co. His first important activity on the Pacific Coast was the organizing of the Hueneme Harbor project, one of the nation's largest privately-owned seaports. Recently completed successful reorganization of the American Mail Line of Seattle, Washington, and also represented the Fir-Tex Insulating Board Co. stockholders' committee in the matter of stock reorganization. Marking his first venture into film business, he has acquired the screen rights to W. C. Tuttle's series of Hashknife Hartley magazine stories and novels which will be produced and directed by Nate Watt with Robert Beche as production manager.

Tale Very Odd, Bioff Admits

Extortion Defense to Continue on Monday

(*Continued from Page* 1)

among the various film executives was "extremely odd" on occasion.

Bioff forlornly agreed with the prosecutor that it was "exceedingly strange" for Nicholas M. Schenck to employ him as a messenger to deliver $50,000 to Joseph M. Schenck while the latter was in the same city. It was equally curious, Correa pointed out, for Bioff to deliver the same amount to Joseph M. Schenck from Sidney R. Kent when both Schenck and Kent were in New York City.

Admits Brenner An Intimate

Bioff admitted that Sam Brenner, identified by him previously as a film agent from whom he had picked up cash, had been an intimate of his for 30 years and was a member of the IATSE and one of its attorneys.

Turning his attention to the local Chicago situation, the prosecutor left no doubt that he considered Bioff the local collection agent of extortion there. "Isn't it a fact that in making collections in Chicago you used the aid of Dick Dean?" Correa asked.

"He was an IA representative who resigned a year ago," Bioff answered, ducking the question.

"After you left Chicago, didn't Nick Dean take your place in Chicago on collections?" Bioff did not answer.

"When you came back to Chicago in March, 1940, didn't you collect $9,000 from James Coston?" the presecutor demanded.

Dean in Two Guises

Again Bioff did not reply. Correa then disclosed that Dean was a notorious gangster who had run several gambling joints in Chicago. The prosecutor also produced a 1938 convention manual of the IATSE which described Dean as a member of "the official family" of George E. Browne.

The witness continued to evade the questions of Correa. Judge John C. Knox finally reprimanded him, saying: "Do you purposely pay no attention to the questions? Pay attention now, I've already told you that several times."

Bioff contended that Joseph M. Schenck had told him that $200,000 was paid to a Government investigator who was looking into "receivership matters." According to the witness, Schenck had said that he had paid the money to Murray Garsson, who had been appointed investigator by the Sabath Committee in 1935 to inquire into the Fox Film Co. bankruptcy. Correa charged the defendant with "thinking it up overnight" after pointing out that Bioff yesterday had stated that he did not know where the money was paid out.

Ruth Nolander, former secretary of Joseph M. Schenck, followed Bioff to the stand. She testified that Bioff was present when Schenck handed her $100,000 in an envelope to deposit in Schenck's strongbox. She did not see Bioff give Schenck the money, she stated.

Court adjourned until Monday while Charles T. Russell, tax consultant, was on the stand. Russell stated that he represented Bioff on tax matters on the request of Kent and Joseph Schenck. Schenck took an active interest in the handling of Bioff's case, he said.

Defense Won't Call J. M. Schenck

Joseph M. Schenck was present at the trial for a few minutes during the day at the request of Correa who said that Schenck was produced so that he could be available for the defense. Bioff's attorneys refused to call Schenck as a witness and countered with the claim that it was the prosecution's duty to him.

Michael Luddy, Bioff's attor stated at the close of the day t he had four or five more witnes to call. Three of these will Bioff's two brother sand one sis he said, with the possible additio "some film executive."

Chi. 1941 Premium Bar At $2,000,000

Chicago — More than $2,00 worth of premiums will be dis uted by the Chicago pren houses thru the theaters in this ritory, during 1941, check-up cates.

N. Shure Co., leading C premium distributor, repor ability to secure merchandise overseas, with a consequent inc in sales of domestic goods. company is working overtime t orders, but delayed deliveries the factories, is stalling busine some departments. The Fall log of the company has been layed by constant price cha with a continued tendency to higher prices in all departme

A. L. Cowen of the Price ater Premium Co. reports busi 25 per cent ahead of the same iod last year, from both cir and independents. Colored dinnerware, seems to be in den this Fall, taking the place of gold band line of last season. metic deals are also in favor.

The United Premium Co., u Ed. Fayre, reports fine busines all departments, while the Qu Premium Co., at 1325 S. Wa Ave., reports similar business creases.

Tom Delaney, veteran pren distributor, described the den for Homer Laughlin dinnerwar very heavy with glassware als demand. Deliveries are slow, du heavy factory schedules, Del stated.

Louis Price of the Victory mium Co., which recently op a sales office at 1306 Wabash to distribute both dinnerware premium glassware, reports h sales to both circuit and inde dent theater owners.

Carl Farber, manager of the cago offices of the Metro Prem Co., terms business as "very go with dinnerware especially in mand.

Pan-American Expositio In B. A. Next October

Buenos Aires (By Air Mai The Argentine Minister of Agri ture announced that all Ameri nations will be invited to par pate in a Pan American Exposi to be opened Oct. 12, 1942, her

Great States Using Flesh

Chicago—Great States circui now using more flesh shows t for several years past.

FILE COPY
DO NOT REMOVE

THE Film DAILY

timate in Character
ernational in Scope
dependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

80, NO. 88 NEW YORK, MONDAY, NOVEMBER 3, 1941 TEN CENTS

ARA. GRANTED RIGHT TO SELL IN MINN.

rbitration's Cost is $190,000 Less Than Budget

THE WEEK IN REVIEW

WB Realignment

By L. H. MITCHELL

ARNER BROS.: Resignation of d Sears led to a number of quick . changes at Warner Bros. Jo- h Bernhard theater head, was le a vice-prexy of Warner Bros.; Kalmenson was made sales chief Sears; Mort Blumenstock was en new national post in charge of sales promotion, advertising and loitation; Harry M. Kalmine was moted to assistant g.m. of the ater circuit, and it was reported t Robert Taplinger was slated for ional publicity post.

* * *

BIOFF ON STAND: Willie Bioff, ast rep. for Geo. E. Browne, TSE prexy, was on the stand in own defense at the trial of owne and himself for alleged extion. Pat Casey, first defense ness, stated that studio craft als' pay had gone up $5,000,000 year since 1936. Bioff stated he collected more than $1,000,000 turned it over to Joseph M. henck to buy off legislation adse to the industry. Bioff admitted had sworn to false testimony at ier proceedings but said he was ling the gospel truth at this trial. admitted his story was very odd.

* * *

THIS AND THAT: N. W. Allied intains anti-5 law of Minn. is contutional, threatening legal action any theaters are closed for lack pictures; outlook is that 20 theers will soon be closed on that ound. . . . Allied reps. began unity lks with distrib. execs., in New rk, Metro's W. F. Rodgers being e first. 20th-Fox pledged co-op. on e plan early in the week. Reps. ated at week-end that distrib. exs. were receptive to the unity plan. . ITOA called exhib. parley for Y. on all-exhib. unity. . . . Para. ported quarterly net soaring to ,071,000. The company is selling way from five National Theater rcuits. . . . OPM ordered blackout marquees in seven Southeastern ates with more stringent curtailent of power likely. . . . Equip. ealers Protective Ass'n appealed to ice-President Wallace on priories. . . . Majors split the $7,850,000 frozen funds released by Britain.

Total Overhead for First Year Said About $300,000; Considering 1942's Budget

First year of administrating the arbitration system, cost the Big Five approximately $300,000, or $190,000 less than the budget provided, according to a report by the American Arbitration Association to the organization's budget committee.

It was pointed out that approximateyl $50,000 of the savings was due to the fact that the expenses in out-of-town tribunals was not incurred until after Jan. 1, and the

(Continued on Page 7)

Exchange Employes To Make Own Deals

Film Exchange Employes locals throughout the country will negotiate their own contracts when the master two-year deal expires Nov. 30. Decision was reached at a special meeting called in Kansas City earlier in the week by Richard Walsh, IATSE vice-president.

Although current pact was nego-

(Continued on Page 3)

N. Y. Execs. Among 1,000 At Pittsburgh V. C. Dinner

Pittsburgh—With New York film execs. well represented among the more than 1,000 guests, the Pittsburgh Variety Club's "Lucky 13th"

(Continued on Page 7)

DECREE EFFECT POLL IN CONN.

To Ask Exhibs. to Give Anonymous Reports

New Haven—Allied Theater Owners of Connecticut will hold a regular luncheon-meeting tomorrow, at the Hofbrau Haus Restaurant, with Dr. J. B. Fishman presiding. The proposed poll of all independent exhibitors in the state on their reactions to the operation of the Consent Decree will be inaugurated. Exhibitors will be asked to give detailed anonymous reports of how the decree has affected them and their theaters. The poll was prompted by exhibitor complaints in the territory, it is stated.

The resignation of Lawrence C.

(Continued on Page 3)

Taplinger to Set Up Warner Info. Bureau

Robert Taplinger arrived in New York Saturday from the Coast to assume his new duties as national manager of publicity for Warners. Appointment of Taplinger, heretofore studio publicity manager, by Charles Einfeld, ad-publicity chief, to the newly created post was first forecast in THE FILM DAILY last Thursday.

Promotion of Alex Evelove, a

(Continued on Page 6)

Name 6 WB District Managers

Kalmenson Also Appoints 4 New Branch Heads

Appointment of six district managers and four new branch managers was announced Friday by Ben Kalmenson, Warners' general sales manager, at the first session of the two-day branch managers' meeting called for the week-end.

Simultaneously, it was announced that Roy Haines, Eastern and Canadian division manager, would assume direct supervision of the Boston, New Haven, Buffalo and Al-

(Continued on Page 6)

Southeastern Blackout Model for Other Areas

Washington Bureau of THE FILM DAILY

Washington — OPM officials said Friday that the curtailment in the Southeast, under which theaters will be required to blackout their marquees and all outside lighting and curtail total use of electricity up to 30 per cent, will serve as a pattern

(Continued on Page 7)

Court Grants Relief from Complying with Block-of-5 Provision of N. Y. Decree

Amendment of the equity consent decree to permit Paramount Pictures to sell its product under the provisions of the Minnesota anti-block-of-five statute was ordered by Federal Judge Henry W. Goddard on Friday in an oral ruling from the bench.

The Court granted Paramount's petition to be relieved from complying with Sections III and IV of the Consent Decree. Sections cover tradeshowings of pictures before they are offered to exhibitors and the licensing of pictures in blocks-of-five.

The decision was made in face of

(Continued on Page 6)

UA Resumes Selling In Minn. as Before

United Artists has resumed selling in Minnesota, the way having been paved by legal interpretations of the state law which nullified two sections of the consent decree and made it mandatory for distributors to offer an entire season's product. Move by United Artists was in no way influenced by the granting of

(Continued on Page 3)

Muscle Shoals Theaters Files Findings of Fact

Nashville—Complete denial of all charges against it is made in the findings of fact of Muscle Shoals Theaters, Inc., filed here Friday in the District Court, in the Govern-

(Continued on Page 7)

Home Offices Close For Election Day

Home offices of the majors will observe Election Day tomorrow by either closing at 1 p.m. or, in the instance of 20th Century-Fox, remaining closed all day. Republic's operating schedule had not been determined at the week-end.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(October 31)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9½	9⅜	9½	+ ⅛
Col. Picts. vtc. (2½%)	7⅛	7⅛	7⅛	— ¼
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	9⅞	9⅞	9⅞	— ⅛
East. Kodak	134½	133	133⅛	— 2
do pfd.	175	175	175	— 1
Gen. Th. Eq.	12½	12½	12½	— ½
Loew's, Inc.	39⅜	38¼	38¼	— 1
do pfd.	105¾	105⅝	105⅝	+ ⅛
Paramount	15⅛	14⅝	14⅞	— ¼
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	13⅝	13¼	13¼	— ¼
Pathe Film	13¾	13¾	13¾	— ⅛
RKO	....	....	....	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8½	8⅜	8⅜	— ⅛
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	162	161	161	.....
Warner Bros.	5	4¾	4⅞	— ⅛
do pfd.	73	73	73	+ 1¾
NEW YORK BOND MARKET				
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	....	....	....	.....
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	2¼	2¼	2¼	
Technicolor	8⅝	8⅝	8⅝	....
Trans-Lux	⅝	⅝	⅝	....
Universal Corp. vtc.	9⅝	9¼	9¼	— ½
Universal Picts.	....	....	....	.....

Pressburger Signs Van Sternberg

Arnold Pressburger, who arrives in New York from Hollywood today, has just negotiated a three-year contract with Josef von Sternberg, calling for one feature a year.

Pressburger also has option on Ona Munson for four pictures. While in New York, he will make arrangements with UA for further pictures.

To Headquarter in Congress

Chicago — Congress Hotel will soon be the headquarters for three of the leading local film organizations, the Reel Fellows Club, the reorganized Capa Club and the Bookers Club.

▣ The Broadway Parade ▣

Picture and Distributor	Theater
Honky Tonk (Metro-Goldwyn-Mayer Pictures)—5th week	Capitol
Sergeant York (Warner Bros.-Jessie L. Lasky)—3rd week (b)	Strand
Nothing But the Truth (Paramount Pictures)—2nd week	Paramount
Target for Tonight (Warner Bros. Pictures)—3rd week	Globe
Dumbo (RKO Radio-Walt Disney)—2nd week	Broadway
You'll Never Get Rich (Columbia Pictures)—2nd week	Music Hall
How Green Was My Valley (Twentieth Century-Fox)	Rivoli
Belle Starr (Twentieth Century-Fox)	Roxy
My Life With Caroline (RKO Radio Pictures)	Criterion
South of Tahiti (Universal Pictures)	Rialto
The Chocolate Soldier (Metro-Goldwyn-Mayer Pictures)	Astor
Unfinished Business (Universal Pictures) (a-b)	Palace
Nine Lives Are Not Enough (Warner Bros. Pictures) (a)	Palace
Gentleman from Dixie (Monogram Pictures) (a)	New York
Lone Rider Ambushed (Producers Releasing Corp.) (a)	New York
Spooks Run Wild (Monogram Pictures)	Central

♦ FOREIGN LAUGUAGE FEATURES ♦

The Man Who Seeks the Truth (Dome Films, Inc.)—5th week	World
The King (Trio Films)—2nd week	5th Ave. Playhouse
One Day in Soviet Russia (Artkino Films)—2nd week	Stanley
A Sailor on Horseback (Scandia Films)—2nd week	48th St. Theater

♦ FUTURE OPENINGS . ♦

The Stork Pays Off (Columbia Pictures)—Nov. 7	Central
New York Town (Paramount Pictures)—Nov. 12	Paramount
They Died With Their Boots On (Warner Bros. Pictures)—Nov. 20	Strand
Appointment for Love (Universal Pictures)—Nov. 6	Music Hall
Ladies in Retirement (Metro-Goldwyn-Mayer Pictures)—Nov. 6	Capitol
Week-End in Havana (Twentieth Century-Fox) (c)	Roxy
Navy Blues (Warner Bros. Pictures)—Nov. 4 (a-b)	Palace
Moon Over Her Shoulder (Twentieth Century-Fox)—Nov. 4 (a)	Palace
Let's Go Collegiate (Monogram Pictures)—Nov. 4 (a)	New York
Riders of the Purple Sage—Nov. 4 (a)	New York
Wings of Victory (Artkino Pictures) (c)	Stanley

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

Grainger to New Orleans For Rep. Regional Meet

J. R. Grainger, Republic's prexy, planed out yesterday for New Orleans, to preside at regional sales meeting for Republic's southern offices, to be held at the Jung Hotel Wednesday and Thursday.

From New Orleans, Grainger will proceed to Chicago to open midwest regional meeting to be held at the Drake Hotel on Friday and Saturday. Grainger will return to New York from Chicago a week from today.

Last of the current series of regional meetings will be held in New York, at the New York Athletic Club, on Nov. 12-13, which will be attended by branch managers, salesmen and bookers of Republic's eastern branches, as well as the home office executives.

Menier's Brother Killed

Havana—Raul Torres Menier, 58, brother of Oscar Torres Menier, distributor, was killed in an automobile accident.

NATIONWIDE—BUT NOT TOO BIG FOR FRIENDLY SERVICE!

Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

Browne Reported Replaced By Murtha As IA's Prexy

George E. Browne was removed as president of IATSE at a secret meeting last Thursday and Thomas Murtha, President of the IA state organization, was named to succeed him, the New York Daily Mirror declared in a copyrighted story Saturday. The Mirror said that public announcement was to follow the conclusion of the present Browne-Bioff trial which resumes in federal court here today. Efforts Saturday to reach responsible IA executives for a statement were not successful.

COMING and GOING

HERMAN WOBBER spent the week-en Montreal and will meet **WILLIAM SUSS** in Buffalo today.

H. M. RICHEY leaves today for Dalla

NED E. DEPINET and **S. BARRET McCO** arrive on the Coast today for a look ar the RKO lot.

SPYROS SKOURAS planes out for Milw tomorrow night on the first lap of his Show ship Drive trip.

ROBERT TAPLINGER, newly appointed ner Bros. national publicity manager, ar on Saturday to take over his new duties.

CHARLIE RUGGLES arrived over the w end from New Orleans where he attended premiere of "Birth of the Blues."

ARNOLD PRESSBURGER, UA producer, a this morning aboard the Twentieth Centur

MAUREEN O'SULLIVAN has returned fr one-day trip in Washington and will leav the Coast at the end of the week.

PATRICIA COLEMAN, author of "Oh, Me Not," arrives from Hollywood today to fer with the Theater Guild regarding the duction of her play.

LYND WARD, woodcut artist, has ret to his home in New Jersey, after doing visualizations for Paramount's "This Gun Hire."

MAURICE SILVERSTEIN of Metro and **SILVERSTEIN** left for the Coast last night .iminary to sailing for Singapore.

JAMES R. GRAINGER, Republic prexy, p out Sunday for New Orleans.

RUBE JACKTER, Columbia assistant sales ager, returned to New York Friday from F

Academy to Elect Thursday

West Coast Bureau of THE FILM DA

Hollywood—Election of officers the MP Academy is scheduled next Thursday but may be p poned inasmuch as some board m bers are in the East.

Hub V. C. In New Quarters

Boston — The Variety Club New England, will move into new quarters at the Hotel Sta tonight.

Now Booking--

"ONE DAY IN SOVIET RUSSIA"

The Biggest Fact Film of World War II

A full length feature that answers the questions millions of Americans are asking.

Commentary Written and Narrated By

QUENTIN REYNOLDS

√ Correspondent for Collier's
√ Commentator of "Xmas Under Fire" and "London Can Take It"
√ Author of "The Wounded Don't Cry"
√ American Press Attache at the Moscow Three Power War Conference
√√ The BIGGEST Box Office Name of World War II

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change Employes Make Own Deals

(*Continued from Page* 1)

d on a regional basis, the Inational, concerned with the ht of its leaders, George E. ne and Willie Bioff, apparently rather let the locals exer- their own autonomy this year. nion covers all backroom and er employes.

port on Unity Talks ll Be Made Today

ack Kirsch and Sidney Samuel- of Allied's unity committee will ke their report today on the prog- of their discussions with execu- s of the various film companies the subject of all-industry har- y.

ll major companies, with the ex- tion of RKO and Warner Bros., e contacted last week. Kirsch and nuelson will report their findings the other three members of the ied committee, Martin Smith, Roy rold and Col. H. A. Cole, who, in n. will make their recommenda- ns based on the information sup- d.

amuelson will return to New rk this week to continue the con- nces.

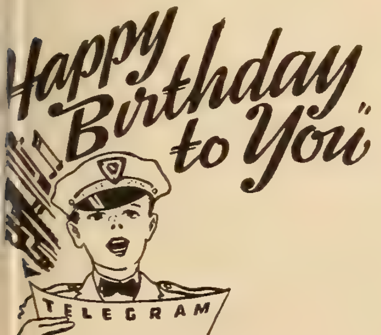
ve Majors Eliminated N. J. Anti-Trust Case

Newark, N. J.—Five distributing npanies and the MPPDA were minated Friday from an anti-trust t filed in February, 1940, by Wes- Theaters, Inc., and Janbert nusement Corp. of West Orange, J. Federal Judge Walker ruled t the companies did not actually nsact business in New Jersey in terms of the statutes.

Janbert operates the Windsor The- er. Plaintiff charged the defend- ts with operating a monopoly "to disadvantage of independent hibitors." Named in the case were eight major companies. All were minated except Loew's, RKO and ited Artists.

w Cuban Film Year Book

Havana (By Air Mail)—Ramon on, director, and Pedro Pablo avez, writer, will publish the sec- d edition of the Cuban Year Book Motion Pictures and Radio.



Paul Panzer

● ● ● FOR THE RECORD:......When "How Green Was My Valley" was first screened for the critics, impression got around that Rhys Williams was the narrator......Williams plays the role of the half-blind boxer......True, he aided the cast in mastering the proper Welsh inflection, and worked on the narration......But the said narration was actually delivered via the voice of Irving Pichel, now a 20th-Fox producer-director.......

▼ ▼ ▼

● ● ● *QUICK WATSON!......Toward the week-end, we sat next to a prominent circuit operator at a luncheon......"How's business?" we asked......"Terrible!" he replied sourly......"With the product you have, you should be grabbing swell grosses," we remarked......"Who said we weren't!" he demanded indignantly......*

▼ ▼ ▼

● ● ● WOTTA DIVOT-END!—......Bob Hope has just picked up 11,000 bucks on a single hole of golf......Seems he was playing a round at Del Monte and ran into Ted Bates, head man of the San Francisco auto dealers......Hope headlined the Frisco auto show last year and casually asked who was booked this year......Bates told him the headlining angle was off,—the boys wouldn't gamble the dough ......Bob said he was willing to gamble......When all the figures were added up, Hope's percentage came to $11,000 (which is a lot better than Bob does when he plays a round with Bing Crosby)......

▼ ▼ ▼

● ● ● *MASTER HAND-LING:......Marvin Schenck, chairman of the production committee for the great "Night of Stars" to be held Nov. 26 in Madison Sq. Garden, tells us that Sid (Loew's) Piermont will co-ordinate the staging with him; that Arthur (Roxy Theater) Knorr and Lester B. Isaac, Loew's technical genius, will be in charge of amplification and lighting systems; and that Don Albert, of Station WHN, will head the 100-piece ork which'll accompany the huge array of star performers......*

▼ ▼ ▼

● ● ● SHORT NOTE:......Ampa, at its luncheon meeting on Nov. 13, will glorify the tab reels, and Prexy Vincent Trotta and his aides have appropriately arranged for Mrs. Besa Short, organizer and active head of Interstate Circuit's short subject department, to be the principal speaker......This immensely able woman has done more than any person we know to advance and popularize the cause of the tab reel......This will be a standout Ampa session......Producer-Distributor committee appointed by Trotta for the event comprises B. Bernard Kreisler of Universal; Jack (RKO) Level; Antoinette Spitzer, of the Walt Disney org.; Mortie Gerber, Warner Bros.; Jose Schorr, Columbia; Frank Moneyhun, 20th-Fox; and Manny Reiner, of Paramount, the group's chairman.......

▼ ▼ ▼

● ● ● *CLIMAXING THE WEEK:......At high noon on Friday, alluring Ilona Massey,—in town for the soon-to-open "International Lady,"..became the first to register with the American Womens' Volunteer Service, her registration taking place in the Service's mobile kitchen, parked outside the Embassy Newsreel Theater, 33 West 50th St. . . ● Metro held an informal preview of its new short, "The Tell-Tale Heart," at the Museum of Modern Art on Friday afternoon, supplementing which was a cocktail reception, with Edgar Allen Poe, Jr., as honor guest,—his progenitor, the renowned Edgar Allen Poe having penned the original story......Present were Si Seadler, Herb Morgan, Arthur DeBra, Fred Quimby, Bernard Sobel, Iris Barry, "Chick" Lewis, Art Schmidt; Dr. T. O. Mabbott, of Hunter College, and president of the Edgar Allen Poe Society; Mrs. Alberta Child, honorary president of the same Society; and Arthur Stoughton, president of the Bronx Society of Arts and Sciences......*

UA Resumes Selling In Minn. as Before

(*Continued from Page* 1)

permission to Paramount to be relieved from the decree provisions.

It is understood that UA has resumed selling in the state just as it did prior to the passage of the law. Deals will be made for product of the individual producers.

Loew's, Inc., has not yet decided what it will do in view of Judge Goddard's order in regard to Paramount. A decision may be reached this week.

RKO, Warner Bros. and 20th Century-Fox are considering all the angles of the situation but had reached no decision at the week-end.

Kanin Out of Uniform But Still in U. S. Service

Fort Monmouth, N. J. — Garson Kanin, released from active duty today at the Training Film Production Laboratory here, will continue in Governmental service in Washington with the Office of Emergency Management. Kanin's work will be to continue with the program of short subjects being made by the OPM for civilian defense training and education.

Bob Russell, another dischargee from the Film Lab., will also be engaged in the work in a writing capacity.

Kanin will start immediately on this project, and has reserved a little of his time to turn out one or two pictures a year under his RKO contract.

Poll Connecticut Exhibs. On Consent Decree Effect

(*Continued from Page* 1)

Caplan as executive secretary, after several years of service, will also be considered at this meeting, and election of a new secretary will be held.

Green Succeeds Hawley

Ludington, Mich.—W. C. Green succeeds the late Frank W. Hawley as manager of the Lyric and Kozy Theaters here.

OUT OF UNIFORM

Sidney Lax, former Columbia shipper at New Haven, has received his honorable discharge from the Army. Also William Nutile, former shipper at the Paramount exchange, New Haven.

Cleveland—Back From the Colors: Bob Nero, who has been serving in the infantry out in California has returned to his old post as Monogram poster and shipping clerk. Fritz Vermes, stationed at Camp Custer, Mich., when not at manoeuvers in Louisiana, is back with the theater-owning Vermes family.

RESULTS OF 11,143 TH

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HIM AS BOX-OFFICE CHAMPION

THAT'S WHY EXHIBITORS CHOS
HIM AS PUBLIC COWBOY NO. 1

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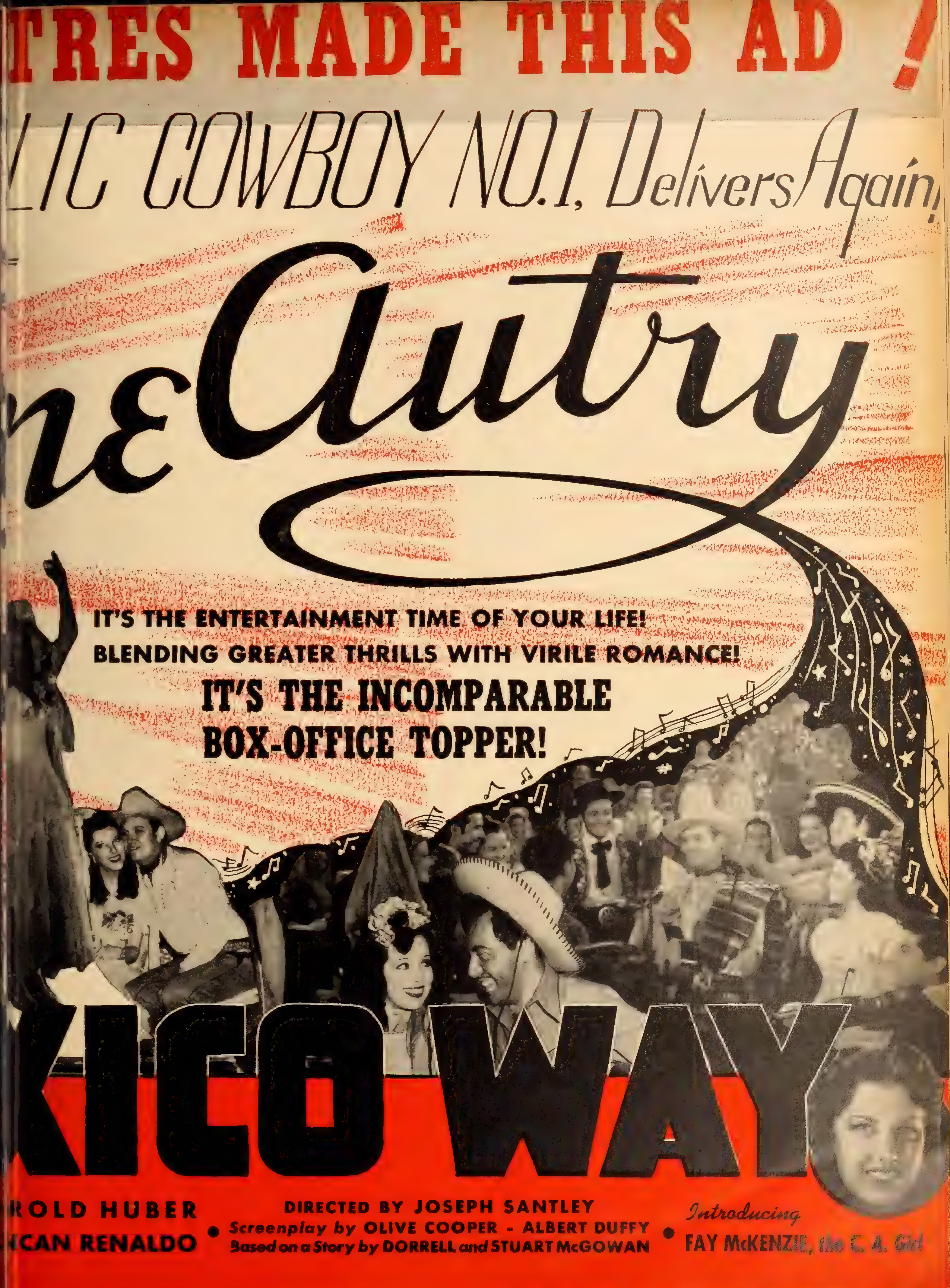

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IT'S THE ENTERTAINMENT TIME OF YOUR LIFE!
BLENDING GREATER THRILLS WITH VIRILE ROMANCE!

IT'S THE INCOMPARABLE
BOX-OFFICE TOPPER!

XICO WAY

ROLD HUBER
NCAN RENALDO

DIRECTED BY JOSEPH SANTLEY
***Screenplay by* OLIVE COOPER - ALBERT DUFFY**
***Based on a Story by* DORRELL *and* STUART McGOWAN**

Introducing
FAY McKENZIE, the C. A. Girl

Taplinger to Set Up Warner Info. Bureau

(Continued from Page 1)

member of Warner Bros. Studio publicity staff for the past five years, to succeed Taplinger, was announced Friday by Einfeld.

One of Taplinger's first tasks on his new assignment will be the setting up of an information bureau embracing data on more than 10,000 pictures produced by Warners. Bureau is designed to serve universities, colleges and schools, and will draw on the Warner research files.

Designation of Taplinger closely followed appointment of Mort Blumenstock to the post of National Manager of Advertising in a series of moves planned by Einfeld to work in closer co-operation with publications, radio and other channels of public information. It is also planned to extend all Warner services to areas now beyond the accepted exchange territories in line with a policy of working in closer co-operation with all exhibitors.

Prickett Named Special Rep. with Show Builder

Ken Prickett has been named special representative in charge of M-G-M's Show Builder unit No. 1 by William R. Ferguson, exploitation manager. Prickett the last two years has been manager of the El Rancho Theater, Victoria, Tex.

New Screen Game Reel

West Coast Bureau of THE FILM DAILY

Hollywood — Movie Quizz, new screen game reel, is being readied for press preview by R. U. McIntosh, Hollywood transcription manufacturer. Reel was written and produced by Grant Withers and Jack Harvey.

Nat Brier's Mother Dies

Pittsburgh — Nat Brier, branch manager of the local United Artists exchange, was called to New York Wednesday because of the serious illness of his mother, who died Thursday.

WEDDING BELLS

Chicago—Elmer Bergman of the Lou Breese orchestra, married Pauline Croft, Chicago girl.

Pittsburgh—Bachelor dinner will be given at the Pittsburgh Hotel on Wednesday for Harry Feinstein, assistant zone manager for Warners Theaters in this territory, whose engagement to Sylva Fuerest was recently announced.

Pittsburgh—Marriage of Bernard Fordan, son of Mr. and Mrs. Lou Fordan of the Memorial Theater, McKeesport, to Echo Peterson of San Francisco, has just been announced.

Para. Receives Decree Relief

Court Paves Way for Selling in Minnesota

(Continued from Page 1)

opposition by Robert L. Wright, Special assistant to Attorney General, and head of the D of J film anti-trust unit, who contended that the decree contemplated relief from the passage of contradictory laws only when those laws were valid.

U. S. Holds Minn. Law Invalid

Wright argued that the Minnesota law is invalid because, he said, the compulsory sale of an entire season's product violates the Sherman anti-trust laws.

"I think we all agree that the decree cannot be nullified by a state law which violates the Sherman Act," he added. "The question raised by Paramount ought not be determined here," he asserted, "unless the State of Minnesota receives notice and can appear to defend the claim that the law violates the Sherman Act."

None of the five companies bound by the decree had made the claim that the Minnesota statute violated the monopoly laws, Wright declared. The Government counsel contended that it was up to Judge Goddard to pass on that question and not the courts of Minnesota. Former Judge Thomas D. Thacher, who represented Paramount, countered with an invitation for the Government to join in the litigation now pending in Minnesota and pointed out that a plea of not guilty entered by the company in answer to the criminal proceeding left the door open for any argument against the law including that of the Government.

Thacher Attacks Gov't Point

Judge Thacher stated that the New York Federal Court had no power to restrain the enforcement of anti-block-of-five law by State officials.

"Personally, I have no confidence in the point raised by the Government," the Paramount lawyer said referring to the claim that sale of a season's product was barred by the Sherman Act.

"We have raised that question, it is still in litigation and will have to be ultimately determined," Wright stated, evidently adverting to the pending New York suit against the Little Three.

Judge Goddard took the position that the Government should co-operate with the majors in fighting the Minnesota law. When Wright demurred on the ground that the Government was in a different position from the majors and "would not make the same arguments," the court answered: "I think you could work it out. The Government should come in and if it didn't it could hardly complain if the matter wasn't pushed expeditiously."

Court Says Situation Foreseen

The amendment to the decree, under the court ruling, will be effective only so long as the Minnesota statute remains effective. Judge Goddard stated that there could be no doubt that the decree contemplated this situation, and provided for a modification of its provisions in that event.

In his preliminary statement to the court, Judge Thacher said that Paramount intends to use the criminal proceeding rather than the civil litigation to test the constitutionality of the law. He filed an affidavit of Ben Block, Minneapolis exchange manager for Paramount, which stated that Paramount had served 290 out of the 475 theaters in Minnesota during the 1940-41 season and that license fees totalled $410,934 for features and $112,874 for shorts and newsreels.

The amendment of the decree applies only to Paramount and not to the other four companies.

PRC to Exceed Seasonal Goal of 6,000 Accounts

Producers Releasing Corp. will exceed its goal of 6,000 accounts this season, Arthur Greenblatt, general sale managers, said prior to his departure Friday for a tour of company exchanges. Greenblatt said that a contributing factor to the increase of sales this year has been the closing of a number of large circuit deals.

Weinberg Defends Industry

Herman G. Weinberg, New York correspondent of the British Film Institute's Sight and Sound, is represented in the current issue of Decision by an article, "Axis to Grind," defending the film industry against the attacks by Sens. Burton K. Wheeler, Gerald P. Nye and Bennett Champ Clark.

Army Bomber Takes Stars To Caribbean for Shows

A United States Army bomber with Stan Laurel, Oliver Hardy, John Garfield, Chico Marx, Ray Bolger, Benay Venuta, Mitzi Mayfair, Jane Pickens and Eddie Dowling are visiting the army and navy bases in the Atlantic. The party arrives at San Juan, Puerto Rico today with stops at Antigua, Santa Lucia, Trinidad, British Guiana and Bermuda. Return stops will be at all places including Miami and Savannah.

Mrs. Bob Burns Recovering

San Francisco — Bob Burns is commuting here. His wife, Mrs. Harriet Burns, is in Stanford Hospital recovering from a major operation.

Name 6 Warner District Managers

(Continued from Page 1)

bany branches, thus adding mat rially to his duties.

No appointment was made to tl post of Southern and Western (in sion manager vacated by Kalme son on his recent promotion to su ceed Grad L. Sears. Kalmenso stated that the changes announc completed all moves that had be contemplated and the field forc would function from now on und the realigned setup.

Kalmenson's Appointment

Appointments made by Kalme son follow: Edward M. Schnitze Metropolitan district manager wi supervision over New York, Ne Jersey and Brooklyn; Robert Smel zer, Central district manager, wi supervision over Washington, Phi adelphia, Pittsburgh, Cincinna Cleveland and Detroit; Fred Jac Southwestern district manager, wi supervision over Dallas, New O leans and Oklahoma City.

Also Ralph McCoy, Southeaste district manager, with supervisi over Atlanta, Charlotte and Men phis; Rud Lohrenz, Midweste district manager, with supervisi over Chicago, Milwaukee, Minnea olis, St. Louis, Indianapolis, Ka sas City, Omaha and Des Moine and Henry Herbel, West Coast di trict manager, with supervisi over Los Angeles, San Francisc Portland, Seattle, Denver and Sa Lake City.

Branch managers were appoint as follows: Dallas, Doak Robert replacing Fred Jack; Chicago, S Ross, replacing Rud Lohrenz; Wasl ington, Fred Beiersdorf, replacir Robert Smeltzer; Los Angeles, V E. Callaway, replacing Henry He bel.

Meetings concluded Saturday ar all field men returned to their pos over the week-end. In addition Kalmenson, Albert Warner, Josep Bernhard, Charles Einfeld, Sa Schneider, Mort Blumenstock, Rol ert Taplinger, Roy Haines, Arth Sachson, Al Schwalberg, Mike D lid and a number of other home o ffice executives attended the se sions.

STORKS!

Des Moines, Ia.—Myron Blan secretary of Tri-States Theat Corp., of Des Moines and son A. H. Blank, president of the con pany, has a baby son.

Wesley Kent, Altec Service e gineer in the New York district, the proud pappy of a baby boy, We ley Kent III.

ittsburgh V. C.'s inner Draws Execs.

(*Continued from Page* 1)

nual banquet held in the Urban om of the William Penn Hotel night was the most successful e history of Tent No. 1.

Banquet, stag and formal, honed the retiring officers, C. C. Kelnberg, chief barker; Mike Shapiro, st assistant; Brian McDonald, cond assistant; Mort England, easurer; Al Weiblinger, property aster and canvassmen James G. almer, Tony Stern, Art Marone, ike Gallagher, I. Elmer Ecker and . A. Rosenberg.

Notables on the Dais

Seated on the dais were: Hon. James J. Davis, Hon. Frank Harris, Hon. Joseph F. Guffey, on. Harold G. Hoffman, Hon. Corlius D. Scully, William S. Mcraw, Joseph Bernhard, Herman bber, C. C. Kellenberg, Harry M. almine, John H. Harris, Father J. . Garahan, Rabbi Herman Halperin, ev. Homer S. Flint, Master of eremonies Morty May.

Official city welcome was voiced Mayor Cornelius D. Scully, with arry M. Kalmine, general chairan of the banquet committee, inoduced the toastmaster, Attorney eneral William S. McCraw of exas.

Gifts to the outgoing officers were resented by John H. Harris, naional chief barker. Kellenberg reeived a combination radio-phonoraph and his associate officers the aditional Variety Club gold rings. rior to the presentations, a short evoted to Kellenberg was screened. t was a wow.

Kalmine presented to Father 'Connell a check to complete the lub's obligation in its sponsorship f Camp O'Connell during the Sumer months for underprivileged boys nd girls of the district.

In the usual custom, George Varety Barker, the IVth, was then preented by Kellenberg to Ira H. Cohn, hairman of the Heart Committee, ho accepted the responsibility for he care and welfare of the child, he seventh to be adopted by the ocal club, throughout the coming ear or until adopted into a private ome.

Name New Officers Nov. 10

For the first time in its history, he club was unable to present its hief barker and other officers for he coming year, elections having een delayed by the recent general otel strike here. Election of new fficers will be held on Nov. 10.

Entertainment followed immedately after the dinner, consisting f more than 20 acts, among the eadliners being Xavier Cugat's and, Ethel Shutta, Sybil Bowman, nd the Stuart Morgan Dancers.

Among prominent home office film xecutives, etc., attending were: Loew's, Tom Conners and Ted O'Shea; United Artists, Arthur W. Kelly; Republic, J. R. Grainger; Warners, Joseph Bernhard, Ben Kalmenson, Leonard Schlesinger; Twentieth Century-Fox, Herman Wobber, William Sussman, C. A. Hill, George H. Skouras; Terrytoons, Paul Terry, Harvey B. Day; Universal, B. B. Kreisler, Jules Lapidus, Frank J. McCarthy, Fred Meyers, J. J. O'Connor; RKO, E. L. Alperson, Robert Mochrie, Cresson Smith; Columbia, Lou Weinberg, Max Weisfeldt, Lou Astor, Rube Jackter; National Screen, George F. Dembow, M. Van Praag;

Also Edward Peskay of Hal Roach Pictures, Jack Schaifer of Edward Small Productions, Arthur Greenblatt of Producers Releasing Corp., A. C. Knowles of Alexander Film Corp., George Giroux of Technicolor Pictures Corp. of Hollywood, Lou Krouse of the IATSE, New York, Chick Lewis of Showmen's Trade Review, Mike Vogel of Motion Picture Herald, Charlie Bernes of the 21 Club, New York and following circuit heads:

Harry Browning, M & P Theaters, Boston; Carl Buermele, Detroit; Max A. Cohen, Cinema Theaters, New York; N. D. Dipson, Dipson Theatrical Enterprises; Charles Komer, Goldberg Theaters, Detroit; A. E. Lichtman, Lichtman Theaters, Washington; R. J. O'Donnell, Interstate Theaters, Dallas; District Managers Earl Sweigert, Harry Goldstein of Paramount; Edgar Moss of 20th Century-Fox; Bert Stearn, United Artists; John Maloney, M-G-M.

Red Man for Leg Man

Big Chief Hal Horne handling the big medicine work on 20th Century-Fox's "Belle Starr," sent Chief White Eagle to our tepee with heap big NEWS about the Picture Pow-Wow being held at the Roxy Wigwam. White Eagle said he was related by marriage to Belle Starr and that she was a good squaw even though she was only half-Cherokee.

Southeastern Blackout Model for Other Areas

(*Continued from Page* 1)

for curtailment as it becomes necessary in other industrial areas.

While officials declined to comment on other areas where similar blackouts might be ordered, it is known that they believe similar orders might have to be imposed at least on large industrial districts having many defense contracts, such as the St. Louis and Buffalo areas.

They said, however, that while theaters will be required to play their part, every attempt will be made to avoid having them cut their schedules and if such a cut is found necessary it will be evenly distributed so that the theaters will have no idle days, but rather will make it up a few minutes each day in bad periods.

Nashville, Tenn. — Many theater owners in this state are expected voluntarily to cut current consumption before Nov. 10, the date set by OPM, as a gesture of co-operation toward more essential defense activities. Officials of local theaters, including those of Crescent Amusement, owners and operators of more than 50 theaters in the state outside of Nashville, are considering immediate compliance with the blackout order and indicated the possibility of reducing the number of week-day (except Saturday) matinees in small town theaters with the possible closing of some smaller "second" houses, all as a means of cutting electric current consumption.

Local 364 to Celebrate

Akron, O.—Local 364, operators, will mark its 27th anniversary with a ball Nov. 11 in the Mayflower

Arbitration's Cost Less Than Budget

(*Continued from Page* 1)

report, therefore, covers about 10 months of actual operation.

The consent decree fixed the amount for the first year's expenses at $490,000. First year's administration included the equipping of the 31 offices, an expense that will not be repeated the second year.

The budget committee, which includes the Hon. Van Vechten Veeder, Joseph H. Hazen and Paul Felix Warburg, is now considering the budget for 1942. Because of the economical manner in which the entire system has been conducted, it is not likely that the number of tribunals will be reduced.

As of last Friday, 138 demands for arbitration had been filed in 28 of the 31 motion picture tribunals. Fifth-five awards have been made, of which 30 were in favor of the exhibitors and 25 in favor of the distributors.

Seventeen appeals from decisions have been filed with the appeals board which has rendered eight opinions, five affirming the decisions of the arbitrators and three reversing the awards.

J-J Theaters, Subsidiary File Arbitration Cases

Charging unreasonable clearance over the Avalon, Jerome and Oxford Theaters in The Bronx by the Valentine Theater, a demand for arbitration has been docketed in New York by J. J. Theaters, Inc., and naming Warner Bros., RKO and 20th Century-Fox. The Valentine now has seven days' clearance over the three houses but the complainant asks that it be eliminated or reduced so that product will be available the next day after the Valentine run.

The same defendants and theater were named in a second case filed by Kingsbridge Theaters, Inc., a subsidiary of the J-J company. The same relief is asked for the Kingsbridge Theater.

☆ SHORTS ☆

"The Tell-Tale Heart"

M-G-M **20 mins.**

Splendid Short

Metro has an ace short in this film version of the famous yarn penned by Edgar Allen Poe, and it preserves with exactitude all the development and stark reality of the original.

Joseph Schildkraut, who won the Academy Award for his portrayal of Alfred Dreyfuss in "The Life of Emile Zola," plays the chief role, —that of the oppressed young man, slave to a tyranical master, who kills the latter on a stormy night only to be haunted by the imagined heartbeats of his victim, and can stand the strain no longer when the sheriff and a deputy come to the shack to investigate the mysterious screams heard by neighbors the night of the crime. Roman Bohnen portrays the master. Both his performance and that of Schildkraut are of transcending merit.

Those discriminating filmgoers who have been crying for tab reels of ace quality will revel in this footage. It is one of those rare shorts which will doubtless live long after many of its 1941-42 season contemporaries are lost in oblivion. It's like a swell and luscious bon-bon coming suddenly out of a candy slot-machine.

Exhibitors and their audiences who appreciate solid shorts of enduring worth will give this weird Poe tale three rousing cheers.

Muscle Shoals Theater File Findings of Fact

(*Continued from Page* 1)

ment's anti-trust suit against Crescent Amusement Co. and its affiliates. Considered very important as the "third unit" in the alleged "buying power monopoly" of Crescent Amusement Co. and Rockwood Amusement Co., Robert L. Wright, chief D of J counsel, has fought hard to keep this defendant in the suit although it operates only a small group of theaters in Florence, Sheffield, Tuscumbia, and Athens, Ala.

The "findings of facts," signed by W. H. Mitchell of Florence, Ala., counsel for Louis Rosenbaum and Mrs. Tony Sudekum, sole owners of the circuit, denies any affiliation whatever with any other circuit or group of theaters and asserts that Rosenbaum is solely responsible for the circuit's current franchises with Warner Bros., Twentieth Century-Fox and Paramount, none of which contain "clearance" provisions or permit any special privileges to the exhibitor.

Filing of the Muscle Shoals document concludes the first round of briefs, with the defendants privileged to submit another brief on Nov. 15 and the plaintiff a final brief on Nov. 30, with arguments by counsel set for Dec. 1.

TEAMWORK

ALL three Eastman negative films contribute to the over-all excellence of today's productions. Although they specialize in different fields, they join forces readily because of one important attribute enjoyed in common—unvarying high quality. Eastman Kodak Company, Rochester, N. Y.

J. E. BRULATOUR, INC., *Distributors*
Fort Lee Chicago Hollywood

PLUS-X
for general studio use

SUPER-XX
when little light is available

BACKGROUND-X
for backgrounds and general exterior work

EASTMAN NEGATIVE FILMS

NOT REMOVE

THE Film DAILY

ntimate in Character
nternational in Scope
ndependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

80, NO. 89 NEW YORK, TUESDAY, NOVEMBER 4, 1941 TEN CENTS

OMINION PUTS CEILING ON B.O. PRICES

7,850,000 in Frozen Funds Reach U.S. Distribs.

emaining 50% of Remitt- ble Coin Will Be Received y Companies in April

Distribs. have received $7,850,000 s the first payment from the frozen unds in England. the sum being emitted to companies' respective ew York banks from London on riday, it was learned yesterday.

This remittance represents one-alf of what the majors will be able withdraw from the frozen coin nder the new monetary agreement. he remaining portion will be re-itted April, 1942. Companies are

(Continued on Page 8)

ocal 244 Charges Denied by Kaufman

Sweeping denials of charges of nismanagement are made by Louis aufman, business manager of Local 44, Operators of Newark, N. J., nd by other officers, in answers to he suit of six members to oust them nd have a receiver appointed for he local. The answers were filed n Chancery Court, Newark, by Her-ert B. Shapiro and Andrew B.

(Continued on Page 7)

hicago Exhibitor Sues For $1,000,000 Damages

Chicago—An action asking $1,-00,000 damages from Barney alaban, Balaban & Katz pres-dent, 20th Century-Fox, United Ar-

(Continued on Page 6)

Post-War Tele Boom Seen by FCC's Head

Washington Bur., THE FILM DAILY

Washington—The end of World War II will bring a "boom period" for television, it was predicted here yesterday by James L. Fly, FCC chairman.

Fly declared that it was the Commission's intention to get the tele industry on the best possible basis so that when the war's end brings an unemployment slack. tele will be able to "go full speed ahead."

HOLLYWOOD STARTING 20 FEATURES

Production Hits Fastest Pace in Weeks—Nine Pix Shooting at RKO and 20th Century-Fox

By **RALPH WILK**

West Coast Bureau of THE FILM DAILY

Hollywood — Hitting the fastest pace in a period of months, Hollywood studios are scheduled to start 20 more features before the cameras this week in a burst of activity that will see both RKO and 20th-Fox with no less than nine shooting, followed by Paramount with eight and Metro with seven.

The weekly studio checkup:

At Columbia: Six shooting, including, "Martin Eden," drama of the sea, with Glenn Ford, Claire Trevor and Evelyn Keyes. Producer B. P. Schulberg in association with Samuel Bronston. Sidney Salkow directing; "Shut My Big Mouth," comedy, starring Joe E. Brown with Adele Mara in the feminine lead. Producer, Robert Sparks, and director, Charles Barton; "The Man Who Returned to Life," drama, starring John Howard. Lew Landers directing for Producer Wallace MacDonald; "Lawless Plainsmen," western, with Charles

(Continued on Page 6)

Arbitrator Critical Of Courshon Policy

Atlanta, Ga.—Aaron H. Courshon, operator of the Parkway Theater, Miami, has been denied shorter clearance even though he contended that his theater is forced to wait 120-150 days after first-run. Cour-

(Continued on Page 7)

Metro's Exhibitor Forum Tied In With Ohio ITO Meet

Columbus, O. — M-G-M's exhibitors' forum will be conducted in conjunction with the ninth annual convention of the ITO of Ohio here

(Continued on Page 2)

Decree "Sabotage" Before Texas Allied

By **HIX SMITH**

FILM DAILY Staff Correspondent

Dallas—Evidence of alleged attempts to sabotage the New York consent decree in the Southwest may be placed before the Texas Allied convention which opens a two-day

(Continued on Page 6)

$8,000,000 in Para. 3¼% Convertibles Exchanged

For the Paramount Pictures Inc. 4 per cent bonds of 1956 recently offered in exchange for Paramount

(Continued on Page 8)

Browne-Bioff Defense Rests

Defense Fails to Call IATSE Prexy to Stand

The defense rested yesterday without calling George E. Browne, IATSE prexy, as a witness in his own behalf to fight Government charges of extortion in the trial before Federal Judge John C. Knox and a jury. U. S. Attorney Mathias F. Correa immediately embarked in a rebuttal which tied Browne to payments of $145,000 from Charles

(Continued on Page 8)

AtlasBuysMoreRKOCom.; Mfrs. Trust Sells Para.

Washington Bureau of THE FILM DAILY

Washington—Comparatively few transactions of movie stock took place in September, the SEC report for that month revealed today.

Atlas Corp. acquired an addition-

(Continued on Page 6)

Admission Scales Pegged At Maximum for Four Weeks Ending Oct. 11

Toronto — The move coming as a distinct surprise, theater companies yesterday were notified that control of admission prices in the Dominion had been brought under the war-time Prices and Trade Board for the duration of the war.

Price scales commencing Nov. 18 will be pegged at the maximum prevailing during the four weeks ending Oct. 11 through the medium of an Order-in-Council naming the

(Continued on Page 8)

Name Silver WB Zone Head in Pittsburgh

Promotion of M. A. Silver to WB Theaters zone manager in the Pittsburgh area, was annaunced yesterday by Harry M. Kalmine, new assistant general manager of the Warner Circuit. Silver, who has been in charge of the Albany zone, replaces Kalmine in Pittsburgh.

C. J. Latta, who was assistant

(Continued on Page 4)

New York Film Critics Elect Mishkin as Prexy

Leo Mishkin, of the Morning Telegraph, was elected president of the New York Film Critics, succeeding Bosley Crowther, of the New York Times. Herbert Cohn, of the Brook-

(Continued on Page 6)

Willie Bioff Draws A Certain Parallel

Willie Bioff ranked himself among the world's leading dictators in 1940. Discussing his plight with James Coston, Warner Bros. zone manager, during his extradition fight, Bioff philosophically commented:

"I won't be the first big man to go to jail. There have been others, like Stalin and Hitler," Coston related in court yesterday.

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Monday, Nov. 3)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	5/8	5/8	5/8	.....
Con. Fm. Ind. pfd.	10	9¾	10	+ 1/8
East. Kodak	135	133⅜	135	+ 2
do pfd.	175	175	175	.....
Gen. Th. Eq.	12⅝	12⅝	12⅝	+ 1/8
Loew's, Inc.	38¾	38⅛	38½	+ ¼
do pfd.	105⅞	105⅞	105⅞	+ ¼
Paramount	15⅛	14⅞	15	+ ¼
Para. 1st pfd.	111⅝	111⅝	111⅝	+ 1⅝
Para. 2nd pfd.	13½	13½	13½	+ ⅜
Pathe Film	13¾	13⅝	13¾	.....
RKO	....	....	....	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8⅝	8½	8½	+ 1/8
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	4⅞	4⅞	4⅞	+ 1/8
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Loew's deb. 3½s46	102⅝	102⅝	102⅝	— ⅜
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	100½	100½	100½	.....
Warner Bros.' dbs. 6s48	96½	96½	96½	.....
NEW YORK CURB MARKET				
Monogram Picts.	¾	¾	¾	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	....	....	....	.....
Technicolor	8⅝	8½	8⅝	.....
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	9¼	9¼	9¼	— ¼
Universal Picts.	....	....	....	.....

Edington Leaves RKO; Report Contract Settled

West Coast Bureau of THE FILM DAILY

Hollywood—With two months remaining on his two-year contract, Harry Edington, executive producer at RKO has resigned and left the studio.

It is reported a settlement has been made for the remainder of his contract.

Babe Ruth in Gehrig Pic

West Coast Bureau of THE FILM DAILY

Hollywood — Sam Goldwyn has signed Babe Ruth for a role in "The Life of Lou Gehrig."

Stop Film Censorship Committee Demands Dissolution of Film Probe Sub-committee

Existence of the Senate sub-committee investigating motion pictures was denounced as a "continued threat to our national unity and free culture," in a letter sent today to all Senators by Bert Lytell, chairman of the Stop Film Censorship Committee.

Lytell, who is also president of Actors' Equity, urged the Senators to dissolve the sub-committee as a rebuke to its Senate sponsors, in view of an "overwhelming expression of public opinion against their activities."

Metro's Exhibitor Forum Tied in with Ohio ITO Meet

(Continued from Page 1)

Nov. 25-26. The so-called advertising clinic will be held during the morning of Nov. 25.

Pete J. Wood, ITO secretary, is completing plans to have Gov. John W. Bricker dedicate the Show-Builder, Metro's mobile unit, during the convention.

Judge Clarifies Decree In Midwest vs. Co-op. Suit

Detroit—Final text of the decree of Judge Frank A. Picard in the suit of Midwest vs. Co-Operative Theaters, in Federal Court, allows the Roxy and Mayfair Theaters to continue with the present policy of three changes a week, provided that only reissues, repeats, foreign, and western pictures are used on the third change.

The original opinion restricted the houses to two changes a week of "major and independent" product, but this issue has been clarified by the text of the decree.

The decree further exempts present season film contracts from its terms. Other clauses of the decree, such as finding Co-Op in violation of Anti-Trust Acts in the past, and declaring the exhibition field distinctly interstate commerce for purposes of this case, follow the original opinion as reported several weeks ago.

Gelber to Oppose Basson For Local 306 Presidency

Herman Gelber, recording secretary of Local 306, operators, for more than six years, yesterday announced his candidacy for nomination as president of the union, opposing Joseph D. Basson.

Running for his present post in 1939, Gelber polled the largest single vote in the history of the New York union.

Erpi Files Charter to Deal In Electrical Instruments

Wilmington — Electrical Research Products, Inc., filed a charter Saturday with the corporation department of the Secretary of State's office to deal in electrical instruments. The new company is capitalized at 200 shares of no par value.

Boxes Already Sold Out For "Night of Stars"

With all of the $25,000 worth of box seats sold, eight successive capacity sellout is indicated for "Night of Stars," huge benefit for refugee aid at Madison Square Garden. Nov. 26, Nathan Straus, chairman, said yesterday.

Under the leadership of Marvin Schenck, the production committee has already received acceptances from the following stars to appear: Larry Adler, Eve Arden, Paul Ash, Benny Baker, Ray Bolger, George Hamilton Coombs, Diosa Costello, Elmer Davis, Eddy Duchin, Ralph Edwards, Frank Fay, Jay C. Flippen, Jane Froman, Paul Haakon and Lillian Hellman.

Also Lou Holtz, George Jessel, Danny Kaye, Rosemary Lane, Groucho Marx, the Mills Brothers, Lucy Monroe, Sunnie O'Dea, Frank Parker, Jean Sablon, Bill Robinson, Vivienne Segal, Mary Small, Johannes Steel, Ed Sullivan, Sophie Tucker, Mary Jane Walsh and Wythe Williams.

Also Barry Wood, Yvette, Richard Baldwin, Jerry Cooper, Paul Draper, Jack Durant, Peggy Fears, Mary Healy, Peter Lind Hayes, Anne Nagel, Cecilia Parker, Barbara Pepper, June Preisser and Phil Regan.

Kelly on Coast for Wanger Productions' Inventory

West Coast Bureau of THE FILM DAILY

Hollywood—Arthur W. Kelly arrived here yesterday for conferences with George Bagnall, vice-president of Walter Wanger Productions. There will be an inventory of assets of Wanger Productions.

Kelly declared there were no new United Artists production plans and said there would be no change in UA sales policy for the coming year.

Comerford Circuit Drive Honors Y. Frank Freeman

Buck Hill Falls, Pa.—Comerford Theaters Managers' drive opening yesterday will run for nine weeks. Drive is in honor of Y. Frank Freeman.

The circuit's theaters have been divided into six divisions, instead of four as previous. All-expense trips to Hollywood and $100 in cash will be awarded to the winner of each division, as well as to four district managers.

COMING and GOING

ARTHUR W. KELLY arrived in Hollywood terday.

SPYROS SKOURAS, EDDIE ZABEL, head buyer of National Theaters, **JOHN HEALY,** retary to Skouras, plane out tonight for waukee.

JACK L. WARNER, and his wife, a from Hollywood for a short vacation.

CLAUDE LEE, Paramount's public re manager, left yesterday for Milwaukee.

DESI ARNAZ planed in yesterday from Coast for an engagement at Loew's State week.

RUSSELL HOLMAN and **DICK MURRAY,** Paramount, left for Miami yesterday.

BRUCE CABOT arrived here yesterday f New York vacation.

HENRY FONDA arrives today from the C

STANLEY HAND, Altec Service staff re sentative, has returned from a four we swing through the Middle West and Southw

WILL HOLLANDER, B & K publicity dire has returned to Chicago.

MARTY MULLIN and **SAM PINANSKI,** of M & P Theaters, will arrive in New York t for conferences with home office theater exe tives.

HUNTER PERRY, of the Dominion Theater Virginia, was a week-end visitor in New Yor

EARL HUDSON, of the United Detroit T ters, is expected to arrive in New York t to confer with Para. theater execs.

CARL BAMFORD, Paramount theater par in Asheville, N. C., and **FRANK ROGERS FRED KENT** of the Florida State Theaters, with headquarters in Jacksonville, have retu to their homes.

MOE SILVER, New York State zone man for Warner theater circuit at Albany, st over in Pittsburgh yesterday after attending Variety Club banquet there Sunday night.

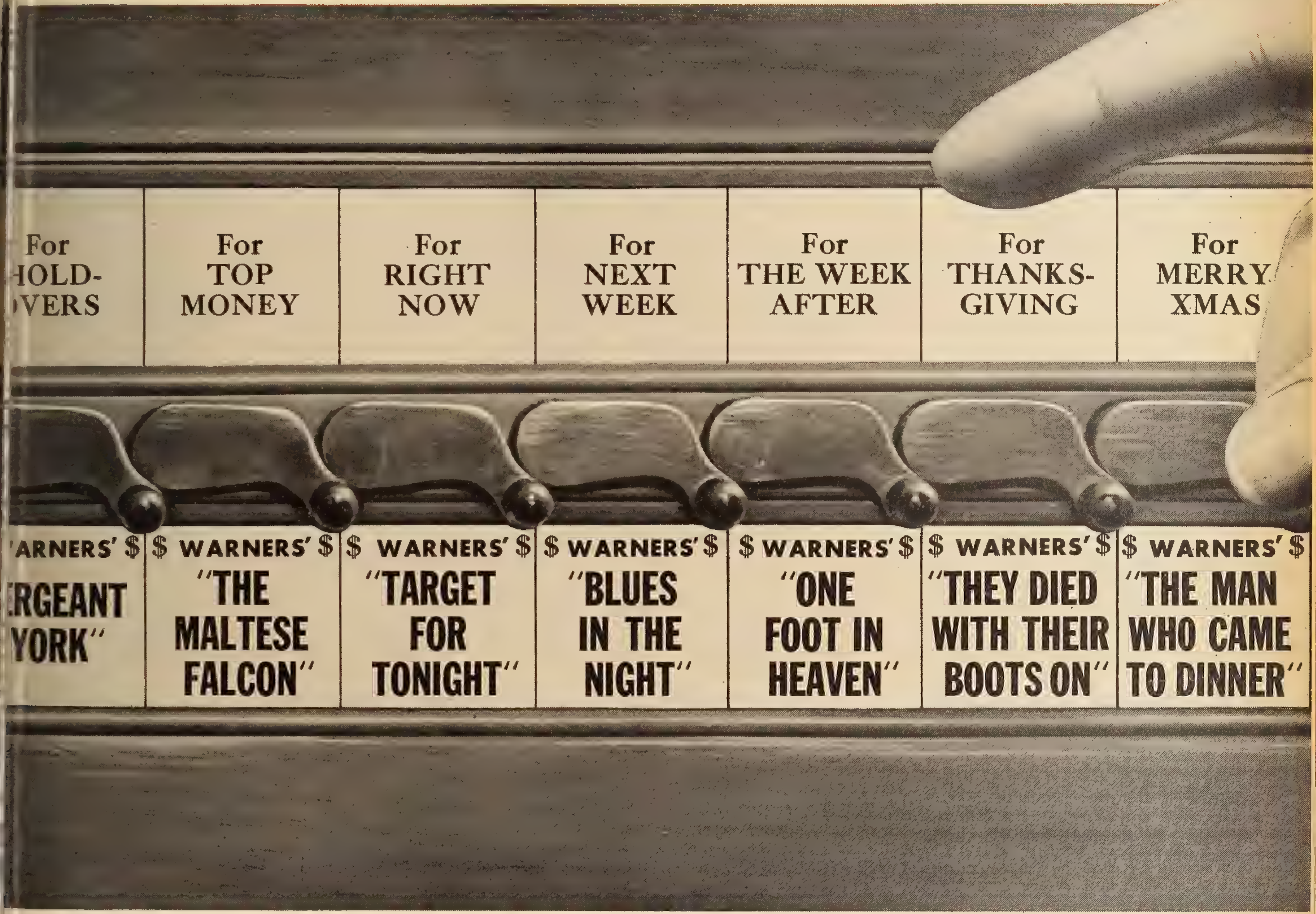
Link Two Frisco Houses With WB Invasion Move

San Francisco—Report that W ners wants a first-run house in dow town San Francisco has local mo men doing quite a bit of gossipi Building is rated out of questi until after national emergency h passed—moreover, good locations as scarce as hen's teeth.

Some talk is heard that Warn might be after Blumenfeld's Orp eum but understood that circ owner has no intention of parti with any of the houses in his rap ly increasing chain. One suggesti is that Warners might be dickeri for the now second-run Fox W Coast California. Theater now bei completely renovated.

TO SPEED TELEGRAMS AT LOW COST—PHONE
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

VOTE THE STRAIGHT WARNER TICKET!



VOTE EVERY $-IT'S WARNERS!

IATSE Exec. Denies Browne Ouster Story

Ridiculing the copyright story in Saturday's Daily Mirror that George E. Browne, ITASE president, was ousted at a secret meeting, Jim Brennan, an IA vice-president, yesterday issued a denial that any such action did or could take place.

"I want to deny the preposterous account that appeared in the Daily Mirror." Brennan stated. "Any such action could not happen at a secret meeting."

The copyright version appearing in the Daily Mirror said that Thomas Murtha, head of the AF of L New York Trade Council and business agent of Local 4, (Brooklyn stagehands) was chosen to replace Browne.

According to Brennan, the IA executive board is the only body under the constitution empowered to take such an action.

"Apparently the writer was ignorant of the facts. Only the executive board could declare the office open at a general meeting. Furthermore, only a member of the executive board could fill the presidency if a vanancy occurred," Brennan explained. "And Murtha is not even a member of the executive board."

Brennan also took strong exception to the reference that the IATSE was built up "to about 6,000 members, raiding other unions."

The IA vice-president stated that the present membership of the Coast unions is now at 8,846. When the IA entered the basic agreement in December, 1935, the membership was around 150 and built up to its present status under Browne's leadership.

"We were the ones that were subject to raiding by the IBEW and the Teamsters at the time of the strike in 1933. That is when our membership declined from 6,000 to 150 which is just the opposite of what the story contained," Brennan declared.

Hearst Boosts Frisco Rates

San Francisco—Theater ad rates in the Hearst Examiner were boosted five per cent.

J. S. Hummel
William Hedwig

Dixie Lee
Don Alvarado

* * *

● ● ● **PROUD PAPA PARAMOUNT:**......Barney Balaban should be passing out the cigars about now, to celebrate the "Birth of the Blues" ......The event was something of an obstetrical oddity,—the said Blues having been born on Friday night in both Memphis and New Orleans..... The Malco Theater was the locale of delivery in the former city, and the Saenger (no relation to Margaret) in the latter community......Each locality built up to the climax of its blessed event with receptions, radio broadcasts, banquets, and parades through the streets to the theater..... For the twin bows, Paramount dispatched twin delegations of film stars ......It was appropriate that "Birth of the Blues" happened in both instances hard by the Father of Waters......In both instances, too, the levee was solid enough to have Paramount et al grab grand grosses..... The film itself is a hot-tune-packed opus......There has been some controversy as to just how the Blues were born......It is no longer a mystery......'Twas by instruments......

* * *

● ● ● *THE Weigh Of All Flesh:......Drama editors around Frisco are pointing the finger of shame at Claude LaBelle, critic of the San Francisco News......He did more than his share of running up movie junket trips' expenses,—thus playing a prominent part in making studios call off the free trips......Seems he flew to Florida and back at a studio's expense, and the plane company billed the studio for round-trip fare, plus fifty pounds excess weight each way......LaBelle pleads in self defense that he shed 80 pounds since the jaunt,—under supervision of specialists at the Mayo Clinic......*

* * *

● ● ● **"PRIVATE" WEDDING:**......You'd think that of all times an Army Private should be "at ease," if possible, would be on his wedding day......Pity, then, Pvt. Arthur Schwartz......He has been looking forward with happy contemplation to the marriage ceremony here Nov. 16 which will make Rhoda Mentlik his wife......But,—coming on from Fort McClellan, Ala., for the nuptials will be the prospective bride's brother, Sergeant Lew (Lower-Case) Mentlik, who has received two promotions since joining Uncle Sam's Army fresh from the editorial staff of Jay Emanuel Publications......We know how you feel, Arthur,—one just can't get away from these g.d. Sergeants!......

* * *

● ● ● *STUFF:......Howard, son of Adolph Johnson who operates the Strand Theater in Hamden, Conn., has been elected to the all-American swimming team for the third successive year (he's a senior at Yale). . . .* ● *Recommended reading: Wendell L. Willkie's article on the industry witch hunt in the current issue of Life magazine. . . .* ● *Gleaned from a sign on the local Park Theater up Columbus Circle way which opened a few nights ago: "No Bingo, No Banko, No Bunko; Just a Good Show". . . .* ● *Hitting a new artistic high: That RKO special presentation book on "All That Money Can Buy" that has been forwarded by Barret McCormick to film critics and reviewers. . . .* ● *After several prominent Toledo men rejected the "opportunity' 'to pose with the lion which Metro is junketing around the country in connection with "Tarzan's Secret Treasure," Jack Lykes (whose name probably reassured the beast), manager of Loew's Valentine, walked into the cage for the chore, and his nonchalance was publicly rewarded by the Toledo Times publishing a two-column photo of Jack and the big cat. . . .* ● *Q. and A. Dept.: How can Mary Louise Walliser, the hottest pic critic and colyumist in Texas, have a cold?......*

« « « » » »

Name Silver WB Zon Head in Pittsburgh

(Continued from Page 1)

zone manager in Pittsburgh, und Kalmine is promoted to the Alba post vacated by Silver. In the r alignment of the Pittsburgh sta Joseph Feldman, head of the pu licity department, becomes Si assistant in charge of theate eration and publicity, with Har Feinstein, his assistant, in charg of booking and buying.

Silver, who started in film b with Moe Mark in 1915, becam general manager for the Mar Strand Theaters in New Englan and then was brought to New Yor by Mark as general manager of th Stanley-Mark Strand Theaters. I 1927, when these theaters we merged with the Stanley Co. America, he became general ma ager of the Stanley Co.

Warners acquired the Stanle chain and Silver then headed th Warner Theaters along the Pacif Coast. He returned to New York a assistant to Dan Michalove, i charge of the Warner Circuit, an remained in the same capacity f three years with Joseph Bernhar With the beginning of the decen tralization policy, he left New Yor to take charge of the New Yor State Theaters, with headquarte in Albany.

Before coming to Pittsburg Latta was in charge of Warne Theaters in Ohio, became distri manager under Kalmine and the assistant zone manager.

Joe Feldman entered the Warne Circuit in the publicity departmen in Newark, was transferred to Al bany and then went to Pittsburg as publicity head when Harry Kal mine took over the zone for Warne Bros.

To Use Home Makers Packages

Chicago—Great States circuit wi start the distribution of 50,00 Home Makers gift packages. o Nov. 1. Jay Fagan of the Exhibi Merchandisers organization pro moted the deal.

From a Single Seed The Seadler Sowed

Many New Yorkers marching to the polls today will have the pet battle-cry of the LaGuardia campaign in mind: "Keep The Little Flower Blooming On The Sidewalks of New York." Catch-line's coiner was Metro's Si Seadler who penned it for the recent Hotel Astor luncheon held by the amusement biz for Fiorello. Since then it has been widely used at rallies. Front page of Sunday's New York Times roto section displayed the Seadler slogan prominently. Says modest Si: "The motion picture industry thereby contributed its bit of showmanship to the campaign."

CAPTIVES OF NATURE . . .

Three people isolated from the world they knew . . . unsheltered from Nature's fury . . . bewildered by the madness of Man and the love of a Woman

MERCY ISLAND

RAY MIDDLETON · GLORIA DICKSON

OTTO KRUGER · DON DOUGLAS · FORRESTER HARVEY

TERRY KILBURN · WILLIAM MORGAN — DIRECTOR · Screen play by Malcolm Stuart Boylan · From the novel "Mercy Island" by Theodore Pratt

From the novel "Mercy Island" by Theodore Pratt

A REPUBLIC PICTURE

Buy U. S. Defense Bonds

Decree "Sabotage" Before Texas Allied

(Continued from Page 1)

session here today. Other reported efforts to undermine the decree also may be among the important subjects for discussion at the convention.

First indication that a circuit has refused to accept the authority of an arbitration board came to light during the hearings on the case filed by the Overton Amusement Co. The following conversation between the arbitrator, S. J. Hay, and Fred Jack, Warner branch manager in Dallas, took place during the hearings and was taken from the stenographic record:

ARBITRATOR: "There is one question I want to ask and possibly it is out of order. I do wonder why the Jefferson Amusement Co. and the East Texas Theaters are not represented here. I would like for you to answer that question."

JACK: "I can answer it easily. They refuse to recognize the authority of this board."

Col. H. A. Cole, president of the Texas unit and national Allied, later told THE FILM DAILY that "this is the first time according to my knowledge that one of the theater chains refused to accept the authority of the Federal court as set forth in the consent decree."

A large attendance is expected at the convention, which is to be held at the Adolphus Hotel.

New York Film Critics Elect Mishkin as Prexy

(Continued from Page 1)

lyn Eagle, was re-elected secretary.

Critics held their first meeting of the year yesterday at Bleeck's. Louise Levitas, of PM, and Milton Meltzer, second string critic of the Daily Worker, were admitted as new members.

Lee Mortimer, of the Daily Mirror, did not attend nor was his resignation received. Mortimer, who has been carrying on a one-man feud, wrote yesterday he was resigning from the New York Film Critics.

Para.'s Minn. Relief Order Signed by Court

Paramount officially was relieved from complying with Sections III and IV of the New York consent decree in Minnesota yesterday when Judge Henry W. Goddard signed a court order granting Paramount's petition. With the signing of the order, the sales force can offer the company's entire program to Minnesota exhibitors.

Allen Usher, district manager, and Ben Blotcky, Minneapolis branch manager, have returned to the field, after awaiting Judge Goddard's decision in New York.

Newsreel Policy for Rainbow In Detroit

Detroit—Jack Broder, circuit operator, is "beating the gun" on the Telenews Theater, now under construction, by changing policy at the Rainbow Theater to a newsreel house. The Rainbow is a small nabe in an important shopping center with two large theaters across the street. A 90-minute newsreel show is expected to provide quicker turnover for the 300-seater.

Atlas Buys More RKO Com.; Mfrs. Trust Sells Para.

(Continued from Page 1)

at 1,400 shares of RKO $1 par common stock, giving it a total of 823,423 shares of this stock in its own name, and 268,230 held through the American Company. Atlas also holds 327,812 warrants for RKO common stock, and 46,071 of the company's 6 per cent convertible preferred stock.

The Manufacturers Trust Co. of New York City disposed of 10,000 shares of Paramount 3½ per cent convertible debentures of 1947, retaining 3,192,800 of this stock and 5,710 of the company's 6 per cent convertible, 1st preferred.

The SEC report revealed that Pathe International Corp. disposed of 65,867 shares of Monogram's $1 common, and 6,017 options to purchase, according to the June 1941 report.

J. Robert Rubin of New York City disposed of 3,300 shares of Loew's, Inc., no par value stock, retaining 14,415 shares, while Loew's, Inc., acquired 58 shares of Loew's Boston Theaters $25 par common for a total of 118,567.

RKO Corp purchased 10 shares of K-A-O common for a total of 1,205,675. It also holds 7,467 shares of the company's 7 per cent cumulative convertible.

Stanley Co. Redeeming Its First Mortgage 5½s

Philadelphia—Stanley Co., a Warner Bros. subsidiary, has called for redemption on Dec. 1 all of its first mortgage 5½ per cent sinking fund gold bonds of C. Benton Cooper, due June 1, 1945 of which there is $6,014,500 outstanding.

Bonds will be paid off at 102½ per cent and accrued interest at Pennsylvania Co. for Insurance on Lives and Granting Annuities, 15th and Chestnut Streets.

Lee Filling Speaking Dates

Claude F. Lee, Paramount's director of public relations, left yesterday to deliver speeches in three Midwest cities. Today he will address the ITO of Wisconsin in Milwaukee and will address the Minneapolis Ad Club at a luncheon tomorrow and will then go to Duluth for an address before the Duluth Rotary Club.

Crescent to Build Theater In Leased Warner Bldg.

Nashville—Reported plans of Tony Sudekum, president of Crescent Amusement Co., to expand his movie theater business in the city of Nashville to which the Government has not objected, were confirmed yesterday when an agreement leasing the Warner Building to Crescent Amusement Co. was made public, and George H. Armistead, Jr., counsel for crescent in the anti-trust suit, admitted that a new 1,000-seat theater will be constructed in the first floor of the 12-story building as originally planned as soon as the necessary materials can be obtained. The lease, which extends through 1951 at $25,000 a year, was signed for Warner Bros. by Joseph Bernhard, vice-president, and E. K. Hessberg, assistant secretary, New York, and for Crescent by Sudekum and R. E. Baulch, secretary.

The option included in the lease provides that Crescent may purchase the building for $900,000. The theater, esimated to cost $150,000, must be built within 18 months under provision of the lease.

Early in 1930 Warner Bros. negotiated for purchase of all theater holdings of Crescent Amusement Co. but abandoned negotiations because of the depression and also abandoned plans to construct a theater in the space which Sudekum will use.

Plans for the new theater will be drawn by Marr & Holman, architects for many of Crescent's best theaters.

Hold Conference Today On Tele as Defense Aid

Representatives of television equipment manufacturers and broadcasters will meet today in an effort to lend impetus to the general advance of the tele industry and to hear report of Norman D. Waters, advertising agency head, of his trip last week to Washington where he discussed the potentialities of tele for national defense with the FCC and other Government agency officials.

The parley will be held at the offices of Norman D. Waters & Associates.

Arthur Hurley, Veteran Director, Dies at Coast

West Coast Bureau of THE FILM DAILY

Hollywood—Arthur Hurley, veteran stage and screen director, died following lingering illness. He directed several short subjects for Warners at Brooklyn studio. He is survived by his widow, Irene Shirley, actress.

Local 702 Calls Lab. Strike

Local 702, Lab Technicians IATSE, called a strike against Movielab laboratories, 1600 Broadway, yesterday afternoon. Strike action was taken by the union after two years of negotiations when both sides failed to arrive at a satisfactory settlement despite the intervention by the State Meditation Board. Main issues at stake are wage increases and improved working conditions.

Hollywood Starting Twenty Features

(Continued from Page 1)

Starrett and Russell Hayden. Jac Fier producing and director, Wi liam Berke.

At M-G-M: Seven shooting, including "Mr Miniver," drama, starring Greer Garson a Walter Pidgeon. William Wyler directin "Rio Rita," Abbott and Costello musica with Kathryn Grayson, John Carro Patricia Dane in featured roles. S. Simon directing with Pandro Berman producer.

At Monogram: Five shooting, includi "Freckles Comes Home," Lindsley Parso production, with Jean Yarbrough directi and Johnny Downs and Gale Storm in t top roles; "The Yard Bird," first of the co edy series based on the Barney Google-Snuf Smith cartoons, with Bud Duncan and Edg Kennedy in top roles and Edward Cline recting for Producer Edward Gross' Capit Productions.

At Paramount: Eight pictures shooting, i cluding "Out of the Frying Pan," comed with Edward H. Griffith producing and direc ing. Cast is headed by William Holden, Sus Hayward, Eddie Bracken and Robert Benc ley; Irving Berlin's "Holiday Inn," wi Mark Sandrich directing and producing. Bi Crosby, Fred Astaire and Walter Abel he the cast; "The Wizard of Arkansas," sta ring Bob Burns. Sol C. Siegel produci and Ralph Murphy directing.

Republic: Four shooting, including "We of Cimarron," western, with Tom Tyler, B Steele and Rufe Davis. Associate produce Lou Gray and director, Les Orlebeck.

At RKO-Radio: Nine shooting, includi "Tuttles of Tahiti," romantic comedy, sta ring Charles Laughton with Jon Hall. Char Vidor directing; "Mayor of 44th Stree melodrama with musical backkgrounds, wi George Murphy and Anne Shirley in t top roles. Al Green directing; "The Falc Takes Over," 3rd of the Falcon detecti series, with George Sanders, Lynn Ba Helen Gilbert and James Gleason. Howa Benedict producing and Irving Reis directin

At 20th Century-Fox: Nine shooting, i cluding "To the Shores of Tripoli," Techn color, story dealing with Fighting Marine with Randolph Scott, John Payne and Maure O'Hara heading the cast. Milton Sperlin producing and H. Bruce Humberstone d recting; "Between the Devil," comedy, wi Cesar Romero, Carole Landis and Milt Berle. Ray McCarey directing and Walt Morosco producing; "You Can't Alwa Tell," comedy, with Eugene Forde directin

At Universal: Three shooting.

At Warners: Five shooting, includi "The Night Before Christmas," drama, sta ring Edward G. Robinson, with Jane Wyma Jack Carson, Broderick Crawford, John Qual and Harry Davenport. Director, Lloyd Baco From the play by Laura and S. J. Perelman.

At United Artists: Small shooting "Heli trope Harry," and Roach "Dudes Are Pret People," Alexander Korda starting a comed directed and produced by Ernst Lubitsc starring Jack Benny and Carole Lombar "To Be Or Not To Be."

Chicago Exhibitor Sues For $1,000,000 Damages

(Continued from Page 1)

tists, Universal, Columbia, Repub lic, Warners, RKO and John Manat operator of the Milo Theater, wa filed in Federal Court yesterday.

Plaintiff is Thomas Murray wh claims the defendants prevented hi from booking first-run films into hi Thalia Theater.

"Remember the Day" to b 20th-Fox Christmas Film

"Remember the Day," starrin Claudette Colbert and John Payn has been set by Herman Wobbe 20th-Fox general sales manager, f Christmas holiday release in ke situations. Film has been place in the top bracket.

Arbitrator Critical Of Courshon Policy

(Continued from Page 1)

on sought a maximum clearance 21 days.

In ruling against Courshon's re- uest, Harold T. Patterson, arbitra- declared that " a theater play- double features and engaging giveaway premiums and not par- cularly concerned with whether or ot the pictures are played when ey are available should not be al- wed to play pictures immediate- after the runs of Paramount the- ters."

Patterson held that the clearance nforced against the Parkway was ot unreasonable. The complaint was dismissed and the costs were ssessed against Courshon.

Paramount, Warner Bros. and Loew's were involved in the case. t was the first decision in the At- anta tribunal territory.

Arbitrator Orders Clearance Cut in Overton Theater Case

Dallas—Clearance of 60 to 120 days now granted to the Strand and Glenn Theaters, Overton, over the Overton Theater has been de- clared unreasonable by S. J. Hay, arbitrator, in the case filed by the Overton Amusement Co. Hay ruled that the clearance should be cut to 14 days. Plaintiff had asked for day-and-date availability. Named n the complaint were Loew's, 20th Century-Fox, RKO and Warner Bros.

21-Day Maximum Clearance Ordered in Weymouth Case

Boston—Maximum clearance between the Quincy and Strand Theaters, Quincy, and the Weymouth Theater, Weymouth, was set at 21 days in an arbitrator's decision here. William Deitsch and Pauline Goldberg, operators of the Weymouth, filed the case against Loew's, Paramount, 20th Century-Fox and RKO, charging that the 28-day clearance now in effect was unreasonable.

Lyceum Theater, Duluth, Files Some Run Complaint

Minneapolis — The Lyceum Theater, Duluth, has filed a some run complaint against Paramount under Section VI of the consent decree, Complainant charges that Paramount has refused to license product for the Lyceum.

Oral Arguments to Conclude Dipson Theaters Case Nov. 18

Buffalo—With evidence all in after nine days of testimony, hearing of the complaint of Dipson Theaters, Inc., against the "Big Five" has been adjourned by Arbitrator Michael Catalano to Tuesday, Nov. 18, when oral arguments are expected to conclude sessions in the case.

The defense rested after testimony by Max Roth of Vitagraph and of Elwin Speyer, a consulting engineer called by the intervenor, Buffalo Theaters, Inc., Shea chain operating company. Their testimony was designed to upset the Dipson contention that previous film's availability should be restored to its Bailey Theater, Buffalo nabe house. Availability now favors the Kensington Theater, Shea operated, Dipson contends.

Nikitas Dipson, president of the petitioning company, was recalled to the stand for redirect examination.

All parties joined in a stipulation that Arbitrator Catalano and Edward W. Spitznagel, clerk of the tribunal, shall inspect the physical setups of the Kensington and Bailey Theaters and the area immediately adjacent to both theaters before the hearing's next session. The arbitrator has not yet set a time for the inspection.

Welles Acquires Two Stories by Flaherty

Robert Flaherty, documentary producer, has sold two stories, "The Captain's Chair" and "The Story of Bonito the Bull," to Orson Welles for RKO Production.

Friedl Makes 18 Changes In Personnel Realignment

Minneapolis — Eighteen managers and other employes of Minnesota Amusement Co., were included in a list of transfers and promotions made public here by John J. Friedl, president.

Included in the list were the following:

Frank Sohner, treasurer, State in Minneapolis, to assistant manager Paramount, St. Paul.

Howell Kadrie, assistant manager Paramount St. Paul, to manager of Paramount, Grand Forks, N. D.

Cecil Thornton, Uptown staff, Minneapolis, to be assistant manager, Rialto, Minneapolis.

"Bud" Schmid, assistant manager, Rialto, Minneapolis, to be assistant manager, Uptown, Minneapolis.

Robert James, assistant manager, Uptown, Minneapolis, to be assistant manager, Century, (downtown) Minneapolis.

Donald Palmquist, assistant manager, Century, Minneapolis, to be manager, Strand, Duluth, Minn.

J. M. Ames, State theater staff at Sioux Falls, S. D., to be assistant manager, Strand, St. Paul.

William Laird, assistant manager, Urban, Mankato, Minn., to be manager, Time, Mankato, Minn.

William Thompson, assistant manager, Paramount, Grand Forks, N. D., to be manager Empress, Rochester, Minn.

Woodrow Fraught, manager, Eastman, St. Cloud, Minn., to be manager, O'Klare, Eau Claire, Wis.

Len Freid, manager, O'Klare, Eau Claire, Wis., to be manager, Huron, Huron, S. D.

James Eshelman, manager, Huron, Huron, S. D., to be manager, Paramount, St. Paul.

Walter Van Camp, manager, Paramount, St. Paul, to be manager, Centre, St. Paul.

George Aurelius, manager, Centre, St. Paul, transferred to Tucson, Ariz.

Earl Long, manager, Garrick, Duluth, Minn., to be manager, Norshore, Duluth, Minn.

Daniel Hudson, manager, Strand, Duluth, Minn., to be manager, Garrick, Duluth, Minn.

Everett Hudson, manager, State, Fargo, N. D., to be manager, Lyric, Duluth, Minn.

Louis Peldo, manager, Paramount, Grand Forks, N. D., to be manager, State, Fargo, N. D.

Enforce '98 Curfew Law

Wabash, Ind.—Police will henceforth enforce an ordinance adopted back in 1898, establishing a curfew law.

Local 244 Charges Denied by Kaufman

(Continued from Page 1)

Crummy, counsel, recently by the local.

Vice-Chancellor Bigelow has ordered Kaufman and other officers to show cause tomorrow why they should not be replaced by a receiver, on application of William Primmer, George Gilligan, Philip Karlin, Jules Hegel, Edward McCrudden and William Nugent, members of the local.

Kaufman and the other officers deny the charges they dominate the local by threats and coercion, that they get the best jobs for favorites, or that any members of the local are discriminated against. Their 129-page answer is supported by affidavits of theater owners that the officers have never tried to dictate to them as to what operators they must employ, and by affidavits of 148 of the 160 members that they are satisfied with the administration of the local by the present officers.

Also contained in the answer is an affidavit signed by Gilligan in 1937, expressing satisfaction with the officers' conduct of the local, and claims that Nugent and McCrudden were among the more than 100 members who formally approved extension of Kaufman's term from five to seven years in 1927. Hegel, Gilligan and Nugent, the answer states, also approved a salary increase from $150 to $250 a week for Kaufman.

The answer denies a charge by Gilligan that on Sept. 5, 1939, he was beaten up by two men at Kaufman's behest. A record of the Branford Theater, where Gilligan works, shows he lost no time from work because of injuries. Kaufman denies he had anything to do with the assault.

The six members' charges that no accounting of the local's funds are made is denied in the answer. It contains copies of an independent auditor's reports, and declares that the treasurer's monthly statement of cash receipts and disbursements is read regularly.

Three More Detroit Houses Intervene in Parkside Case

Detroit — Interventions by three additional theater owners in the Parkside arbitration case have been filed. New Houses involved in the case, the most important one yet set in the local tribunal, are: Aloma Theater, Fred J. DeLodder, owner, to be represented by Co-Operative Theaters; Admiral Theater, by Willian A. London, owner; and Rivola Theater, by J. C. Ritter, former Allied States president.

HOLLYWOOD SPEAKING--

By RALPH WILK

—HOLLYWOOD

RONALD COLMAN will co-star with Cary Grant and Jean Arthur in Columbia's "Mr. Twilight," which George Stevens will produce and direct.

* * *

PRODUCER-DIRECTOR news of the day at the Metro studios is that Charles Lederer will direct "Fingers at the Window," and Everett Riskin, who produced "Here Comes Mr. Jordan," has been signed to a producing contract, with his initial picture to be announced shortly. It may be "Merrily We Roll Along," the George S. Kaufman-Moss Hart play produced on Broadway in 1934 and then purchased by Metro.

* * *

OUR Passing Show: William Keighley, Genevieve Tobin, Van Heflin, Charles Bickford, Crane Wilbur, Burt Kelly, Jesse L. Lasky, Jr., Sidney Salkow, Monty Shaff, John Rogers, Orry Kelly, E. D. Venturini at "They Can't Get You Down."

* * *

BUDDY DE SYLVA, who was one of Helen Morgan's pals and wrote the songs for her first Broadway show, "George White's Scandals," plans to do a musical film based on her career, in his capacity of Paramount production chief.

* * *

ROBERT KENT and Virginia Vale have been awarded the romantic leads in PRC's "Blonde Comet," story of a girl racing driver.

* * *

PHILIP REED is already beginning to realize on his investment in a 200-acre ranch in Red Rock Canyon, Nev. He has leased part of the place for locations on Director Sam Wood's "For Whom The Bell Tolls" for Paramount, shooting on which starts shortly.

* * *

WHEN Jack Oakie finishes his role in "Song Of the Islands," now before the cameras, he completes his five-picture commitment to 20th Century-Fox. RKO and Paramount are dickering for his services.

* * *

"OUT OF THE FRYING PAN," Francis Swann's stage play about the battle of an apartmenthold of young would-be Helen Hayes and Alfred Lunts to crash show business, will be filmed by Paramount with William Holden, Susan Hayward, Eddie Bracken, Martha O'Driscoll, Barbara Britton and James Brown portraying the hopefuls and Robert Benchley, as an unwary Broadway producer and their chief victim.

* * *

PARAMOUNT will star Carolyn Lee in a picturization of the Kate Douglas Wiggins story, "Mrs. Wiggs of the Cabbage Patch," as a follow up to Carolyn's current role in "Birth of the Blues."

* * *

AIR Marshal William Bishop of the Royal Canadian Air Force was the guest of honor last night at a reception at the Warner studio in Burbank, with Hal B. Wallis and the cast of "Captains of the Clouds" as hosts.

M. P. PROD. DIST.
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$7,850,000 in Frozen Funds Received Here

(Continued from Page 1)

getting 50 per cent of the blocked funds estimated at $32,000,000 in addition to $20,000,000 from rentals during the ensuing year.

As reported in THE FILM DAILY last Wednesday, the pro rata division of the initial payment follows: M-G-M, $2,300,000; 20th-Fox, $1,600,000; Para., $1,005,000; Universal, $925,000; UA, $850,000; RKO, $550,000; Columbia, $300,000; and WB, $275,000.

Released Funds Expected To Jump Majors' Incomes

Sharp gains over the profits of a year ago are reflecting an increase in consumer income and box office revenues are running ahead of the same period last year, according to a Dow-Jones survey in The Wall Street Journal. This year's incomes are expected to be increased substantially by the release of frozen funds in England, first payments having been received on Friday.

The survey asserts that there is apparently a move under way in the industry to refinance outstanding short term notes and debentures into longer term issues at slightly higher interest rates, adding that amortization rate for films may be modified in accordance with better current income from Britain permitted under the new agreement.

Cash positions of all companies are the strongest in their histories.

A company-by-company analysis by Dow-Jones reveals the following:

Columbia: Pick up in earnings seen through better product now in release. Net for the September quarter expected to be better than the 28 cents a shares earned in the 1940 period. Year's earnings should be up, too.

Loew's: This company expected to profit most by the release of money in Britain. Net profit for fiscal year ended Aug. 31 estimated at $4.50 a share against $4.82 in 1940. Refunding plans are in work.

Paramount: Earnings for the September quarter estimated at more than $1 a share on 2,465,927 shares of common stock.

20th Century-Fox: Upward trend in earnings expected.

RKO: Company is slowly building up earning power after long period of receivership.

Warner Bros.: Earnings reported to be running double a year ago.

Other companies were not listed.

OUT OF UNIFORM

Morris Cohn, formerly a private in the 101st anti-tank regiment, has received his honorable discharge from the U. S. Army due to his age and has rejoined Columbia Pictures Corp. in Albany as a film salesman.

"Lack of Space" of Detroit Times Delays Appearance of Film Reviews for 48 Hours

Detroit—Films opening at first-run houses got a bad break Saturday when, "due to lack of space," the Detroit Times was forced to hold over the reviews of new films from Saturday until yesterday. Saturday papers are normally small, but usually carry the reviews. Deadline several days ahead on the picture section of the Sunday paper made it impossible to run the reviews until Monday.

Browne-Bioff Defense Rests

Defense Fails to Call IATSE Prexy to Stand

(Continued from Page 1)

C. Moskowitz, Loew's theater executive.

Added to this disclosure, was testimony of James Coston, Warner Bros. Chicago Zone Manager, that his company from 1935 through 1940 had paid a total of $71,700 on the Chicago local theater situation. The tribute was exacted by William Bioff and his successor in Chicago, Nick Dean, Coston swore.

Case to Jury Thursday or Friday

Correa stated that his rebuttal would probably be completed tomorrow with the testimony of several other witnesses. John Balaban, B & K theater official, and Sam Brenner, Chicago lawyer for the IATSE, may be called by the Government. The case is expected to go to the jury on Thursday or Friday. The defense rested with express permission from the Court to call one more witness, probably Link, a Southern IASE representative.

In the presence of Nick Dean, Bioff made his first demand upon Moskowitz in a New York hotel, Moskowitz stated. The witness had gone to the hotel during the Summer of 1935 in response to a telephone call purportedly from Browne.

"Bioff told me that Browne was not there. He said that he was responsible for Browne's election and that he expected to get a couple of million dollars from the setup but had not gotten a cent yet. I told him I had come to see Browne, and that I didn't even know who he was," Moskowitz related. Bioff pushed him back in his chair and shouted "You listen to me," the witness said, continuing then with his demands.

Tells of $165.000 Payments

About 10 days later Browne made a personal demand upon the witness and Maj. Leslie E. Thompson, of the RKO theaters, for $150,000 as his price to prevent a strike by Local 306 of the Motion Picture Operators' union, Moskowitz declared. As its share, Loew's paid $165,000 to Mort Singer, midwest circuit operator associated with RKO, consisting of $105,000 for Browne and $60,000 for expenses and Singer's added income taxes, Moskowitb testified. Singer acted as go-between on the deal.

Further payments to Browne of $25,000 in the fall of 1937 and of $15,000 in the Spring of 1938 were described by Moskowitz. These sums were handed over to the IATSE head as his price for preserving peace with Local 306 in 1937, the witness added.

Coston declared that Bioff was first introduced to him as Willie Berger by Browne in 1928. The defendant first demanded money in February 1935, Coston said, when Bioff asserted that he had taken over the Chicago projectionists' union. To prevent the restoration of extra men in Chicago theater booths, $30,000 was paid to Bioff after a flying trip to New York on which Bioff made demands directly to Joseph Bernhard, Warners' theater head, the witness continued. Warners was forced to pay sums of $8,500 and $14,000 to Bioff in 1936 while Dean collected two payments of $9,600 in 1938 and 1940, Coston said.

Says Bioff Was Abusive

At times Bioff grew abusive in his repeated demands for money, the witness said. "This is going on too long. Go and get it and get it quick." Bioff was quoted as saying once in protesting a delay. While fighting extradition in 1940 Bioff said to Coston: "If I go to jail, Joe Schenck will be in the next cell and maybe some other big film men too. They can't afford to let me go to jail. I've done too much for the industry in taking care of strikes," Coston related.

In the morning after Charles T. Russell, tax consultant, had testified, the defense placed a number of Bioff's friends and relatives on the stand to prove that the defendant was originally known as Morris Bioff. Russell conceded that all bills for representing Browne and Bioff in tax difficulties were paid by the IATSE and not by film executives.

Jack Rabin, associated with Mervin Ash & Co., another witness, told how $202,837 in stock of Twentieth Century-Fox and Consolidated Oil were transferred from the name of Joseph Schenck to Murray W. Garsson and Joseph M. Moskowitz. Bioff has claimed that Garsson was paid $200,000 by Schenck while the former was investigating Fox Film Co. for a Congressional committee. According to Mervin Ash's books, the transfer was made to correct a mistake in originally listing the stock under Schenck's name.

Coston faces cross-examination by the defense tomorrow. No court will be held today.

Canada Puts Ceiling On Boxoffice Prices

(Continued from Page 1)

exhibition of motion pictures one of the business services und the jurisdiction of the Board.

Reductions Permissible

The decree does not preve duction of prices at any tim no increase of any kind for simil regular performances will be pe mitted.

Apparently no control is established over rentals to be charged by exchanges for films, but the rates for advertising accessories are stabilized at highest charges during the four weeks period.

The Government also fixed rat for transportation of goods or pe sons by any carrier, so that deli ery costs by transport or expre are now set.

Interpretation is needed for t clause aimed at price control f those keeping goods or merchandi in storage which may bring film e changes under the edict because th have films in storage vaults.

Investigators are to be appoint to check on admissions and oth charges, with power to lay info mation for court hearing in the ca of infraction. Penalties not e ceeding $5,000 or two years in prisonment or both are provid for infractions.

$8,000,000 in Para. 3¼% Convertibles Exchanged

(Continued from Page 1)

Pictures convertible 3¼'s, approx mately $8,000,000 or about thre quarters of the entire 3¼ per ce issue have been sent in to the Man facturers Trust Co. for exchang Stanton Griffis, chairman of t Paramount executive committee, a nounced yesterday.

Offer of exchange expires at t close of business next Monday, a as the new 4's are selling on t New York Stock Exchange at premium, it is expected that su stantially all of the 3¼ per ce bonds will be exchanged before t expiration date.

TO THE COLORS!

Adolph Zukor, chairman of t board of Paramount Pictures, r ceived word yesterday that his so Eugene Zukor, who was recentl commissioned Lieutenant Comman er in the U. S. Navy, has been d tailed for active duty in the Los A geles area.

Duluth, Minn.—W. Durand Thom son, manager of the Strand Theat at Duluth, has been called for Arm service. He has been replaced b Donald Palmquist, former assista manager of the Century Theater i Minneapolis.

Gov't to Report on Theater Expansion:

Washington—The Government is preparing a report on theater expansion during the first year of the consent decree, it was learned esterday. Survey, which is now under way by the Government, is to determine whether the five theater-owning majors have made unwarranted acqui- tions of theater properties during the year. Government has received many complaints on this score from exhibitors, mainly in the Western area.

FILE COPY

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

. 80, NO. 90 NEW YORK, WEDNESDAY, NOVEMBER 5, 1941 TEN CENTS

BIG 5 MAY UTILIZE "ESCAPE CLAUSE"

Propose Special Committee of FCC on Television

Body Would Be Clearing House For Tele's Use In National Defense

A special committee of the FCC, appointed by the Government to serve as a clearing house and "aid the television industry by co-ordinating all ends of the Government in co-operation with manufacturers of equipment and operators of television stations," was proposed and agreed upon yesterday at a meeting of representatives of leading television manufacturers and broadcast-

(Continued on Page 7)

Unity Idea Spreads, Wisconsin ITPA Told

Milwaukee—J. E. Flynn, Chicago district manager for M-G-M, addressing the third annual convention of the Independent Theaters' Protective Association of Wisconsin and Upper Michigan, at the Hotel

(Continued on Page 3)

RKO Met. Circuit to Play "York" on Single Policy

"Sergeant York" will open Nov. 20 throughout the RKO Metropolitan circuit on a single feature policy with

(Continued on Page 6)

Two Technicolor Pix In Third Para. Block

Paramount's third block-of-five pictures was announced yesterday by Neil Agnew, general sales manager. Screenings of the third package will be held in company exchanges on Dec. 4-5.

The new group will consist of the Technicolor production, "Bahama Passage," starring Madeleine Carroll and Stirling Hayden; the Fleischer feature cartoon, "Mr. Bug Goes To Town," also in Technicolor; the Preston Sturges feature "Sullivan's Travels," with Joel McCrea and Veronica Lake; "No Hands on the Clock" and "Midnight Angel."

SOPEG Calls for Repeal of Neutrality Act, Investigation of America First Committee

Supporting the Government's national defense policy, the Executive Council of Screen Office and Professional Employes Guild, Local 109, UOPWA, is calling for a repeal of the Neutrality Act and a Senatorial investigation of the activities of the America First Committee. Both measures were urged in Council resolutions passed by unanimous vote, and copies were sent yesterday to the President and to Senators Wagner and Mead. Local 109 represents film office employes in the majors' home offices.

Scully Calls Chi., N. Y. Sales Confabs

A special meeting of Universal's Western district and branch managers has been called by William A. Scully, general sales manager, for next Saturday and Sunday at the Blackstone Hotel, Chicago. A similar meeting for the Eastern sales forces has been set for Nov. 14-16 in New York.

In announcing the meeting, Scully said that the original program has been so enhanced by new picture properties and star values that only a regular sales parley can bring their importance to the sales staff. Current and forthcoming product is

(Continued on Page 3)

Jury Likely to Get Browne-Bioff Case Today

Trial of George E. Browne and William Bioff will probably go to the jury in the Federal Court late this afternoon. When the trial resumes

(Continued on Page 7)

United Parents Ass'n Planning Pix Survey

An active direct mail campaign to determine the proper film fare for children will be launched by the United Parents Association, it was learned yesterday. Organization is located in Greater New York and has approximately 400,000 members.

Survey will attempt to judge the type of picture most preferred by the children, their parents' reactions to sending their children to motion pictures, and the reactions of various types of films on children.

UPA recently completed a direct mail survey of radio programs with

(Continued on Page 7)

Waxman Carries Denial Of Writ to Circuit Court

Philadelphia—Harry Waxman, Atlantic City theater operator, has filed an appeal in the U. S. Circuit Court of Appeals here against the decision of Federal Judge Guy K. Bard deny-

(Continued on Page 3)

Unity Now or Gov't Control

Industry Helping to Latter End, Says Col. Cole

Dallas — "The all-industry committee is important more than ever now if the industry is to escape the trend towards Governmental supervision and control," Col. H. A. Cole, president of Texas Allied, told the delegates here attending the unit's annual convention at the Adolphus Hotel.

"That trend," Cole continued in

(Continued on Page 7)

Foy Quits Nathanson To Join Oscar Hanson

Toronto—Still more movement of personnel is evident in the Toronto film trade with the resignation of James Foy from the position of general manager of Sovereign Film Distributors, Ltd., a Nathanson com-

(Continued on Page 3)

Possibility Stronger as Gov't Hints It May Not Get Decree vs. Little 3

Washington Bureau of THE FILM DAILY

Washington—Possibility that the Big Five might utilize the "escape clause" in the consent decree grew stronger here yesterday as a result of the first inkling by the Government that it would be unable to obtain a decree against Universal, Columbia and United Artists or the Little Three.

According to Robert L. Wright, special assistant to the Attorney General and head of the special D of J unit established under the consent decree, the fact that the Department of Justice was bringing the

(Continued on Page 6)

Election Day Hypos Broadway Pix Biz

Election Day grosses in Broadway houses yesterday were described as "very good" by managers who reported that the figures could not compare with election day last year but were well above ordinary Tuesday business.

Estimated grosses at 5 o'clock last night were as follows:

(Continued on Page 6)

Strand, Plainfield, N. J., Files Clearance Action

Strand Theater, Plainfield, N. J., yesterday filed a demand for arbi-

(Continued on Page 6)

Scheftel Named to Board of Trans-Lux

Herbert Scheftel, president of the Telenews Theaters, Inc., circuit of newsreel theaters operating in the Midwest and on the Pacific Coast, has been elected a director of the Trans-Lux Corp. Scheftel is a member of the New York Stock Exchange, president of the Bullingdon Realty Corp., and vice-president of the Elon Publishing Co.

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CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Tuesday, Nov. 4)

The New York stock markets were closed yesterday on account of the election.

Associated Theaters Invading Cincy Field

Detroit—Associated Theaters operating a circuit in Southeastern Michigan, is expanding into Ohio, taking over the closed 1,700-seat Strand at Cincinnati. House was bought outright by the new 531 Walnut Corp., Associated subsidiary, for about $400,000, and about $30,000 will be spent on remodeling. Mort Maius, field manager of the circuit will be in charge of the opening.

SCG Board Votes to Join Conf. of Studio Unions

West Coast Bureau of THE FILM DAILY

Hollywood — Screen Cartoonists Guild's executive board has voted to affiliate with newly formed Conference of Studio Unions. Moving Picture Painters' Local 644 has already endorsed the new conference and has voted for affiliation.

Other American Federations of Labor studio locals are also expected to affiliate with the conference.

TO THE ALERT SHOWMAN

The most unusual and productive exploitation, advertising, and publicity methods are now being offered to the exhibitor of good taste and discrimination. Trained in the school of styled advertising, our staff offers its unique and artful talents to the individual and progressive showman. Address inquiries to

CINEMA ADVERTISING GUILD
525 West 45th St. New York City, N. Y.

Training Film Lab. Loses 25 More Pic, Radio Men

Fort Monmouth, N. J.—With the release of 25 more, the discharging of men over 28 years old is the Traing Film Lab. here will be concluded this week. The Unit lost 60 men in all through the provision in the Selective Service Act that transfers them into the Enlisted Reserve Corps.

Many of the men will return to the film and radio industry. Granville (Owen) Scofield will take up his acting career where it left off with "L'il Abner." Herman Cohen returns to his job at Schlesinger's and Berk Anthony will be back at Disney's. Floyd Foran and Austin Doyle return to Technicolor. Donald Mike Robinson hopes for an early opening for his play written with Brother Charley Robinson. Joe Thompson is due back in the production department at NBC after a vacation in California.

Dick Blake will renew his screen writing. Bob Hoover takes up his cutting at Columbia. Albie Shaff also resumes cutting activity with his brother, Monte Shaff. Another cutter back at work is John Logan. Garson Kanin will make shorts for the OEM in Washington, and Bob Russell assists in the writing end. Jerry Bergman returns to M-G-M's production department and Ambie Poliwoda has returned to Disney's. Another cutter back at work is Bill Reynolds of Universal.

John Grierson to Speak At National Board Meet

John Grierson, Film Commissioner of Canada, will be a featured speaker at the conference of the National Board of Review of Motion Pictures, to be held at the Hotel Pennsylvania Nov. 13-15, it was announced yesterday by James Shelley Hamilton. executive director of the Board. Grierson, will talk on "The Co-operation of the Film Industry with the Government under War Conditions."

K. T. Stevens has been invited as one of the guests of honor at the annual luncheon to be held on Nov. 15.

New Haven Warner Club Dinner-Dance on Nov. 21

New Haven — The Warner Club will stage its annual Fall dinner-dance on Nov. 21 at Waverly Inn, with Russell Clark in charge of arrangements, assisted by Cy Barrett, James Bracken, and John Matthews. About 400 representatives of the exchange and theater departments, and staffs of the over 30 Warner houses in the zone, are expected to attend. Favors for the ladies and a floor show have been planned.

Souhami Moves Offices

Edmund Souhami, former counsel for New York Allied. has moved his law offices to 551 Fifth Ave.

Metro-Golden State Split, Reports Termed Baseless

San Francisco—Stories in several trade sheets of break between Golden State-T & D circuits, operating around 85 theaters in California, Oregon, and Nevada, and M-G-M are dismissed as baseless by all execs. concerned. Report spread when Metro sold away from Golden State in Klamath Falls, Ore. George Mann circuit house there picked up first seven- M-G-M Consent Decree films.

However, Metro product continues to go into bulk of Golden State and T & D houses, (both circuits, as well as San Franciscan Theaters, Inc., are closely linked in ownership.) Theaters concerned have always had a policy of booking pictures to fit the individual theater.

Any real break between the Coast's major independent circuit and Metro is held highly unlikely along Film Row. Before the Consent Decree, selling away was serious business. Today, with pictures moving in small blocks, distributors and exhibitors don't take it so hard.

Documentary Producers Meet Tomorrow Night

"Hollywood's Approach to the Documentary" will be the subject for discussion at the next meeting of the Association of Documentary Film Producers, tomorrow night at Preview Theater, 1600 Broadway. Theodore Strauss of the New York Times will lead the discussion. Other speakers will include Willard Van Dyke and Joseph Krumgold, documentary film producers. A speaker representing the point of view of the film industry will also participate. A group of shorts selected for the meeting will be shown, among them "The Bowery," "Adventure in the Bronx" and "Whispering."

Stage Hands and Circuits Sign New Haven Pacts

New Haven — Union stage employes have signed for New Haven with the circuits, leaving only three open spots in the state after negotiations which began last August. Projectionists and stage employes' contracts will be retroactive to Labor Day. Exchange employes' contracts expire Nov. 30.

MP Associates Meet Today

Motion Picture Associates will hold their regular luncheon meeting at the Hotel Lincoln today. Meeting will be the final one before the society's annual dinner and dance, Nov. 19. A full report will be made on the advertising collected to date.

POSITION WANTED

Young woman wishes position of responsibility, Confidential secretary, College graduate, six years private secretary successful independent distributor. Past three years major film company. Well versed motion picture terms, facts. Good salary. Have excellent references. Write Box 1600, THE FILM DAILY, 1501 Broadway, New York, N. Y.

COMING and GOING

NED E. DEPINET CHARLES KOERNER an **S. BARRET McCORMICK** are expectel bac from the Coast tomorrow.

JIMMY GRAINGER leaves New Orleans tomorrow for New York.

ILONA MASSEY, and her husband, **ALAN CURTIS**, return to Hollywood immediately afte Monday night's premiere of "International Lady' at the Loew's Criterion.

STERLING HOLLOWAY has arrived from Hollywood for a radio engagement.

CHARLES COBURN arrived on the Coas terday for a Warner Bros. assignment.

RED KANN leaves today for a three-week vacation trip through the South.

NICOLA NAPOLI, head of Artkino Pictures is in Hollywood for a 10-day stay.

J. W. PETE DAILEY, of the Columbia studios is stopping at the Hotel Warwick.

LEO BONOFF, operator at Saybrook and Madison, Conn., is back from a trip to Florida.

HARRY M. BESSEY, secretary-treasurer of Altec Service, is back in New York after a month's business trip through the Middle West and to the Coast.

HENRY FONDA, and his wife, arrived via TWA last night from the Coast for a short vacation.

SONJA HENIE planed out (TWA) to Indianapolis last night.

RONALD COLMAN and his wife, **BENITA HUME**, flew to Montreal yesterday, to aid the War Weapons Campaign.

GRACIE FIELDS was in Toronto yesterday to start a trans-Canadian tour for the Navy League.

JACK KIRSCH, Illinois Allied prexy, went to Milwaukee from Chicago yesterday to address the Wis. ITPA meeting.

CFI's Quarterly Profit Increases to $208,758

Net earnings of Consolidated Film Industries and subsidiaries for the third quarter ended Sept. 30 were $208,758, or 52 cents a share on the 400,000 shares of $2 preferred stock outstanding. Figure represents the net after deducting estimated provisions for Federal normal and surtax of $89,467.

For the corresponding quarter of 1940, earnings were $163,497, or 40½ cents a share on the outstanding preferred.

'Keep 'Em Flying' Debuts Nov. 19

West Coast Bureau of THE FILM DAILY

Hollywood — World premiere of "Keep 'Em Flying," has been set for the Fox Theater, Detroit, Nov. 19. Several Universal players will attend the opening.

"HARD-TO-GET-TO" PEOPLE ARE EASY TO GET TO BY

Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

Scully Calls Chi., N. Y. Sales Confabs

(Continued from Page 1)

the strongest in the history of the company, he said.

President Nate J. Blumberg will lead a home office delegation which will include Matty Fox, J. J. O'Connor, E. T. Gomersall, Fred Meyers, F. J. A. McCarthy, B. B. Kreisler, J. Jordan and F. T. Murray.

From the field the Chicago meeting will be attended by J. E. Garrison, A. J. O'Keefe, P. F. Rosian and M. M. Gottlieb, district managers, and the following branch managers: Lou Levy, Des Moines; Jack Langan, Kansas City; W. H. Sherman, Omaha; Harry Hynes, St. Louis; Sam Milner, Denver; C. J. Feldman, Los Angeles; R. O. Wilson, Portland; Lon Hoss, San Francisco; C. R. Wade, Salt Lake City; Foster Blake, Seattle; Harry Young, Cincinnati; E. S. Olsmith, Dallas; L. J. McGinley, Indianapolis; J. E. Hobbs, Oklahoma City; Barney Rose, Chicago; Frank Mantzke, Milwaukee; Edward Heiber, Detroit; L. J. Miller, Minneapolis, and Jack Bannan, special representative out of Cincinnati.

Waxman Carries Denial Of Writ to Circuit Court

(Continued from Page 1)

ing an injunction to restrain Columbia from delivering pix to the New Embassy.

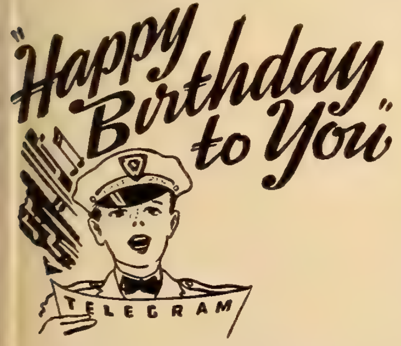
Waxman is seeking to restrain the defendants—Columbia, Warner Bros. circuit and Weland Theater Co.—from playing product prior to exhibition in Waxman's Atlantic City situations.

Kansas City Mainstreet Will Reopen Tomorrow

Kansas City, Mo. — The Mainstreet, city's second largest theater will reopen tomorrow, with a combination stage and first-run film policy.

Will J. Harris, formerly production director for the Balaban & Katz theaters in Chicago, has been engaged to direct and supervise the stage productions.

Mainstreet Theater, Inc., is the new Indie lessee.



Will H. Hays
George J. Schaefer
Joel McCrea
Helen E. Hughes
Dona Drake
Theodore von Eltz
Eddie Edelson

ALONG THE RIALTO with Phil M. Daly

▼ ▼ ▼

● ● ● BACK in the Golden Age of the Theater Owners Chamber of Commerce, when an up-and-coming young chap named James J. Walker was its counsel, this colyumist first met Billy Brandt......In the years which followed,—particularly when Billy was chairman of the motion picture division of the historic NRA Parade and your scribe was its secretary—, we got to know him even better......There isn't a naive bone in the Brandt body......In fact he's about as sophisticated and hard-boiled a gent in motion picture matters as you are likely to find ......So when we met-up with Billy t'other day and he busts out, film-fan-like, with something very akin to worship for a screen star, well, it's like the man biting the dog......It's nooze......

▼ ▼ ▼

● ● ● *SEEMS that Billy was accustomed to think of pic heroes as just one of those things......But shortly before the recent Rodeo at Madison Sq. Garden shuttered, this calloused circuit operator found himself in the rather reluctant role of having to escort his seven-year-old grandchild, Iris, to a luncheon hosted by Gene Autry......The child was one of some 300 from the sidewalks of New York chosen by lot to attend said luncheon and subsequently the Rodeo matinee...... The kids were a swell cross-section of Democracy at work......They were of all types, creeds and colors,—ages four to 10......Locale was the Hotel Lincoln......Now we'll let Billy talk, and we quote:*

▼ ▼ ▼

● ● ● "I CAME as an onlooker, but believe me, I never had a greater thrill in my life when I saw the expressions of worship and adoration in their faces for Gene Autry......I know my grandchild never misses an Autry picture, and she hugs the radio when he sings...... Here was a close-up of love I have never witnessed before, and when Gene Autry sang, these kids were in heaven......In my opinion, if an actor like Gene Autry can create that kind of love in children throughout the United States, then I think he is more important than your legislators or teachers, and the parents of America owe him an everlasting debt of gratitude"......Billy thinks, and so do we, that it would be good for the souls of the Senate Interstate sub-committee were they to investigate what Gene is doing on the screen and in person for the national welfare......It is something, too, for theatermen to weigh, even though a helluva lot of 'em are already Autry-film customers......

▼ ▼ ▼

● ● ● *STUFF:......Said phiLEOsophical Charlie Cohen yes'day: "Boy, think of all the women who are going to vote today for the Propositions".... ● "33 Lessons In Flying," by filmland's Jay D. Blaufox is just off the presses of Coward-McCann (Jay was in the R.F.C.,—now the R.A.F.,—in Canada and overseas during World War No. 1). . . . ● Ilona Massey and Alan Curtis are holding a cocktail reception in the Stork Club this afternoon to celebrate the former's passing the half-way mark to U. S. citizenship (Ilona has her first papers now). . . . ● Madeleine White, who for years was Ray Johnston's secretary until illness forced her to recuperate in the East, is now in Monogram's New York office with the title: Liaison Officer in Charge of the Thisa and Thata Department. . . . ● Al Stevens is doing a neat and showmanlike job as director of the Gramercy Park Cinema. . . . ● Because a Metro talent scout saw him in a Madison Ave. restaurant not so long ago, James Wittlig, Ohio illustrator and commercial artist, has been signed to an acting contract......Wittlig has no pro. stage experience.*

« « « » » »

Unity Idea Spreads, Wisconsin ITPA Told

(Continued from Page 1)

Schroeder yesterday declared he is convinced that the rank and file of theater owners today are most anxious that internal chaos in the industry should cease.

"This talk of unity is spreading," he said, "and it is an encouraging sign and one which shows we are thinking of our responsibilities and our problems and realizing that events of the moment demand our utmost attention.

"Unfortunately there are some few short-sighted people who indulge in loose talk about legislative regulation without thinking that if the seller is to be regulated it is rather a logical short step towards the buyer being regulated—a condition I do not believe any thinking theater owner wants."

Flynn announced that the first exhibition conference would be conducted by his company in Columbus, O., on Nov. 25 with William Greene of the Bureau of Advertising, American Newspaper Publishers' Association, as speaker.

Other convention speakers here yesterday included James Broidy, general sales manager of Monogram; Claude Lee of Paramount, and President William I. Ainsworth, who described the services rendered by the ITPA during the past year and declared the organization to be the strongest in its history.

Abram F. Myers, national Allied's board chairman and general counsel, was unable to attend because of serious illness of his brother. A cocktail party concluded the day's activities with Sidney Samuelson of Eastern Pennsylvania Allied, and Jack Kirsch, President of Allied Theaters of Illinois, slated to address today's closed session.

Foy Quits Nathanson To Join Oscar Hanson

(Continued from Page 1)

pany, to join the new enterprises of Oscar R. Hanson, former associate of N. L. Nathanson. The new duties of Foy have not been announced.

Keith Wilson, formerly of Oshawa, and Dewey McCourt of the Patricia Theater, London, Ont., have resigned from Famous Players Canadian, to join the Toronto staff of Hanson companies which include Pioneer Films, Ltd., and Foto-Nite Distributors, Ltd.

TO THE COLORS!

Cleveland—James Harris has resigned as publicity director for Loew's Theaters to join Uncle Sam's air force as an aviation instructor. He leaves here Nov. 15 to report for duty at Randolph Field, San Antonio, Texas.

THE BIG BOX OFF

"BIRTH
OF
THE

THEY TORE THE HOUSE DOWN IN
MEMPHIS

Smashed all house records at the MALCO—did a full week's business in a day and a half!

Paramount Pictures

ROCHESTER **J. CARROL NAISH** A Paramo

E BLESSED EVENT!

HEY RIPPED THE
OOF OFF IN NEW
ORLEANS

Did biggest week-end business in **THREE YEARS**–topped "DRAFT" and "NORTH WEST MOUNTED POLICE!"

BLUES"

with

BING **CROSBY**

MARY **MARTIN**

BRIAN **DONLEVY**

CAROLYN **LEE**

cture · Directed by VICTOR SCHERTZINGER · Screen Play by Harry Tugend and Walter DeLeon · Story by Harry Tugend

Election Day Hypos Broadway Pix Biz

(*Continued from Page* 1)

Music Hall, "You'll Never Get Rich," $5,900; Capitol, "Honky Tonk," $2,000; Paramount, "Nothing But the Truth," $3,900; Roxy, "Belle Starr," $5,300; Rivoli, "How Green Was My Valley," $1,600; Strand, "Sergeant York," $2,600, and Broadway, "Dumbo," $1,800.

RKO Met. Circuit to Play "York" on Single Policy

(*Continued from Page* 1)

a minimum of seven days playing time. Picture will be played on a minimum admission price policy of 40 cents for matinees and 55 cents for evening performances.

Run of the picture may be extended to nine days or more throughout the circuit. It is seldom that the RKO Circuit plays a picture on a single feature policy in these important houses and it is equally seldom that any picture plays more than four days.

Now in its seventeenth week on Broadway, "York" is continuing its record breaking pace in every engagement, the home office reported yesterday. Opening over the weekend at the Great Lakes Theater, Buffalo, pic piled up a three-day gross that topped "Dive Bomber" and "The Fighting 69th" by almost 50 per cent to establish a new house record for Warners.

Providence engagement will establish a new first week's record for the theater; Des Moines and Kansas city runs are 210 per cent above average; State Lake Theater, Chicago, is running 300 per cent above average; and pic is headed for a six weeks' or longer first-run in San Francisco. Opening week in that city at the Warfield set a new house record. Oklahoma City and Tulsa engagements are also setting new gross and holdover marks.

FPC Bonus Campaign

Toronto—Famous Players Canadian has organized a special bonus campaign for all employes, including those of theaters and at the home office, to be based on profits for individual units and for the sale of books of tickets as Christmas gifts, plus a number of added prizes for the outstanding exploitation stunts, all during the 9-week period ending Dec. 31. Prizes will be Government Victory Bonds; awards total $3,300.

WEDDING BELLS

Rochester—Jean MacKenzie Hargrave, daughter of Thomas J. Hargrave, president of Eastman Kodak Company, and Mrs. Hargrave, will be married to Sherman Farnham Nov. 10 in St. Paul's Episcopal Church.

REVIEWS OF NEW FILMS

"Miss Polly"

with ZaSu Pitts, Slim Summerville, Kathleen Howard, Brenda Forbes, Elyse Knox, Dick Clayton

(HOLLYWOOD PREVIEW)

UA-Hal Roach 44 Mins.

NEW STREAMLINER REVERTS TO SUCCESSFUL ROACH HOKE-SLAPSTICK ROUTINES BUT IN MODERN STYLE.

This, the fourth of the Roach Streamlined Features, is a strong indication that this series is drifting close to the old Roach success groove—the fill-in comedy. This, however, may not be bad because the preview audience appeared to enjoy heartily every minute of the film. They received the leading players, Slim Summerville and ZaSu Pitts as old friends and howled at the ancient slapstick and hoke routines used by the pair. The only deviation from the old-time formula is the sturdier screenplay, a necessity, due to the longer running time of these featurettes.

Director Fred Guiol and Producer Roach are to be complimented on the clever approach to their laugh sequences. The stage is well set by the use of some very clever "straight" opening sequences which add a stamp of authenticity to what could have become a quite unbelievable yarn. It develops that the leading comedy performers are the only players who ham for laughs. The other members of the cast play straight and thereby modernize this offering.

Rating hurrahs for fine work are Miss Pitts, Mr. Summerville, Director Guiol, Cameraman Robert Pittack and Batonier Edward Ward whose incidental music, as usual, adds much to the general excellence of the picture.

Living in what is depicted to be the most backward town in America, ZaSu Pitts, and her hired man, Slim Summerville, decide to bring romance to their fellow citizens and wrest control of civic activities from the stuffy Civic League which has kept it in a Gay Nineties rut. They accomplish this with the help of a small bottle of liquor, which when sipped, makes birds sing in the most sinister or spinsterish heart.

They accomplish their purpose to the accompaniment of the falling faces of half the over-righteous citizens of the community, who one by one are exposed as having had flings in their youths. The scenes during this uncovering of the citizens' "sins" are hilarious. The wind-up is another typical Roach "always-leave-'em-laughing" tag.

While this one will not achieve the top feature status of other Roach Streamliners, it's a good bet for a strong second spot.

CAST: ZaSu Pitts, Slim Summerville, Kathleen Howard, Brenda Forbes, Elyse Knox, Dick Clayton, Dink Trout, William Newell, Ferris Taylor, Fern Emmett, Vera Lewis, Sara Edwards, Virginia Sale, Walter Baldwin, Mickey Daniels, George Pembroke, Syd Saylor.

CREDITS: Producer, Hal Roach; Director, Fred Guiol; Cameraman, Robert Pittack; Special Effects, Roy Seawright; Art Direction, Charles D. Hall; Costumes, Irene Saltern; Musical Score, Edward Ward; Film Editor, Richard Currier.

DIRECTION, Good. PHOTOGRAPHY, Good.

"Obliging Young Lady"

with Joan Carroll, Edmond O'Brien, Ruth Warrick

RKO 72 Mins.

FAIRLY ENTERTAINING ROMANTIC COMEDY THAT SHOULD PROVE SATISFACTORY PROGRAM FEATURE.

A comedy melange arising from the confusion over the custody of a young girl of wealthy parents which does not jell fully. But there are enough mirth-provoking situations to make the film entertaining program fare.

The obliging young lady in the story is the secretary to a lawyer in whose care a young girl has been temporarily placed while the judges decides which of the parents shall get the custody of the child. Furnishing the romantic angle is a brashy newspaperman who returns from a foreign assignment with the yen to write a book. On the train, he is rebuffed when he tries to meet the secretary.

By a series of coincidences, the secretary is told to take the young girl to a quiet country lodge. Nearby is the newspaperman trying to write his book. From there on the complications grow thick and fast. The newspaperman poses as the father to fool a private detective. Then the boy friend of the secretary appears on the scene. And for the climax, a newspaperwoman tracks down the story. Boy friend is eased out of the picture as the young attractive secretary finally succumbs to the charms of the newspaperman.

Little Joan Carroll, easily the best child actress since the days of Shirley Temple, does her share. The script is no aid when the best it could do for gags is have the youngster place tacks on seats. She is cute and proves a decided asset to the proceedings. RKO acted wisely when it retained the services of Ruth Warrick who impressed so favorably in "Citizen Kane." She is a good looking actress with considerable charm and can handle a light comedy role nicely. Eve Arden is swell in a brief role as a wise-cracking newspaperwoman. Edmond O'Brien is well-suited for the romantic lead but exhibits a tendency to overact. Robert Smith is the boy friend and George Cleveland is good as the hotel manager.

The above description of the plot will furnish some idea of what Director Richard Wallace had to handle in the way of a comedy. Farcical aspects of the yarn are on the heavy side characterized by a string of implausibilities.

CAST: Joan Carroll, Edmond O'Brien, Ruth Warrick, Robert Smith, Eve Arden, Franklin Pangborn, George Cleveland.

CREDITS: Producer, Howard Benedict; Director, Richard Wallace; Screenplay, Frank Ryan and Bert Granet; Original, Arthur T. Horman and Jerry Cady; Cameraman, Nicholas Musuraca; Film Editor, Henry Berman.

DIRECTION, Standard. PHOTOGRAPHY, Good.

Browne Still Prexy Chi. Operators' Union

Chicago — The operators' union officials say George E. Browne is still president. No meeting has been called to select new officials.

Big 5 May Utilize "Escape Clause"

(*Continued from Page* 1)

Schine anti-trust suit in Decem
mitigated against the New York
tion being decided before the de
line.

As a result, the Big Five co
shelve block-of-five selling and tra
showing as provided for in the "
cape clause" which affords an
for the distribs. in event the
Three are not brought under
cree at that date.

As an alternative, Wright said,
Government might drop the consp
acy charges against the Little Thr
get together on a stipulation of
facts, and try the case on the s
gle question of whether blind-s
ing of an entire season's product
in violation of the anti-trust laws

Wright, however, pointed out t
even if the Big Five shelved
trade practices under the dec
should the situation develop to t
point, it would have to return
selling in blocks and trade screenin
if the Government obtained a dec
against the Little Three any ti
after June 1.

On the other hand, Wright
ferred the Government might p
vide certain remedies for the
Five if no action was broug
against the Little Three before t
expiration of the decree.

Strand, Plainfield, N. J., Files Clearance Action

(*Continued from Page* 1)

tration, naming the five consenti
companies in its complaint.

It is charged that the 14-day clea
ance now granted to the Paramou
Loew's, Branford and Proctor's P
ace in Newark is unreasonable. Pe
tion asks that the clearance be eli
inated or the Strand be permitted
follow the other theaters by one da

Television Society to Meet

The American Television Socie
will hold a public meeting tomorr
night at 8 p.m. at the Jam Han
Theater in the General Motors Buil
ing. General subject will be: "Tel
vision: The Actors' Point of Vie
with Mary Hunter, tele actres
Georgie Price, and "Marge" of Ea
Aces the speakers.

STORKS!

Detroit—Walter Aller, manager
the Delthe Theater, is being kidde
on playing double features right
home—his wife just presented hi
with twin boys, Ronald and Donal

Chicago — Harry Brown of t
Essaness Vogue Theater and Robe
Michaels of the Ardmore Theate
are proud fathers of baby boys.

Chicago—Jack Fleming of Wa
ners' Avalon reports the birth of
daughter.

opose Special C Com. on Tele

(Continued from Page 1)

This was the principal conclu- reached at yesterday's meeting he offices of Norman D. Waters ssociates, here, following a gen- discussion of the current status he medium, particularly in rela- to national defense.

nt at the meeting, called on notice, were Noran Kersta, esenting NBC-RCA; Leonard e, CBS; Dr. D. W. May, General tric; F. A. D. Andrea, Fada Ra- Co.; Mortimer Loewi, Allen B. Mont Co.; Bert Harkins, WOR, Seymour Turner, Paramount ures.

scussed Subject With FCC Head

report of the meeting was sent CC Chairman James L. Fly with m Waters had discussed his plans harnessing television more close- o the national defense effort and anding utilization of the medium ough formation of "Television ense Clubs" and production of a e variety of television defense grams.

esterday's meeting grew out of ters' interview with Chairman Fly the FCC last week. After re- wing the suggestion of the meet- that a special television commit- be formed, Waters told Chairman that it was his intention to pre- e a presentation outlining the tus of the medium and its pos- lities and potentialities for na- nal defense to be sent to various ernmental departments which ght make use of the medium to antage in reaching the general lic. Waters had suggested that many as 1,000,000 persons could w a single defense television pro- m under existing industry con- ions.

ropose Non-Partisan Committee

sked to enlarge on the meeting's ception of the proposed Govern- nt television committee, Waters ted that it was the consensus of se present that the committee uld be "non-partisan, non-political unbiased, having no commercial evision interests, but which could as a central agency or clearing se to help the industry to a full lization of its possibilities as a ense communications medium." rification of the priority situation respect to television would be an portant aspect of the committee's rk, he stated.

Metro Makes Three More Story Deals

Metro anounces acquisition of three new properties, "Husbands Are Funny People," an unpublished story by Ketti Frings; "Vendetta Against a Dictator," by Charles F. Whittaker; and "The Immortal Idler," an original story by Bruno Frank.

Unity Now or Gov't Control

Industry Helping to Latter End, Says Col. Cole

(Continued from Page 1)

his annual address, "has been obvious for the past 10 years and the motion picture industry for itself has furnished acceleration toward that end rather than so conducting itself as to reverse that trend.

"In this connection Clause VII of the Allied program suggested for the committee becomes of the greatest importance since some of the film companies are not consistently and willingly observing the letter and spirit of the consent decree," said Cole.

Need New Merchandising To Sell Pix, Says Richey

Dallas—It is not possible in today's market and with today's competition to depend alone on the old standard methods to sell pictures to the public, H. M. Richey, director of exhibitor relations for M-G-M, said yesterday at the annual convention of Texas Allied.

Speaking at the opening session of the conclave at the Adolphus Hotel, Richey asserted that "we are faced with a gigantic merchandising problem," declaring that the successful theater owner of tomorrow will not be the man who feels that his job is completed when he has kept his theater clean, put his two-inch ad in the newspaper, his one-sheet out front and has run his trailer; he can't sit down and wait for the business to come in.

Cites Detroit Campaign

As an example of good merchandising, Richey told how an exhibitor in a Detroit suburb packed 2,685 patrons into a 783-seat theater on a Saturday with "Land of Liberty." Not a dime was spent on the campaign, he said, but the exhibitor spent three days of hard work on a campaign which gave him a tremendous profit. That job of merchandising, Richey explained, was done because the showman contacted not only the Boy Scouts and the American Legion, but the women's clubs, churches, schools, library and city officials, with the result that he now has re-booked the picture for a return engagement.

Richey said he believed the industry has begun to realize that too many times low grosses are the result of bad merchandising.

While first-runs often have the advantage of exploitation men and advertising breaks simultaneous with a picture's release, the problem becomes more complex when the picture reaches the subsequent-run and smaller towns, Richey said, because in those situations the theater owner is not only the exploitation man but the film buyer, public relations counsel, booker and sometimes janitor and doorman. Therefore, he added, it is the duty of the industry to lend him every assistance to make his public more motion picture conscious.

Wide Variety of Grosses

Continuing, Richey said:

"The best evidence of the fact that here is a serious problem is in the wide variety of grosses taken in towns of the same size and drawing area. In some towns, as much as four and five times the gross comes in as compared to others. It means that because of peculiar attributes certain theater operators have a flare for showmanship that others haven't got."

Because M-G-M feels that more assistance should be given to exhibitors, the company has prepared the "Show Builder" mobile unit and the exhibitor forums on merchandising, Richey said. First step in that direction will be undertaken in Columbus, O., on Nov. 25 when exhibitors in Ohio, as the guests of M-G-M, will be treated to a dose of showmanship for better grosses.

Jury Likely to Get Browne-Bioff Case Today

(Continued from Page 1)

at 10:30 a.m. today. James E. Coston, zone manager for Warner theaters in Chicago, will be cross-examined by the defense. Summations and Judge John C. Knox's charge to the jury are expected to end this afternoon.

United Parents Assn. Planning Pix Survey

(Continued from Page 1)

great success. Sixty thousand questionnaires were mailed out with a 100 per cent response from the recipients. The Association on the basis of the information it has obtained plans to work with program producers and advertisers presenting children's radio shows and effect a more desirable type of program for the juvenile listener.

The Association has been keenly interested for a long time in obtaining satisfactory movie programs for children. It has been fighting to keep the duals separated so the films approved by the UPA for children could appear together instead of with an adult or "blood and thunder" feature."

Mailing of the film questionnaire is expected to be completed before the end of the year.

Two New WB Shorts Series

West Coast Bureau of THE FILM DAILY

Hollywood — Warner Bros. will make two new series of short subjects, one dealing with "Penrod," another with "Torchy, the Girl Reporter."

Already its Fame Fills The Air
...Soon its Spectacle Will Fill The Sky!
SHIPS WITH WINGS
Released thru United Artists

"HOW GREEN WAS MY VALLEY"

IT'S THAT LONG GREEN AT NEW YORK'S RIVOLI WORLD PREMIERE RUN!

FIRST WEEK-END'S BUSINESS IS BIGGEST OF A RECORD-BREAKING RIVOLI YEAR!

20th CENTURY FOX

FILE COPY
DO NOT REMOVE

FILE COPY
DO NOT REMOVE

THE Film DAILY

ntimate in Character
nternational in Scope
ndependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

80, NO. 91 NEW YORK, THURSDAY, NOVEMBER 6, 1941 TEN CENTS

WOULD EXCLUDE EXTRA USHERS FROM TAX

N.W. Allied Warns on Cancellation Restrictions

ontracts Claimed Illegal Only Lower-Priced Pix an Be Rejected by Exhibs.

Minneapolis—Exhibitor contracts th producer-distributors which quire the theater owner to cancel ctures only in the lower price ackets if he cancels any would be egal under the Minnesota anti-ocks-of-five law, counsel for Al-d Theater Owners of the North-est held here yesterday.

In a bulletin sent to all Minne-ta members, Fred Strom, ex-utive secretary of Northwest Al-ed, calls attention to the legal

(Continued on Page 10)

riffin Heads New la. Exhibitor Unit

Montgomery, Ala.—Approximately Alabama theater owners and anagers, meeting here Tuesday the Whitley Hotel, organized the labama Motion Picture Theater wners Association as a state unit the Southeastern Theater Owners ssociation and elected William R. riffin, manager of Cullman Thea-r, Cullman, Ala., as president.

Other officers elected were: Mack ackson, manager of the Strand heater, Alexander City, vice-presi-

(Continued on Page 7)

ates, Grainger, Siegel t New Orleans Regional

New Orleans—Republic's distri-ution chiefs in the South and outhwestern territories opened here esterday a two-day regional, the hird of a series of four which will

(Continued on Page 10)

Boston College Law Profs. on Tribunal

John D. O'Reilly and Cornelius J. Moynihan, law professors at Boston College, have been appointed to the motion picture arbitration tribunal in Boston.

"NO PRIORITIES IN OUR BUSINESS"

Unique Institutional Ad Copy Introduced in Detroit by Dave Idzal of the Fox Theater

Detroit—David M. Idzal, manager of the Fox Theater, is using institutional advertising copy in local newspapers tieing in with the institutional advertising program launched nationally by UDT president Earl J. Hudson at the Michigan Allied convention four weeks ago.

Idzal's eye-arresting headline proclaims "No priorities—No shortages in our business." Copy, in part, follows:

"This season, as never before, the motion picture industry has mobilized to the fullest its vast creative talents.

"It is delivering the goods in the form of screen entertainment that excels all previous standards in uniform quality.

"What is more important, the screen is delivering the finest pictures in its history in quantity, with regularity, and at the same popular prices.

"Yes, we repeat, good pictures keep piling up every week."

Texas Allied Against Percentage Buys

Dallas — Most of the afternoon session of the second day of Texas Allied's convention at the Adolphus Hotel was devoted to an analysis of operating cost. The discussion brought out that many exhibitors

(Continued on Page 4)

Third Detroit Arbitration Case Settled by Consent

Detroit—Arbitration case filed by the Gale Theater, Galesburg, against four distributors was withdrawn yesterday without prejudice and

(Continued on Page 10)

ITPA of Wis. Offers Anti-5 Aid to Minn.

Milwaukee — ITPA of Wisconsin and Upper Michigan in the closing session of its third annual convention at the Schroeder Hotel yesterday adopted a resolution expressing "its concern for the independent

(Continued on Page 7)

K-A-O's 39-Week Net Falls Off to $368,418

A net profit of $368,418 after all charges for the 39 weeks ended Oct. 4 was announced yesterday by Keith-Orpheum Corp. and sub-

(Continued on Page 10)

Browne-Bioff Fate Nears Jury

"Truth Has Not Been Told", Defense Claims

George E. Breslin, California attorney for William Bioff, in a four-hour summation during the Federal extortion trial of Bioff and George E. Browne, IATSE prexy, yesterday, maintained that "the truth has not been told" as to the relations of the defendants with the four major film companies. His summation came after both sides rested and

(Continued on Page 7)

Bank Night Lottery Ruling Bars Collection of Fees

Milwaukee—Barron County Circuit Court ruling dismissing the suit of Affiliated Enterprises, Inc., of Denver charging Miner Amusement Corp., Rice Lake, with failure to pay $1,007.50 in Bank Night fees,

(Continued on Page 7)

Exhibs. Await US Ruling on Unemployment Compensation Back Tax Payments

Washington Bureau of THE FILM DAILY

Washington—Of marked importance to exhibitors throughout the country, particularly the smaller operators, is a ruling now under consideration by the Bureau of Internal Revenue affecting payment of unemployment compensation tax on ushers not covered by the regular payroll.

The matter was taken up with the Bureau by Sen. Clyde Herring of Iowa, acting on request of exhibitors in his state. A favorable ruling is expected to be handed down shortly. If, however, the ruling should prove unfavorable to

(Continued on Page 4)

Para. and NT Talk Regional Pix Deals

Paramount has resumed preliminary discussions with National Theaters on a regional basis in a final effort to reach a product deal, it was learned yesterday.

Discussions took place yesterday in Milwaukee between Spyros Skou-

(Continued on Page 10)

Three Penn. Communities Lift Sunday Movie Ban

Harrisburg, Pa.—Three of the 18 communities, all of which heretofore banned Sunday movies, voting

(Continued on Page 10)

Republic to Secure Extras Through CCB

West Coast Bur., THE FILM DAILY

Hollywood—Starting next week, Republic will secure its extras through Central Casting Bureau. Move necessarily follows the studio joining the Association of Motion Picture Producers. Heretofore, Republic extras were obtained through Artists Bureau, headed by Vance Carrol.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 91 Thurs., Nov. 6, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Wednesday, Nov. 5)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9½	9½	9½	.....
Col. Picts. vtc. (2½%)	7	7	7	— ¼
Columbia Picts. pfd..	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd..	9⅞	9¾	9⅞	— ⅛
East. Kodak	135¾	135¼	135¾	+ ¾
do pfd.	....	....	....	.....
Gen. Th. Eq.	13	12¾	12¾	+ ⅛
Loew's, Inc.	39⅛	38½	38½	.....
do pfd.	105⅞	105⅞	105⅞	.....
Paramount	15⅛	15	15	.....
Para. 1st pfd.	112¼	112	112⅛	+ ½
Para. 2nd pfd.	13⅝	13⅝	13⅝	+ ⅛
Pathe Film	14⅛	14	14⅛	+ ⅜
RKO	2⅝	2½	2½	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8⅝	8¼	8¼	— ¼
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	162	161	162	+ 1
Warner Bros.	5	5	5	+ ⅛
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	103	103	103	+ ⅜
Para. B'way 3s55	59	59	59	— ¾
Para. Picts. cv. 3¼s47	100½	100¼	100½	.....
Warner Bros.' dbs. 6s48	96½	96½	96½	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	15-16	¾	¾	.....
Radio-Keith cvs.	5-32	5-32	5-32	.....
Sonotone Corp.	....	....	....	.....
Technicolor	8⅝	8⅜	8⅜	— ⅛
Trans-Lux	....	....	....	.....
Universal Corp. vtc..	9⅝	9½	9⅝	+ ⅜
Universal Picts.	27	27	27	— ½

Brandt Circuit Adds Six, Bringing Roster to 103

Brandt circuit has added six theaters to its roster bringing the total to 103 houses. Latest additions are in Yonkers, The Bronx, Brooklyn and Harlem.

The Terrace and Kent Theaters in Yonkers and the University in the Bronx were acquired from Harold Friedman. The National and Terminal in Brooklyn were taken over from Herman Eisenstadt, and the Regun in Harlem was acquired from the 60 W. 116th St. Corp.

RCA Nine Months Net Soars $2,161,121 to $7,370,165

RCA and subsidiaries yesterday reported a consolidated net profit of $7,370,165.37 for the first nine months of the year after taxes and all other charges. Earnings compare with $5,209,043.65 for the nine months to Sept. 30 a year ago, or a gain of $2,161,121.72.

The profit for the first nine months of 1941 is after providing $9,469,900 for Federal income and excess profits taxes, compared with $2,523,900 for the corresponding period in 1940.

RCA's total gross income from all sources amounted to $115,891,712.77 in the first nine months of 1941, compared with $89,204,219.94 in the same period in 1940, an increase of $26,687,492.83.

After payment of preferred dividends, earnings applicable to the common stock were equivalent to 35.7 cents per share, compared with 20.1 cents per share in the first nine months of 1940.

Net profit for the third quarter of 1941, ended Sept. 30, was $2,063,671.36, compared with $2,023,821.89 in the same quarter of 1940.

RKO, Reisman Entertain Argentinian Congressmen

RKO and Phil Reisman, vice-president in charge of foreign department, yesterday were hosts to the visiting Argentinian Congressmen at a cocktail party in the Music Hall studio. The party was headed by Dr. Jose Luis Cantilo, president of the Chamber of Deputies of Argentina.

Among those present, in addition to the 11 Congressmen, their wives and families, were George J. Schaefer, RKO prexy, William Barnes, head of the State Dept. staff; G. Bodine, Jr., Frances Pringle, E. F. Bastable, R. L. Bannerman and Hyman Greenberg, all of the State Dept.; Conrado Traverso, consul general; Gus Evsell, Mike Hoffay and R. K. Hawkinson.

So. Jersey Exhibs. Expect High Rentals to be Cut

An easing up on the alleged high terms asked by distributors is looked for by exhibitors in the Southern part of New Jersey, it was learned following a meeting of South Jersey Allied members in Camden on Tuesday. Distributors must lower their prices or theaters cannot stay in business, exhibitors said.

With labor costs up, high operation expense, and admission prices set at their limit, price of film will have to come down and indications are that they will, according to theater men who attended the meeting.

Exhibitors in South Jersey are buying only product to fit their immediate needs, it was said.

Abbott and Costello Will Attend "Flying" Premiere

Budd Abbott and Lou Costello will head a contingent of film stars to Detroit on Nov. 19 when Universal will hold a pre-release world premiere on "Keep 'Em Flying" at the Fox Theater. Festivities and tie-ins of an unusual nature are reported in preparation by a staff of exploiteers from the studios.

Accompanying Abbott and Costello will be Carol Bruce and Dick Foran and others to be announced. Dan Thomas from the studio and a staff including Bob Moak, Tommy McLeod and John Baker are in Detroit working with Dave Idzal, manager of the Fox. Arthur Lubin, director of the picture, and possibly Martha Raye and William Gargan, also will attend.

Motion Picture Associates Gets $1,000 in Contribs.

Announcement of an additional $1,000 in contributions from various executives was made yesterday at the regular meeting of the Motion Picture Associates by Joseph J. Lee, president. Monies collected by the group goes for charity among the industry needy.

Meeting was the final one before the annual dinner and dance which will be held at the Hotel Astor, Nov. 19. According to Jack Ellis, there will be two orchestras and Gus Van will be master of ceremonies of an elaborate floor show.

Lloyd-Skirball to Make "Spoilers" for Universal

Rights to Rex Beach's "The Spoilers" have been purchased by Frank Lloyd and Jack Skirball who will produce the story for Universal release. Production starts about Dec. 15 with the cast topped by Marlene Dietrich, Randolph Scott, and John Wayne. Lee Marcus will be associate producer.

Lloyd and Skirball currently are preparing "The River Lady" which Lloyd will direct and Skirball will serve as associate producer.

"Suspicion" for Thanksgiving

"Suspicion" has been set as RKO Radio's Thanksgiving release.

NATIONWIDE—BUT NOT TOO BIG FOR FRIENDLY SERVICE!

Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

COMING and GOING

NEIL F. AGNEW is expected to return fr
Milwaukee today.

LEONARD GOLDENSON and LEON NETT
of Paramount's home office theater departme
are in Philadelphia today and visit Detroit
morrow.

HERBERT J. YATES and JIMMY GRA
leave New Orleans Friday night for Chi

SONNY SHEPHERD, Lincoln Theater mana
in Miami Beach and publicity chief of the Wo
etco circuit, flew his own plane up to N
York accompanied by GORDON SPRADLEY, m
ager of the Center, Miami.

FRANK PHELPS, in charge of labor re
tions for the Warner circuit, left yester
for Boston and Lynn, Mass.

BRUCE CABOT is in town and stopping at
Ritz Towers.

WILLIAM C. GEHRING, 20th-Fox Cent
division sales manager, leaves today for Detr
where he will meet HERMAN WOBBER, sa
chief; together they will go to Indianapo
Chicago and Milwaukee. Gehring returns h
next Wednesday.

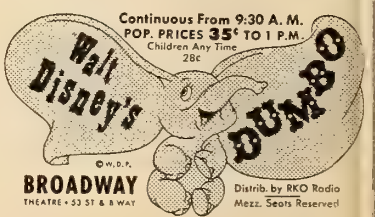
NEW YORK THEATERS

RADIO CITY MUSIC HALL
50th St. & 6th Ave.
CHARLES BOYER—MARGARET SULLAVAN
"APPOINTMENT FOR LOVE'
A Universal Picture
ON THE GREAT STAGE: "AUTUMN LEAVES'
—a merry fall festival . . . produced by Leonidoff
Symphony Orchestra, direction of Erno Rapee
1st Mezzanine Seats Reserved Circle 6-4600

PARAMOUNT PRESENTS BOB HOPE
PAULETTE GODDARD
"NOTHING BUT THE TRUTH"
IN PERSON
THE ANDREWS SISTERS
JOHNNY LONG AND BAND
PARAMOUNT TIMES SQUARE

Starts Tomorrow
'WEEK-END IN HAVANA'
A 20th Century-Fox Picture
PLUS A BIG STAGE SHOW
ROXY
7th AVENUE 50th STREET

RKO PALACE B'WAY & 47th St.
Ann Sheridan — Jack Oakie
"NAVY BLUES"
—plus 1st N. Y. Run—
"MOON OVER HER SHOULDER"
Lynn Bari—John Sutton



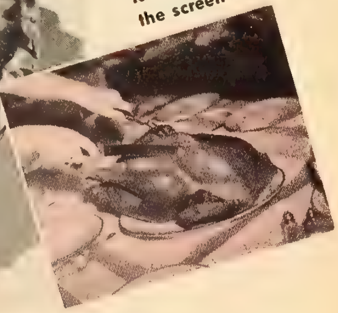
Continuous From 9:30 A. M.
POP. PRICES 35¢ TO 1 P.M.
Children Any Time 28c
©W.D.P.
BROADWAY
THEATRE • 53 ST & B'WAY
Distrib. by RKO Radio
Mezz. Seats Reserved

MEET YOUR THANKS-GIVING GUESTS!

WILLIAM POWELL • MYRNA LOY
in "SHADOW OF THE THIN MAN"
with Barry Nelson, Donna Reed, Sam Levene,
Alan Baxter, Henry O'Neill, Dickie Hall.
Screen Play by Irving Brecher and Harry
Kurnitz • Directed by Major W. S. VAN
DYKE II • Produced by HUNT STROMBERG
A Metro-Goldwyn-Mayer Picture

It's easy as PIE to figure WHY–

Oh boy!
Your turkey
will be on the
table, not on
the screen!



360 THEATRES

will enliven the Thanksgiving holidays with day-and-date engagements. (*Act fast! Book it now!*) The first "Thin Man" picture in 2 years and it's brimming with box-office! Happy holidays, America!

William POWELL • Myrna LOY
"SHADOW OF THE THIN MAN"

a picnic for your public–
a banquet for your box-office!

Would Exclude Extra Ushers from Tax

(Continued from Page 1)

the operators, Senator Herring said he is prepared to go before Congress with a request to have the law amended at once.

Under the ruling now in effect, exhibitors will be required to pay back taxes for unemployment compensation for the ushers, regardless of whether they are regular employes. At first it was threatened that the operators would have to pay a tremendous fine and interest in addition to the back taxes. However, Senator Herring succeeded in getting an amendment eliminating the penalty, provided the tax is paid within 60 days. Now he is working to have the tax eliminated entirely.

Principal argument of Senator Herring and the operators is that the employes in question frequently are not even paid cash, but are reimbursed by movie tickets; that most of them are students who work only a few hours a day and, therefore, should not be covered by the tax.

Senator Herring told THE FILM DAILY he had no idea as to the total amount involved, but pointed out that in addition to the tax itself, addition of the ushers makes many of the operators subject to further taxes which are imposed on employers of eight or more persons when, as a matter of fact, they should not be so classed.

Predict Record Attendance For Carolinas Convention

Charlotte—Leaders of the Theater Owners of North and South Carolina are predicting an attendance record at the 30th annual convention to be held at the Hotel Charlotte Jan. 18-19. Event originally was planned for Dec. 7-8.

Exchange managers, salesmen and everybody connected with the industry will be invited to the initial parley, but other sessions will be open to members only. Unit now has more than 300 members.

Trem Carr
Ruth Selwyn
June Marlowe
Paul Ellis
H. M. Wilcox

● ● ● OVER in the kingdom of the Brooklyn Dodgers on Election Day, a certain Major LaGuardia (known among his less intimates as "Mayor," "The Little Flower," etc.) did all right at the ballot box...... Yeah, but have you heard how another A.E.F. character burned-up the Borough,—and for seven days, not just one......We mean "Sergeant York"......That celluloid stalwart did more'n all right, at the cashier's box......When the "long green" type of "ballots" were counted for the Sergeant, at the wind-up of the first week of the Warner wow at the Brooklyn Paramount, the returns were in excess of $36,000......This, if you please, represents the shattering of all existing house records under the straight m.p. policy......Only added attractions were slightly increased prices, and extra morning and night shows......It's tremendous added testimon(e)y of the power of "York" when we tell you that 86,000 folks saw the attraction on those first seven days, which ended Election Night......Weighting the scales, we find this:—the kids got in for 17c,—the low admish—, and top for adults was Saturday and Sunday nights, 65c......The gross was piled-up in face of fierce competition, virtually as tough as that which Mister O'Dwyer furnished the Major......Important impetus was given to "York" by Si Fabian's boys, the Messrs. Al Reid, Joe Lee, Harold Fisher, and John Burke,—all of whom contributed solidly to the promotional end......

▼ ▼ ▼

● ● ● *CRACK OF THE WEEK:......This from the editorial page of yes'day morning's New York Times: "It is still an open question whether the best way to make friends with the Latin-American republics is to send them our movies or to prevent our movies from reaching them"......*

▼ ▼ ▼

● ● ● "INFORMATIVE" SHORT:......Mrs. Mary Hauenstein, attending the nabe Grant Lee in Palisades Park, N. J., a few nights ago, created quite a commotion during the showing of a short, "Islands of the St. Lawrence," produced by Doug Rothacker......It seems Mrs. Hauenstein recognized in the footage an aunt who had disappeared in Belgium over 20 years ago......Ed Wallace, theater's manager, held a special re-showing for Mrs. Hauenstein, which, abetted by some stills, brought positive identification......The aunt had become a nun, and was stationed on an isle in the St. Lawrence......

▼ ▼ ▼

● ● ● *A MOOSE(MENT) EDITOR:......William E. J. Martin, Buffalo Courier-Express drama and movie editor, has received notice of his reappointment as Supreme Deputy Governor of the Loyal Order of Moose for Western New York by Supreme Governor Matthew M. Neely (also Governor of West Virginia, and alias Block-Booking Bill) ......The post is one of the two highest Moose offices in the State organization......*

▼ ▼ ▼

● ● ● THE SOCIAL SIDE:......Henry Sudekum, on his recent 86th birthday, was honored with a big party by his son Tony Sudekum, Crescent Amusement prexy......Attending were Kermit C. Stengle and R. E. Baulch, their wives, and the managers of all Nashville theaters and their wives......"Mr. Henry," as he is known, was associated with his son in his first venture in the pic biz. . . . ● The high-flying Stork Club on East 53rd St., just off snooty Fifth Ave., was locale of a cocktail celebration given by Ilona Massey and Alan Curtis in honor of Miss Massey having received her first papers toward U. S. citizenship......At the sprightly shindig, 'mong others, were: Ilona Massey, Alan Curtis, Oscar Doob, Mr. and Mrs. Charles Ross......Phil Laufer, Monroe Greenthal, Skip Weshner, Al Margolies, Arthur Jeffrey......Pete Harrison, Sylvia Miller, Lee Mortimer, Mort Nathanson, Larry Reid......Terry Ramsaye and Mrs. Ramsaye, Ernest Emmerling, Roger Converse......Si Seadler, Sam Shane, Colvin Brown, "Dutch" Ellis and Bernie Kamber......

Texas Allied Agains Percentage Buys

(Continued from Page 1)

do not know their cost and for th reason are unable to budget th film buys on a sound basis.

A good deal of time was giv to percentage pictures at top r percentages. The conclusion re was that small operations can [illegible] ford this method of buying. C H. A. Cole, organization's pre had accumulated expense reports printed forms from a number small operators, and using the f ures in those expense reports, wi proper charges for overhead a depreciation, nearly all the repoi showed non-profit operations.

AID reports were used in tl discussion to show marked variab ity in contracts written by the sa companies in similar situations a to establish that high percenta contracts were not necessary the part of exhibitors.

A resolution was passed endo ing the all-industry committee a especially commending Clause V of national Allied's program pı posal. Some exhibitors stated th the film companies had forced sho along with features. They said th would decline to deal on subseque groups of five in cases where pre ious group or groups had not be contracted.

President H. A. Cole, Vice-pre dents Ruben Frels, P. V. Willian Mrs. Martha McSpadden, R. Smith; Secretary-treasurer A. Lilly were re-elected.

Martin Bennett Elected Warner Club President

Martin F. Bennett was elect president of the Warner Club, In at the annual delegates' meeting the home office. Others named f low:

Bernard Goodman, vice-preside R. A. McGuire, vice-president charge of membership; Harry Ma er, vice-president in charge of so ial activities; Ruth Weisberg, vi president in charge of welfare; L. Gates, vice-president in char of claims; Robert Salomans, trea urer; Sam Wolowitz, assistant trea urer; Stuart H. Aarons, secreta

The following were appointed the finance committee: S. Schneid chairman; Samuel Carlisle, T. Martin and W. S. McDonald. board of governors and an executi committee was also elected.

TO THE COLORS!

Indianapolis—William Kapourel manager of the Family Theater, F Wayne, has been called to the co ors. Roy Sherer, booker for t Mallers Bros. circuit, operators the theater, will assume the duti as manager.

WHEN YOU WEAR THE MANTLE OF LEO—

M-G-M presents
with joy—

Jeanette MacDonald
Brian Aherne in
"Smilin' Through"

Photographed in Technicolor with Gene Raymond, Ian Hunter • A Frank Borzage Production • Screen Play by Donald Ogden Stewart and John Balderston • Based on the Play by Jane Cowl and Jane Murfin. Directed by FRANK BORZAGE Produced by VICTOR SAVILLE A Metro-Goldwyn-Mayer Picture

Business is great, thank you. The Friendly Company set out to make the new season a memorable one. The results speak for themselves. We're particularly proud of "Smilin' Through." America adores this love story. How exquisitely it has been told now with Technicolor. And Music! Jeanette MacDonald sings as never before! It is a production that registers with your patrons. And with your box-office. M-G-M is currently topping its all-time high with one glorious entertainment after another. And future releases completed and previewed, in California, assure you that the best is yet to come. When you wear the mantle of Leo, you're covered with glory and →

LITHO

Griffin Heads New Ala. Exhibitor Unit

(Continued from Page 1)

ent; Col. Thomas E. Orr, independent theater chain owner of Albertville, secretary-treasurer.

The meeting was called by Griffin, vice-president of the Southeastern Theater Owners Association, in compliance with a decision by that organization at a recent meeting at Jacksonville, Fla., to organize state units in all states represented in the Southeastern Association.

To Meet Semi-Annually

Meetings of the new organization will be held semi-annually, alternating between Birmingham and Montgomery. It is expected that the next meeting will be called in the Spring, and will be in Birmingham.

Constitution and by-laws were adopted following a talk on "Value of Organization" by O. C. Lam of Rome, Ga., and national representative from the Southeastern MPTO to the MPTOA, who served as chairman of the constitution and by-laws committee. Other members of this committee were H. H. Waters of Birmingham and H. L. Humphries of Sylacauga.

Other committees serving at the meeting were: Membership—Louis Rosenbaum, Florence; Mrs. E. C. Fain, Wetumpka; Milt Kress, Opelika; E. F. Ingram, Ashland. Resolutions—Richard M. Kennedy, Birmingham; Rufus Davis, Dothan; M. G. Lee, Opelika. Legislative—William N. Wolfson, Montgomery; Col. T. E. Orr, Albertville; W. D. Pate, Samson.

15 Directors Appointed

Fifteen directors were appointed as follows: R. M. Kennedy, Birmingham; Roy E. Martin, Sr., Phenix City; Louis Rosenbaum, Florence; Charles T. Rook, Montgomery; Mrs. E. C. Fain, Wetumpka; Mrs. L. C. Moore, Enterprise; Fred McLendon, Union Springs; T. E. Watson, Montevallo; H. H. Waters, Birmingham; W. D. Pate, Samson; Rufus A. Davis, Dothan; L. J. Duncan, Lanett; and Paul Engler, Birmingham.

In addition to those already mentioned, the following other theater owners and managers attended the meeting: Haywood Hanna, Evergreen; W. J. Ray, Greenville; Frank J. Delk, Opelika; T. A. McDougal, Roanoke; T. B. S. Thomason, Enterprise; Eddie B. Tomberlin, Brundidge; Aubrey Gay, Lanett; R. P. Higginbotham, Pell City; John E. Gaither, Heflin; T. K. Jones, Dadeville; J. M. Miller, Cordova; E. D. Martin, Opelika; Hugh G. Martin, Sr., Opelika; Hugh G. Martin, Jr., Talladega; Cecil Hudson, Childersburg; and J. B. Harris, Birmingham.

Bank Night Lottery Ruling Bars Collection of Fees

(Continued from Page 1)

was upheld by the Wisconsin Supreme Court. Having previously held Bank Night a lottery, the high court refused to permit use of judicial process to collect such fees.

Browne-Bioff Fate Nears Jury

"Truth Has Not Been Told", Defense Claims

(Continued from Page 1)

will be followed this morning by a plea for acquittal by Martin Conboy, Browne's attorney, and summation by U. S. Attorney Mathias F. Correa.

With both Correa and Conboy expecting to take no more than two hours apiece, the case will probably go to the jury sometime this afternoon. Joseph M. Moskowitz of Twentieth Century-Fox was the last witness to testify in the four-week trial. He was called by the defense.

The jury was told by Breslin that there was material testimony by many of the Government witnesses which was inconsistent with the charge of extortion. Breslin made no effort to convince the court that the alternative story told by Bioff was true.

Charges Witnesses Coached

The defense attorney constantly punctuated his fiery summation with the recurrent theme that the true version of what had happened was being withheld from the jury. He absolved the U. S. prosecutor from blame, stating that the witnesses had not told him the truth. In line with this argument, Breslin charged attorneys in the film industry with coaching the witnesses.

Why, Breslin demanded, had the witnesses claimed that directors and officers had not been told of Bioff's demands when it was "inconceivable" that they should not have been informed. In this category he placed Joseph M. Schenck and maintained that Nicholas M. Schenck had testified that his brother did not know "to shield him." Breslin also claimed that Joseph Schenck had been the one to bring the case to the attention of the U. S. prosecutor.

Breslin asserted that "the strangest thing in this case" was testimony to the effect that Pat Casey had not been informed. "They would have told him if only to say, 'Look here, see if you can get a better deal for us. We have been paying these fellows,'" he declared.

Film Executives Assailed

Film executives were also attacked for failing to inform the police of the extortion demands. Breslin ridiculed the expressed fear on the part of executives, stating that "hard boiled" men do not surrender so easily. If the industry was afraid of a disastrous strike in 1936 and 1937 why have they not suffered now, Breslin oratorically demanded.

Joseph M. Moskowitz, only witness of the day, testified that he had kept Joseph Schenck's personal books. He identified an entry made in 1937 as a loan to Murray Garsson, alleged investigator for the Sabath Committee. On cross-examination, Moskowitz said that Garsson was a close friend of Schenck and that stock originally transferred to Garsson by Schenck was returned to the latter.

S. D. Theater Owners To Convene on Monday

Sioux Falls, S. D.—Annual convention of the South Dakota Theater Owners Association will be held at Carpenter Hotel here Monday.

Subjects to be discussed as announced by A. P. Sorenson, secretary-treasurer include traveling circuits, Federal defense tax, Ascap legislation, and the New York consent decree.

Dean Nash of Canton is president of the organization.

Ia.-Neb. Theater Owners May Widen Membership

Des Moines — Allied-Independent Theater Owners of Iowa and Nebraska, meeting here Nov. 24-25, will discuss the possible widening of the membership to include affiliated circuits.

Other subjects on the convention program being formulated, according to President Leo F. Wolcott, include film rental terms, portable circuit, 16 mm. free shows, and adoption of a legislative agenda.

New officers also will be elected.

ITPA of Wis. Offers Anti-5 Aid to Minn.

(Continued from Page 1)

exhibitors of Minnesota" and directed its new board to get in touch with the officers and directors of the Minnesota unit and ask what steps it would like Wisconsin to take to help that state in connection with its anti-consent decree law.

Re-elected officers were: William L. Ainsworth of Fon du Lac, president; A. C. Gutenberg of Milwaukee, vice-president; A. C. Berkholtz of West Bend, treasurer; Harry Perlewitz of Milwaukee, business manager, and named Mark Morgan of Cedarburg, secretary.

Directors named besides Ainsworth, Gutenberg, Berkholtz and Morgan are Charles W. Trampe and George Fischer, both of Milwaukee; F. J. McWilliams of Portage; Miss Lucille Forbes of Merrill; Ben Marcus of Ripon; John Adler of Marshfield; William Smith of Menomonie, and Max Krofta of Racine.

Sidney Samuelson, business manager of Allied Theaters of Eastern Pennsylvania, and Jack Kirsch, president of Allied Theaters of Illinois, addressed the closing session which was open to members only.

DOWN MEXICO WAY
A REPUBLIC PICTURE
GENE AUTRY · SMILEY BURNETTE
FAY McKENZIE · HAROLD HUBER · SIDNEY BLACKMER
Director—JOSEPH SANTLEY · Screen play by Olive Cooper and Albert Duffy
Based on a story by Dorrell and Stuart McGowan
Buy U. S. Defense Bonds

The Film Daily's Calenda

A list of English-speaking features released since July 20, 1941, by companies. A of FILM DAILY review. Names are the principal players in the cast. Complete casts

COLUMBIA

Ellery Queen and the Perfect Crime, 68 mins.....8-7-41
FD: 7-10-41. Ralph Bellamy, Margaret Lindsay, Charley Grapewin

Here Comes Mr. Jordan, 93 mins..8-21-41
FD: 7-30-41. Robert Montgomery, Claude Raines, Evelyn Keyes

Tillie the Toiler, 67 mins..........8-7-41
FD: 8-13-41. Kay Harris, William Tracy, Daphne Pollard

Mystery Ship, 65 mins............9-4-41
FD: 8-18-41. Paul Kelly, Lola Lane, Larry Parks

Our Wife, 95 mins...............8-28-41
FD: 8-19-41. Ruth Hussey, Melvyn Douglas, Ellen Drew

Blonde from Singapore, The, 67 mins. 10-16-41
FD: 8-29-41. Florence Rice, Leif Erickson, Gordon Jones

Ladies in Retirement, 92 mins....9-18-41
FD: 9-9-41. Ida Lupino, Louis Hayward, Evelyn Keyes

Thunder Over the Prairie. 51 mins. 6-30-41
FD: 9-12-41. Charles Starrett, Cliff Edwards, Joan Woodbury

Ellery Queen and the Murder Ring, 65 mins. 11-18-41
FD: 9-22-41. Ralph Bellamy, Margaret Lindsay, Charles Grapewin

Lone Star Vigilantes, The, 58 mins. 12-26-41
FD: 9-22-41. Bill Elliott, Tex Ritter, Virginia Carpenter

Two Latins from Manhattan, 65 mins. 10-2-41
FD: 9-25-41. Joan Davis, Jinx Falkenburg, Fortunio Bonanova

You'll Never Get Rich, 88 mins...9-25-41
FD: 9-25-41. Fred Astaire, Rita Hayworth, Robert Benchley

Texas, 93 mins..................10-9-41
FD: 10-8-41. William Holden, Glenn Ford, Claire Trevor

Men in Her Life, The, 90 mins....10-30-41
FD: 10-23-41. Loretta Young, Conrad Veidt, Jean Jagger

You Belong to Me, 94 mins......11-20-41
FD: 10-28-41. Barbara Stanwyck, Henry Fonda, Edgar Buchanan

WALT DISNEY

*Fantasia, 120 mins................1-1-42
FD: 11-14-40. Stokowski and the Philadelphia Orchestra

M-G-M

*Blossoms in the Dust, 100 mins..8-15-41
FD: 6-23-41. Greer Garson, Walter Pidgeon, Felix Bressart

Dr. Jekyll and Mr. Hyde, 127 mins.....9-41
FD: 7-22-41. Spencer Tracy, Ingrid Bergman, Lana Turner

Ringside Maisie, 96 mins...........8-1-41
FD: 7-23-41. Ann Sothern, George Murphy, Robert Sterling

Down in San Diego, 70 mins...........9-41
FD: 7-30-41. Bonita Granville, Ray McDonald, Dan Dailey, Jr.

Whistling in the Dark, 77 mins.....8-8-41
FD: 8-4-41. Red Skelton, Conrad Veidt, Ann Rutherford

Life Begins for Andy Hardy, 100 mins. 8-15-41
FD: 8-13-41. Lewis Stone, Mickey Rooney, Judy Garland

Dr. Kildare's Wedding Day, 82 mins. 8-8-41
FD: 8-19-41. Lew Ayres, Lionel Barrymore, Laraine Day

When Ladies Meet, 108 mins......8-29-41
FD: 8-28-41. Joan Crawford, Robert Taylor, Greer Garson

Married Bachelor, 87 mins.......Oct., 1941
FD: 9-10-41. Ruth Hussey, Robert Young, Felix Bressart

*Smilin' Through, 100 mins......Oct., 1941
FD: 9-12-41. Jeanette MacDonald, Brian Aherne, Gene Raymond

Feminine Touch, The, 97 mins....Oct., 1941
FD: 9-15-41. Rosalind Russell, Don Ameche, Kay Francis

Honky Tonk, 105 mins.........Oct., 1941
FD: 9-15-41. Clark Gable, Lana Turner, Frank Morgan

Chocolate Soldier, The, 102 mins. Nov., 1941
FD: 10-15-41. Nelson Eddy, Rise Stevens, Nigel Bruce

Unholy Partners, 94 mins.......Nov., 1941
FD: 10-15-41. Edward G. Robinson, Edward Arnold, Laraine Day

Shadow of the Thin Man, 97 mins. Nov., 1941
FD: 10-23-41. William Powell, Myrna Loy, Sam Levene

Two-Faced Woman, 94 mins.....Nov., 1941
FD: 10-23-41. Greta Garbo, Melvyn Douglas, Constance Bennett

MISCELLANEOUS

Forgotten Village, The, 67 mins. (Mayer-Burstyn) ....
FD: 8-29-41. Cast of Mexicans

I'll Sell My Life (Select Attractions), 73 mins. ....
FD: 9-12-41. Rose Hobart, Michael Whalen, Stanley Fields

Eternal Gift, The, 90 mins..............
FD: 10-9-41. Film of Catholic Solemn Mass

MONOGRAM

Gentleman from Dixie, 63 mins....9-5-41
FD: 9-10-41. Jack La Rue, Marion Marsh, Clarence Muse

Let's Go Collegiate, 62 mins......9-12-41
FD: 9-16-41. Frankie Darro, Marcia Mae Jones, Jackie Moran

Fugitive Valley, 60 mins. 6-30-41
FD: 9-22-41. Ray Corrigan, John King, Max Terhune

City Limits, 63 mins....................
FD: 9-25-41. Frank Albertson, Lorna Gray, Jed Prouty

Bowery Blitzkrieg, 62 mins.........8-1-41
FD: 10-3-41. Leo Gorcey, Warren Hull, Charlotte Henry

Spooks Run Wild, 64 mins........10-24-41
FD: 10-9-41. Bela Lugosi, Huntz Hall, Leo Gorcey

Gunman from Bodie, 62 mins......9-26-41
FD: 10-16-41. Buck Jones, Tim McCoy, Raymond Hatton

Zis Boom Bah, 62 mins...........11-7-41
FD: 10-28-41. Grace Hayes, Mary Healy, Peter Lind Hayes

PARAMOUNT

*Shepherd of the Hills, The, 98 mins. 8-15-41
FD: 6-18-41. John Wayne, Betty Field, Harry Carey

Kiss the Boys Goodbye, 85 mins...8-1-41
FD: 6-23-41. Mary Martin, Don Ameche, Oscar Levant

Nothing But the Truth, 90 mins...10-17-41
FD: 7-29-41. Bob Hope, Paulette Goddard, Edward Arnold

Henry Aldrich for President, 75 mins. 10-31-41
FD: 7-30-41. James Lydon, Charles Smith, June Preisser

New York Town, 94 mins........10-31-41
FD: 7-30-41. Fred MacMurray, Mary Martin, Robert Preston

Wide-Open Town, 77½ mins.......8-8-41
FD: 7-30-41. William Boyd, Russell Hayden, Evelyn Brent

Buy Me That Town, 70 mins......10-24-41
FD: 7-31-41. Lloyd Nolan, Constance Moore, Albert Dekker

Hold Back the Dawn, 115 mins....9-26-41
FD: 7-31-41. Charles Boyer, Olivia de Havilland, Paulette Goddard

Flying Blind, 70 mins............8-29-41
FD: 8-20-41. Richard Arlen, Jean Parker, Nils Asther

World Premiere, 70 mins.........8-23-41
FD: 8-21-41. John Barrymore, Frances Farmer, Eugene Pallette

*Aloma of the South Seas, 77 mins. 8-29-41
FD: 8-28-41. Dorothy Lamour, Jon Hall, Lynne Overman

Birth of the Blues, 85 mins.......11-7-41
FD: 9-3-41. Bing Crosby, Mary Martin, Brian Donlevy

Glamour Boy, 80 mins...................
FD: 9-4-41. Jackie Cooper, Susanna Foster, Walter Abel

Night of January 16th, 79 mins............
FD: 9-4-41. Robert Preston, Ellen Drew, Nils Asther

Among the Living, 68 mins...............
FD: 9-4-41. Albert Dekker, Susan Hayward, Harry Carey

Skylark, 94 mins...............11-21-41
FD: 9-5-41. Claudette Colbert, Ray Milland, Brian Aherne

Riders of the Timberline, 59 mins.........
FD: 9-25-41. William Boyd, Brad King, Andy Clyde

Outlaws of the Desert, 66 mins..........
FD: 9-25-41. William Boyd, Brad King, Andy Clyde

Twilight on the Trail, 58 mins.........
FD: 9-29-41. Bill Boyd, Brad King, A Clyde

Secrets of the Wastelands, 66 mins. .
FD: 9-29-41. Bill Boyd, Brad King, Clyde

Stick to Your Guns, 63 mins..........
FD: 9-29-41. Bill Boyd, Brad King, A Clyde

PRODUCERS RELEASIN CORP.

Reg'lar Fellers, 65 mins............9-5
FD: 8-29-41. Billy Lee, Carl "Alfal Switzer, Buddy Boles.

Mr. Celebrity, 66 mins............10-10
FD: 10-1-41. Buzzy Henry, James Se Doris Day

Dangerous Lady, 64 mins.........9-12-
FD: 10-13-41. Neil Hamilton, June S rey, Douglas Fowley

Jungle Man, 63 mins............10-10-
FD: 10-13-41. Buster Crabbe, She Darcey, Weldon Hayburn

Hard Guy, 68 mins...............10-17-
FD: 10-29-41. Jack LaRue, Mary He Kane Richmond

Lone Rider Ambushed, The, 67 mins. 9-5-
FD: 10-31-41. George Houston, Al John, Maxine Leslie

RKO RADIO

Citizen Kane, 120 mins...........9-5-
FD: 4-11-41. Orson Welles, Doro Comingore, Joseph Totten

Hurry, Charlie, Hurry, 65 mins....7-25-
FD: 7-10-41. Leon Errol, Mildred Col Kenneth Howell

My Life With Caroline, 81 mins...8-1-
FD: 7-16-41. Ronald Colman, Anna L Charles Winninger

Here Is a Man, 112 mins.........10-17-
FD: 7-16-41. Edward Arnold, Wal Huston, James Craig, Anne Shirle

Father Takes a Wife, 79 mins....10-3-
FD: 7-17-41. Adolph Menjou, Glo Swenson, John Howard

Lady Scarface, 69 mins.........9-26-
FD: 7-22-41. Dennis O'Keefe, Jud Anderson, Frances Neal

Little Foxes, The (Samuel Goldwyn), 116 mins.....8-29-
FD: 8-12-41. Bette Davis, Herbert Ma shall, Patricia Collinge

Story of the Vatican, The, 54 mins. 7-18-
FD: 8-20-41.

Scattergood Meets Broadway, 68 mins. 8-22-
FD: 9-2-41. Guy Kibbee, Mildred Col William Henry

Mexican Spitfire's Baby, 69 mins...11-28-
FD: 9-4-41. Lupe Velez, Leon Err Charles "Buddy" Rogers

f Current Feature Releases

g to date of review. Dates after titles are distributor release dates: FD: indicates date
*credits are included with FILM DAILY reviews. *Indicates Technicolor production.*

ndit Trail, The. 60 mins......10-10-41
FD: 9-5-41. Tim Holt, Ray Whitley, Janet Waldo

Cowboy, 59 mins..........12-10-41
: 9-5-41. Tim Holt, Ray Whitley, Marjorie Reynolds

ding the Wind, 60 mins.........2-11-42
FD: 9-5-41. Tim Holt, Mary Douglas, Lou White

y Falcon, The, 67 mins.......10-24-41
FD: 9-16-41. George Sanders, Wendy Barrie, Allen Jenkins

nexpected Uncle, 67 mins.......11-7-41
FD: 9-17-41. Anne Shirley, James Craig, Charles Coburn

ok Who's Laughing, 79 mins....11-21-41
FD: 9-17-41. Edgar Bergen, "Charlie McCarthy," Fibber McGee and Molly

spicion, 99 mins...............11-14-41
FD: 9-18-41. Cary Grant, Joan Fontaine, Sir Cedric Hardwicke

Dumbo, 64 mins. 10-31-41
FD: 10-1-41. Walt Disney cartoon feature

eek-End for Three, 65 mins.....12-12-41
FD: 10-28-41. Dennis O'Keefe, Jane Wyatt, Philip Reed.

bliging Young Lady, 72 mins.....1-30-42
FD: 11-5-41. Joan Carroll, Edmond O'Brien, Ruth Warrick

REPUBLIC

urricane Smith, 69 mins.........7-20-41
FD: 7-18-41. Ray Middleton, Jane Wyatt, Harry Davenport

itadel of Crime, 58 mins........7-24-41
FD: 8-4-41. Robert Armstrong, Frank Albertson, Linda Hayes

ags to Riches, 57 mins...........7-31-41
FD: 8-8-41. Alan Baxter, Mary Carlisle, Jerome Cowan

e-Capades, 88 mins..............8-20-41
FD: 8-20-41. Dorothy Lewis, James Ellison, Jerry Colonna

nder Fiesta Stars, 64 mins.......8-25-41
FD: 8-28-41. Gene Autry, Smiley Burnette, Carol Hughes.

ittsburgh Kid, The, 76 mins.......8-29-41
FD: 9-2-41. Billy Conn, Jean Parker, Dick Purcell.

ad Man of Deadwood, 61 mins.....9-5-41
FD: 9-16-41. Roy Rogers, George Hayes, Carol Adams.

Outlaws of Cherokee Trail, 56 mins. 9-10-41
FD: 9-18-41. Bob Steele, Tom Tyler, Rufe Davis.

Apache Kid, The, 56 mins.........9-12-41
FD: 9-19-41. Don "Red" Barry, Lynn Merrick, Leroy Mason.

Doctors Don't Tell, 65 mins.......8-27-41
FD: 9-22-41. John Beal, Florence Rice, Edward Norris.

Death Valley Outlaws, 56 mins.....9-26-41
FD• 10-3-41. Don "Red" Barry, Lynn Merrick, Milburn Stone.

Sailors on Leave, 71 mins.........9-30-41
FD: 10-3-41. Shirley Ross, William Lundigan, Chick Chandler.

Mercy Island, 72 mins..........10-10-41
FD: 10-9-41. Ray Middleton, Gloria Dickson, Otto Kruger.

Down Mexico Way, 78 mins......10-15-41
FD: 10-15-41. Gene Autry, Smiley Burnette, Pat McKenzie

Jesse James at Bay, 56 mins.......10-17-41
FD: 10-17-41. Roy Rogers, George "Gabby" Hayes, Sally Payne.

Gauchos of Eldorado, 56 mins.....10-24-41
FD: 10-24-41. Bob Steele, Tommy Tyler, Rufe Davis.

Public Enemies, 66 mins.........10-30-41
FD: 10-31-41. Phillip Terry, Wendy Barrie, Edgar Kennedy.

20th CENTURY-FOX

Charley's Aunt, 81 mins..........8-1-41
FD: 7-23-41. Jack Benny, Kay Francis, James Ellison

Sun Valley Serenade, 86 mins.....8-29-41
FD: 7-24-41. Sonja Henie, John Payne, Glenn Miller

Wild Geese Calling, 77 mins.......8-15-41
FD: 7-25-41. Henry Fonda, Joan Bennett, Warren William

Dressed to Kill, 72 mins..........8-8-41
FD: 7-25-41. Lloyd Nolan, Mary Beth Hughes, William Demarest

Private Nurse, 60 mins............8-22-41
FD: 7-25-41. Jane Darwell, Brenda Joyce, Sheldon Leonard.

*Belle Starr. 87 mins.............
FD: 8-22-41. Randolph Scott, Gene Tierney, Dana Andrews

Charley Chan in Rio, 60 mins.......9-5-41
FD: 8-22-41. Sidney Toler, Mary Beth Hughes, Victor Jory

Yank in the RAF, A, 98 mins.......10-3-41
FD: 9-9-41. Tyrone Power, Betty Grable, Reginald Gardiner

Last of the Duanes, 57 mins......9-26-41
FD: 9-10-41. George Montgomery, Lynne Roberts, Eve Arden

Man at Large, 69 mins............9-26-41
FD: 9-10-41. Marjorie Weaver, George Reeves, Richard Derr

Great Guns, 74 mins.............10-10-41
FD: 9-10-41. Stan Laurel, Oliver Hardy, Sheila Ryan

We Go Fast, 65 mins.............9-19-41
FD: 9-10-41. Lynn Bari, Alan Curtis, Don Deforest

Week-End in Havana, 80 mins....10-17-41
FD: 9-12-41. Alice Faye, John Payne, Carmen Miranda

Riders of the Purple Sage, 56 mins. 10-10-41
FD: 9-12-41. George Montgomery, Mary Howard, Patsy Patterson

Hot Spot, 82 mins...............10-31-41
FD: 10-17-41. Betty Grable, Victor Mature, Carole Landis

Moon Over Her Shoulder, 68 mins. 10-24-41
FD: 10-17-41. Lynn Bari, John Sutton, Dan Dailey, Jr.

Swamp Water, 90 mins...........11-14-41
FD: 10-20-41. Walter Brennan, Walter Huston, Anne Baxter

Small Town Deb, 72 mins.........11-7-41
FD: 10-20-41. Jane Withers, Jane Darwell, Bruce Edwards

How Green Was My Valley, 118 mins. 10-23-41
FD: 10-29-41. Walter Pidgeon, Maureen O'Hara, Donald Crip

UNITED ARTISTS

Major Barbara, 115 mins..........9-12-41
FD: 5-5-41. Wendy Hiller, Rex Harrison, Robert Morley

New Wine (Gloria Pictures), 84 mins. 8-8-41
FD: 7-31-41. Illona Massey, Alan Curtis, Binnie Barnes

Tanks a Million (Hal Roach), 50 mins. 9-12-41
FD: 8-8-41. William Tracy, Janet Gleason, Elyse Knox

Lydia (Korda), 144 mins..........9-26-41
FD: 8-21-41. Merle Oberon, Alan Marshal, Edna May Oliver

Niagara Falls (Hal Roach), 43 mins. 10-17-41
FD: 9-25-41. Marjorie Woodworth, Tom Brown, ZaSu Pitts

All-American Co-Ed, 50 mins......10-31-41
FD: 10-13-41. Frances Langford, Marjorie Woodworth, Johnny Downs

International Lady, 102 mins......10-17-41
FD: 10-16-41. George Brent, Ilona Massey, Basil Rathbone

Sundown, 90 mins..............10-31-41
FD: 10-20-41. Gene Tierney, Bruce Cabot, George Sanders

Miss Polly (Hal Roach), 44 mins...11-14-41
FD: 11-5-41. ZaSu Pitts, Slim Summerville, Kathleen Howard

UNIVERSAL

Hold That Ghost, 86 mins.........8-8-41
FD: 7-30-41. Abbott and Costello, Joan Davis

Unfinished Business, 95½ mins.....9-12-41
FD: 8-27-41. Irene Dunne, Robert Montgomery, Preston Foster

Badlands of Dakota, 74 mins........9-5-41
FD: 8-29-41. Robert Stack, Ann Rutherford, Richard Dix

It Started with Eve, 90 mins......9-26-41
FD: 9-30-41. Deanna Durbin, Charles Laughton, Robert Cummings

Burma Convoy, 59 mins.........10-17-41
FD: 10-1-41. Charles Bickford, Evelyn Ankers, Frank Albertson

Never Give a Sucker an Even Break, 70½ mins.....10-10-41
FD: 10-8-41. W. C. Fields, Gloria Jean, Leon Errol

Moonlight in Hawaii, 61 mins.....11-21-41
FD: 10-8-41. Johnny Downs, Jane Frazee, Leon Errol

Man from Montana, 59 mins.......9-5-41
FD: 10-9-41. Johnny Mack Brown, Fuzzy Knight, Jeanne Kelly

Girl Must Live, A, 70 mins.......9-19-41
FD: 10-9-41. Margaret Lockwood, Hugh Sinclair, Lilli Palmer

Masked Rider, The, 58 mins......10-24-41
FD: 10-9-41. Johnny Mack Brown, Fuzzy Knight, Nell O'Day

Mob Town, 60 mins...............10-3-41
FD: 10-14-41. Billy Halop, Huntz Hall, Dick Foran

Flying Cadets, 60 mins...........10-24-41
FD: 10-15-41. Edmund Lowe, William Gargan, Peggy Moran

South of Tahiti, 75 mins.........10-17-41
FD: 10-23-41. Brian Donlevy, Broderick Crawford, Maria Montez

Appointment for Love, 89 mins....10-31-41
FD: 10-28-41. Charles Boyer, Margaret Sullavan, Rita Johnson

WARNER BROS.

Sergeant York, 134 mins.........9-27-41
FD: 7-3-41. Gary Cooper, Walter Brennan, Joan Leslie

Navy Blues, 108 mins.............9-13-41
FD: 8-13-41. Ann Sheridan, Jack Oakie, Martha Raye

International Squadron, 87 mins...10-11-41
FD: 8-13-41. Ronald Reagan, Olympe Bradna, James Stephenson

Smiling Ghost, The, 71 mins........9-6-41
FD: 8-13-41. Wayne Morris, Brenda Marshall, Alan Hale

Highway West, 63 mins...........8-23-41
FD: 8-14-41. Brenda Marshall, Arthur Kennedy, Olympe Bradna

Dive Bomber, 133 mins..........8-30-41
FD: 8-15-41. Errol Flynn, Fred MacMurray, Ralph Bellamy

Bad Men of Missouri, 74 mins....7-26-41
FD: 8-18-41. Dennis Morgan, Jane Wyman, Wayne Morris

Law of the Tropics, 76 mins......10-4-41
FD: 9-3-41. Constance Bennett, Jeffrey Lynn, Regis Toomey

Nine Lives Are Not Enough, 63 mins. 9-20-41
FD: 9-4-41. Ronald Reagan, Joan Perry, James Gleason

Prime Minister, The, 94 mins.............
FD: 9-12-41. John Gielgud, Diana Wynyard, Will Fyffe

Three Sons o' Guns, 65 mins........8-2-41
FD: 9-29-41. Wayne Morris, Irene Rich, Marjorie Rambeau

Maltese Falcon, The, 100 mins....10-18-41
FD: 9-30-41. Humphrey Bogart, Mary Astor, Peter Lorre

One Foot in Heaven, 108 mins......11-1-41
FD: 9-30-41. Fredric March, Martha Scott, Gene Lockhart

Target for Tonight, 48 mins.............
FD: 10-10-41. British documentary

Blues in the Night, 88 mins..............
FD: 10-30-41. Priscilla Lane, Richard Whorf, Betty Field

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N. W. Allied Warns On Cancellations

(*Continued from Page* 1)

opinion and warns exhibitors not to make any agreement by which they would cancel only subjects in the lower price brackets.

The state law provides that exhibitors are entitled to cancel 20 per cent of any group of pictures contained in a single contract and any agreement such as is outlined in Strom's bulletin "would be both illegal and not in the interest of the public and the exhibitor," the bulletin says.

"It is clearly the intent of the law, in order to protect the exhibitor against being forced to exhibit pictures injurious or damaging to his business and the public against pictures offensive on racial, religious or moral grounds, that the right of cancellation should be exercised after receipt of notice of availability from the distributor and after the exhibitor knows something about pictures available," said the bulletin.

"For the exhibitor to agree to accept cancellations from the lowest price brackets before knowing anything about the product and its suitability for exhibition in his theater would obviously defeat the legislative intent and purposes of the new law. Allied's counsel has advised that in his opinion all such contracts would be illegal."

Afternoon Tradeshows Get the Call in Chi.

Chicago—Because afternoon tradeshows are drawing twice as many exhibs. as those staged in the morning, local trade screenings will be restricted to the p.m. whenever practicable.

WEDDING BELLS

Rochester—Paul S. Holbrook of the Bausch & Lomb Optical Co. here, and Miss Janice Erdle, will be married Thanksgiving Day in Old St. Mary's Church.

Lovell, Me.—Miss Helen Meinardi of New York, writer for the films and radio, and Lester Stearns, a shipyard worker at the Todd-Rath plant in South Portland, were married at midnight recently in order not to interfere with national dedense. Midnight was as soon as they could marry under the five-day registration requirement, and Sunday was Stearn's only day off from shipbuilding. In order not to lose time or cut into Stearns' work, they picked the midnight hour.

Montgomery, Ala. — Charles T. Rook, owner-manager of the Charles Theater, and Rosamond Kelly, cashier of the Whitley Hotel, are announcing currently their marriage which took place on Oct. 1.

"Thunder Rock" Will Be Backed by Metro

London (By Air Mail)—Metro has closed a deal for world distribution of "Thunder Rock," to be produced here by Charter Films, controlled by Roy and John Boulting. Metro is understood supplying 100 per cent financial backing, arrangements being completed by Sam Eckman. Pic will be adapted from the English stage play of the same name.

Yates, Grainger, Siegel At New Orleans Regional

(*Continued from Page* 1)

conclude with the New York meeting Nov. 12-13.

Present at yesterday's initial sessions were Herbert J. Yates; James R. Grainger, company's president; M. J. Siegel, president of Republic Productions, Inc.; Arthur Bromberg, Southern franchise holder; and seven branch managers. Latter comprise Merritt Davis, Atlanta; Harold Laird, Tampa; J. H. Dillon, Charlotte; Lee V. Seichsnaydre, New Orleans; Winfield Snelson, Memphis; Lloyd Rust, Dallas; and Sol Davis, Oklahoma City.

The group heard in detail an analysis of the second quarter releases of Republic, and discussed tentative plans for productions during the third quarter of the release year.

At each of these regionals, prior to the New York meeting, suggestions for product and distribution have been presented, and plans in crystallized form are expected to be made known at the final regional.

Yates and Grainger plan to leave here this week-end for New York.

K-A-O's 39-Week Net Falls Off to $368,418

(*Continued from Page* 1)

sidiary companies. This compares with a net of $489,259 for the corresponding period in 1940.

Provision for income taxes this year was listed at $161,865, based on a 31 per cent rate for 1941 as compared with a 24 per cent rate for 1940 when provision for income levies was $148,910. Profit before provisions for depreciation and income taxes was $1,021,245. The charge-off for depreciation was $490,962.

Heart Attack is Fatal To Para. Head Shipper

Tuesday was not only a half-day holiday for Lou Brown, head shipper at the Paramount exchange, he went home to celebrate his 49th birthday. There he suffered a hear attack and died. Funeral services for Brown, who has been with Paramount for over 22 years, will be held Friday at Cook's Funeral Parlor, Bronx. He leaves a wife and a son.

Third Detroit Arbitration Case Settled by Consent

(*Continued from Page* 1)

costs were assessed equally among parties concerned. This was the third case to be settled here by consent, none having gone through to an arbitrator's award.

D. E. Frank, owner of the Gale, had asked that the seven-day clearance granted to the Michigan and Uptown, Kalamazoo, be eliminated on the grounds that Galesburg was a separate city and not competitive. Paramount, Warner Bros., 20th Century-Fox and Loew's were named in the complaint.

The Booth Theater case, first to be filed here, was scheduled to be heard today but has been postponed to a later date.

Hayes and Sher Appear In Linden Arbitration Case

Washington Bureau of THE FILM DAILY

Washington—In decided contrast to the last case here, which was argued without benefit of counsel, the arbitration complaint of the Linden Theater of Baltimore against clearance granted the Vitagraph-owned but not operated Met opened here yesterday with a battery of legal talent. James V. Hayes and Robert E. Sher, former Department of Justice attorneys who worked on the consent decree, represented the complainant. In their previous arbitration case in this district Hayes and Sher won a victory in record-shattering time, the arbitrator handing down his decision as soon as the hearing was closed. That case, however, is on appeal with decision expected daily.

Morris Ruffman is representing Vitagraph, Samuel Bonerman, Paramount; Harry M. Pomstein, RKO; while the Met is represented by J. Purdon Wright.

Hayes and Sher contended that the clearance granted the Met is unreasonable, asserting that the Met and the Linden are not in competition, that the Linden is a more modern theater and has a better neighborhood.

Opponents contended the theaters are in competition, pointing out they are only seven blocks apart.

Marlowe Theater Intervenes In Cohen Clearance Case

Buffalo — Marlowe Theater, nabe Konczakowski house, has filed as intervenor in the clearance case brought by Irving Cohen, operator of the Allendale, also a nabe house, against all the Big Five except RKO.

E. W. Spitznagel, clerk of the arbitration tribunal, yesteday sent to the interested parties a list of 10 candidates, from which it is hoped they may agree on one as arbitrator.

Sam Myers Intervenes In Alycon Arbit'n Case

Chicago—Attorneys filed declaration of intervention for Sam Myers Theaters in the Alycon Theater arbitration case.

Para. and NT Talk Regional Pix Deals

(*Continued from Page* 1)

ras, Eddie Zabel, head film buye Neil F. Agnew, Paramount's sal manager, and Charlie Reagan, a sistant general sales manager.

Both Skouras and Zabel are iting the divisional circuits of tional Theaters on a trip connect with the annual Showmanship Dri at which Skouras announces th winners and awards the prize They arrived in Kansas City toda and it was understood Reagan wi accompany them while Agnew expected to return to New Yo today.

Reagan will accompany the National Theater executives to Denve and Los Angeles. Although Por land was not on Skouras' itinerar it is possible the party will vis the Evergreen circuit execs. the after Los Angeles.

Although Paramount officially a nounced last Thursday that negotiations were broken off, it was lear ed that none of the National Theater executives were so notifie Publication of Agnew's statemen came as a surprise, it was said.

Negotiations never reached th breaking off stage because following Agnew's statement, Barne Balaban, Paramount president, co ferred with Skouras on the telephone over the progress made i the negotiations, it was reporte yesterday.

Three Penn. Communities Lift Sunday Movie Ban

(*Continued from Page* 1)

on the issue yesterday lifted th ban.

Voting in favor were Ramey Clearfield County, Morgan Township; Green and Milford.

Those continuing the ban wer city of York, Uniontown, Fayett County; Lansdale, East McKeespor and Aspinwall, Allegheny County Perkosie, Bucks, Benson and Shad Township, Somerset, Montrose, Susquehanna, Aronmore, Scottdale an Suterville, Westmoreland, Dunba Fayette, Mill Creek Township an Lebanon.

Cut School Xmas Vacation

Montgomery, Ala.—The Department of Education has ordered reduction in Christmas holidays fro two weeks to one, an action certai to have a distinct effect on matine business.

STORKS!

West Coast Bureau of THE FILM DAIL

Hollywood — Sir Stork reache Mary Martin Tuesday with a 7-pound-12-ounce daughter. Mis Martin is the wife of Richard Halliday, authors' agent.

FILE COPY
DO NOT REMOVE

THE Film DAILY

ntimate in Character
nternational in Scope
ndependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

80, NO. 92—In Two Sections. Section I. NEW YORK, FRIDAY, NOVEMBER 7, 1941 TEN CENTS

FIND BROWNE AND BIOFF GUILTY

,841 Film Theaters Turn Over $943,684 to USO

seph Bernhard Presents heck to Dewey; Expect crease to $1,000,000

Joseph Bernhard, vice-president of arner Bros. and chairman of the cture Theaters Drive, National SO Campaign, last night presented check for $943,684.47 to Thomas Dewey, chairman of the National SO Campaign. Presentation took ace at the Pathe News studios, at ceremony for the newsreels and ess.

The money represented net collecns to date from 7,841 theaters,

(*Continued on Page* 12)

hanghai Preference rogress Reported

Foreign managers were advised sterday that "some progress" had en made in getting the industry ck on the Shanghai preferred list. a result of the ban, when the instry was taken off the list, disbs. have been unable to remove ney from Shanghai.

Move came as surprise to distribs. nce Shanghai Exchange Control

(*Continued on Page* 14)

cal 244 Receivership rgument Deferred Week

Newark—Vice-Chancellor Bigelow journed yesterday for one week e argument on the order to show use why a receiver should not be pointed for Local 244, Moving Picre Operators Union. The order

(*Continued on Page* 12)

Censors Slap Late Ban Upon "Feeling"

St. John, N. B.—The provincial board of censors have barred "That Uncertain Feeling" to all under 16. The ban was imposed suddenly, and after this picture had been shown minus the restriction on attendance at several theaters, on a number of occasions in recent months, the same delayed ban has been announced by the board.

HOLMDEN MAY BE IA PREXY

Walsh, Krouse Also Mentioned as Successor to Browne

There was immediate speculation last night in labor circles on who would succeed George E. Browne as president of the IATSE in the event the convicted union leader resigned his post. Reports both current here and on the Coast report that either Harland Holmden, first vice-president from Cleveland, Richard Walsh, third vice-president of New York, or Louis Krouse, general secretary-treasurer, is the likely choice. Under the IA's constitution, the Executive Board is empowered to select the president.

West Coast Bureau of THE FILM DAILY

Hollywood — Labor circles here are buzzing with the unconfirmed report that at last American Fed-

(*Continued on Page* 12)

Canadian Industry Meets on Pegging

Toronto—Representatives of exhibition, distribution and production branches attended an important meeting of the Motion Picture Section of the Board of Trade to consider the new order of the Canadian Government providing maximum admission prices, effective Nov. 17,

(*Continued on Page* 11)

IATSE Prexy and West Coast Rep. Convicted on All Three Counts; Court Refuses to Continue Bail; Both Will Appeal; Order to Liberate Browne to be Sought

George E. Browne, IATSE president, and William Bioff, his West Coast representative, late yesterday were convicted on all three counts of an indictment which charged them with the extortion of $550,000 from Loew's, Paramount, Warner Bros. and 20th Century-Fox. They face maximum sentences of 10 years and $10,000 fines on each of the three counts.

The Federal trial jury reached its decision after deliberating for two hours and 14 minutes.

Defense Counsel to Appeal

Both defendants were immediately remanded to the Federal House of Detention after Judge John C. Knox

(*Continued on Page* 14)

Kalmenson Elected Vitagraph's Prexy

Election of Ben Kalmenson as director and president of Vitagraph, Inc., succeeding Grad Sears, resigned, was announced yesterday by Harry M. Warner, president of the parent company, Warner Bros. Pictures, Inc.

Warner emphasized that Kalmenson, as president of Vitagraph, Inc., and Warners' general sales manager, will be in full charge of the distribution of WB's pictures in the U. S. and Canada.

Joseph Bernhard, newly elected

(*Continued on Page* 13)

"Watchful Waiting" Policy For Four on Minn. Selling

RKO, M-G-M, Warner Bros. and 20th Century-Fox have adopted a policy of "watchful waiting" before making any move to sell in Minnesota.

The four companies plan to await the outcome of the suits filed in Minnesota against RKO, Paramount and 20th Century-Fox for alleged violation of the anti-blocks-of-five

(*Continued on Page* 4)

Want Frozen Australian Coin

Expect Distribs. to Ask Full Remittances

Distribs. are expected to press for a full return of frozen coin in Australia when negotiations for the new currency agreement open shortly, it was learned yesterday. Present agreement expires in March.

Estimates on the amount of frozen funds blocked in Australia vary since most of the companies received a

(*Continued on Page* 4)

Pittsburgh V. C. to Fete Harry Kalmine on Nov. 24

Pittsburgh—C. C. Kellenberg, chief barker, has announced that the local Variety Club will sponsor a testimonial dinner for Harry M. Kalmine, who was recently promoted from

(*Continued on Page* 4)

Distributors Ponder Indian Restrictions

With the British monetary agreement for the ensuing year officially closed, foreign managers at a Hays office meeting yesterday turned to the current remittance problem that has cropped up in India. Market, considered an important one, is worth about $2,000,000 in annual revenue, it was said.

As reported Oct. 8 in THE FILM

(*Continued on Page* 13)

Phoenixville Clearance Cut Asked by Pizor-Coane

Lewen Pizor and Herman Coane, operating the Colonial Theater, Phoenixville, Pa., have filed a demand for arbitration with the Phila-

(*Continued on Page* 11)

Schenck-Moskowitz Appeal Up Dec. 1

U. S. Circuit Court of Appeals yesterday postponed arguments on the anneals of Joseph M. Schenck and Joseph H. Moskowitz to Dec. 1. Schenck and Moskowitz are appealing from a conviction of income tax law evasion.

THE Film DAILY
THE NEWSPAPER OF FILMDOM
ALL THE NEWS ALL THE TIME

Vol. 80, No. 92 First Section
Fri., Nov. 7, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Thursday, Nov. 6)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9¾	9½	9¾	+ ¼
Col. Picts. vtc.(2½%)	....	....	....	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	¾	⅝	⅝	.....
Con. Fm. Ind. pfd.	9⅞	9⅞	9⅞	.....
East. Kodak	135¾	135¼	135½	-- ¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	12¾	12⅝	12¾	.....
Loew's, Inc.	38⅞	38⅛	38⅛	— ⅜
do pfd.	106	106	106	+ ⅛
Paramount	15	14⅞	15	.....
Para. 1st pfd.	111½	111½	111½	— ⅝
Para. 2nd pfd.	....	....	....	.....
Pathe Film	14	14	14	— ⅛
RKO	2½	2½	2½	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8¼	8⅛	8¼	.....
Warner Bros.	5	4⅞	4⅞	— ⅛
do pfd.	73⅛	73⅛	73⅛	— ⅜

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv.3¼s47	100¾	100¼	100¾	+ ¼
Para. Picts. deb. 4s56	100¾	100¾	100¾	.....
Warner Bros.' dbs. 6s48	96½	96½	96½	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	5-32	5-32	5-32	.....
Sonotone Corp.	....	....	....	.....
Technicolor	8⅜	8¼	8¼	— ⅛
Trans-Lux	9-16	9-16	9-16	—1-16
Universal Corp. vtc.	9⅝	9½	9½	— ⅛

Jump Amusement Ad Rates 10c Per Inch in Portland

Portland, Me.—Amusement advertising rates have been boosted a flat 10 cents an inch by the Gannett Publishing Co., publishers of the city's only newspaper, morning Press Herald, Evening Express and Sunday Telegram.

Open New Metro Pic House

New 1,800-seat Cine Metro Copacabana, located in the heart of the ultra-fashionable Copacabana beach section of Rio de Janeiro, Brazil, opened yesterday.

Authors' Guild Elects Carl Carmer President

The Authors' Guild has elected Carl Carmer president for a term of two years. Manuel Komroff was elected vice-president and Helen Hull, secretary.

Named to the Guild Council were: Bernard DeVoto, Walter D. Edmonds, Henry F. Pringle, Carl Sandburg, Oscar Schisgall, Emma Gelders Sterne, Arthur Train, Jr., Mark Van Doren, Margaret Widdemer, Thyra Samter Winslow, Arthur Leo Zagat.

Representatives of the Guild who have been elected to membership on the Authors' League Council are:

Louis Adamic, Stephen Vincent Benet, Elmer Davis, Inez Haynes Irwin, Will Irwin, Denis Tilden Lynch, Albert Maltz, William Brown Maloney, Nathaniel Peffer, Oscar Schisgall, Lyman Beecher Stowe, John Vandercook.

32 States Will Observe Nov. 20 Thanksgiving Day

Thirty-two States will observe Nov. 20 as Thanksgiving Day, a final checkup established yesterday. In these States, the observance will coincide with the national commemoration.

In 16 other states the Governors have declared they will stick to the traditional date, which this year is Nov. 27.

States to observe Nov. 20: Alabama, Arizona, California, Colorado, Connecticut, Idaho, Illinois, Indiana, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oregon, Rhode Island, South Carolina, Utah, Virginia, Washington, West Virginia, Wisconsin and Wyoming.

States to observe Nov. 27: Arkansas, Delaware, Florida, Georgia, Iowa, Kansas, Montana, Nebraska, Nevada, New Hampshire, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas and Vermont.

Thomson, Mannix Join M. P. Soc. of Amer. Board

West Coast Bureau of THE FILM DAILY

Hollywood—Kenneth Thomson and E. J. Mannix have been elected as members of the board of directors of the Motion Picture Society for the Americas. Thomson, Screen Actors Guild secretary, resigned his SAG post because of the pressure of double duties. He is continuing to serve until a successor is appointed.

New Oil Industry Short

Bureau of Mines, U. S. Department of the Interior, is releasing "The Evolution of the Oil Industry," 30-minute 16 mm. short, produced in co-operation with one of the large oil companies. Applications for the film should be addressed to the Bureau's Experiment Station, 4800 Forbes St., Pittsburgh.

"Night of Stars" Draws On Broadway's Musicals

Representatives from every top-flight musical comedy on Broadway will entertain at the forthcoming eighth annual "Night of Stars," refugee relief show, at Madison Square Garden on Nov. 26, according to an announcement by Marvin Schenck, chairman of the producers' committee.

"Let's Face It" will send the largest contingent, headed by its new star, Danny Kaye, and including Eve Arden, Mary Jane Walsh, Benny Baker, Sunnie O'Dea, Billy Daniels, Punkin Parker and Tommy Gleason and His Royal Guards.

"Best Foot Forward" will be represented by Rosemary Lane, who will sing several of the show's hit songs.

Sophie Tucker and George Jessel, stars of "High Kickers," will entertain with a group of showgirls.

Vivienne Segal, star of the long run, "Pal Joey," will sing its song hits and Arthur Treacher, the solemn-faced comedian of "Panama Hattie," another long-run show, will also appear.

Blackout Cuts Tenn. Receipts 10 to 33 1-3 P. C.

Nashville—Ending the first week of "blackout" on marquee and all display lighting, Nashville and middle Tennessee theaters report heavy cuts at the box-office, attendance being off from 10 to 33 1-3 per cent, particularly in large uptown theaters.

Local theaters, beginning the second week, will try using gas lights under marquees to offset the blackout. Nashville's uptown theaters have received instructions that beginning Nov. 10 the cut in current used must equal 30 per cent of amount during the month preceding Sept. 15. Nashville houses receiving such instructions were Paramount, Knickerbocker, Loew's 5th Avenue, Princess, Nashville Theaters Corporation houses and several of the larger suburbans.

Theater managers say that this means further elimination of lobby and auditorium ornamental lighting, with the greatest harm due to cutting advertising lights in lobbies. No plans have been made yet for cutting schedules in theaters of the city.

Spaeth Suit Dropped

Suit of Sigmund Spaeth for $500,000 damages against Warner Bros. Pictures, Inc., was discontinued yesterday in the Federal Court. Spaeth had charged libel by the film, "Naughty But Nice," in which he claimed Dick Powell depicted and ridiculed him.

World In Esquire Deal

Archie Mayers, general manager of World Pictures, has signed a five-year deal with Esquire Films, Inc., for the exclusive distribution of 14 of its British-made films in the U. S.

COMING and GOING

ARTHUR W. KELLY is due to leave the C today.

JOSEPH I. BREEN, RKO studio head, is pected to arrive from Hollywood today.

HERMAN WOBBER, general sales manage 20th-Fox, leaves for a tour of the compa midwest exchanges tonight. He plans to re on Tuesday.

DAVID O. SELZNICK has postponed h to the Coast until late next week.

GEORGE WELTNER, Paramount's assis manager, leaves tomorrow for a South Ameri trip.

SIDNEY DAVIDSON flew in from the C yesterday to head the campaign on Univers "Keep 'Em Flying."

WALTER PIDGEON returns to Hollywood night.

HAROLD BUCQUET, M-G-M director, has turned to the studios.

HOBART BOSWORTH is due here next w to appear in a sacred masque, "We Go Forwar at Town Hall, Nov. 22.

MARLENE DIETRICH and **RITA HAYWOR** return to Hollywood tonight.

Atlas Holds 35% of RKO Pfd. and 42% of Commo

Holdings of Atlas Corp. in RI were revealed yesterday when t RKO Corp. applied to the Stock E change to list 120,000 addition shares of common stock which w be given to Atlas for reorganizati services.

Atlas owns, part indirectly, 46,0 or 35 per cent of the 6 per ce preferred, 1,216,453 or 42 per ce of the common, and 327,811 or per cent of the option warrants.

RCA holdings include 44,757 or per cent of the common, 316,3 or 11 per cent of the preferred a 555,629 or 19 per cent of the opti warrants.

Rockefeller Center, Inc., owns 56 629 or 19 per cent of the common.

UA Closes Product Deals With 10 Chi. Area Circuits

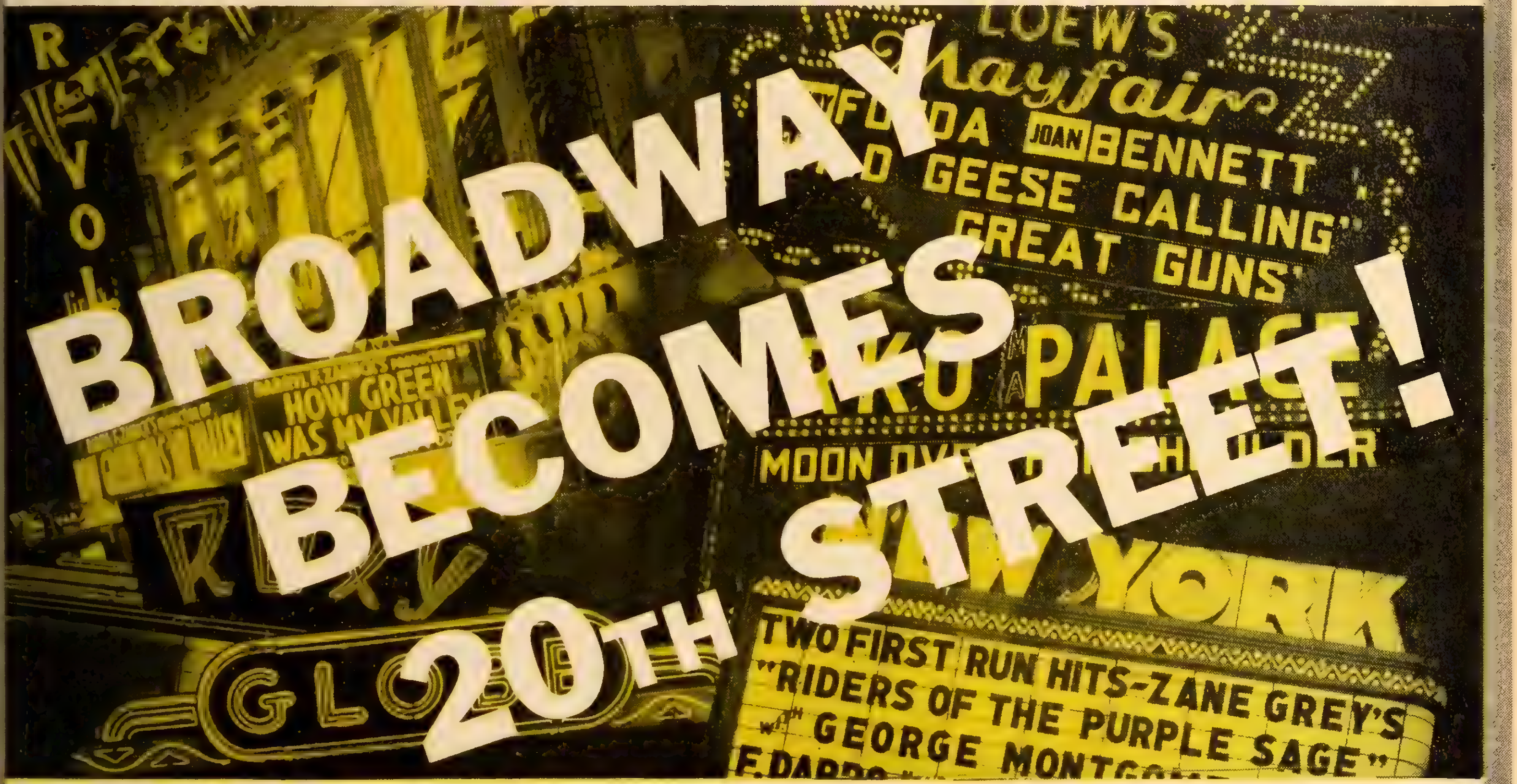
Ten circuits in the Chicago terr tory have signed for United Artist new program, according to Haske Masters, Western general sal manager.

Deals have been made with t following circuits: F. W. Anderso Reinheimer, Jack Rose, J. Laske Joe Stern, Van Nomikos, Essanes Great States, Warner Bros. and wi B & K for first-run, Chicago.

FRIENDLY SERVICE
SAVES TIME AND MONEY
AT Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

Never has any company had so many attractions playing on Broadway at one time as 20th Century-Fox has right now!



AT THE RIVOLI . . . "HOW GREEN WAS MY VALLEY"	"How GREAT Was My Valley!" says Walter Winchell
AT THE ROXY . . . "WEEK-END IN HAVANA" *In Technicolor*	Watch that Week-end . . . and the week!
AT THE PALACE . . . "MOON OVER HER SHOULDER"	"A welcome surprise!" —N.Y. Herald Tribune "You can't do better!" —N.Y. Daily Mirror
AT THE NEW YORK . . . "RIDERS OF THE PURPLE SAGE"	Zane Grey for boxoffice action!
AT THE MAYFAIR . . . "WILD GEESE CALLING" and "GREAT GUNS"	And "Wild Geese" is going Great Guns!
AND COMING TO THE GLOBE . . . "SWAMP WATER"	The sensation of St. Louis soon will sock New York!

ONE-WAY TO PROFITS

20th CENTURY FOX

Distribs. Want Frozen Australian Coin

(Continued from Page 1)

substantial payment a few months ago under the 1941-42 agreement. Sum fixed for remittances last Spring was $2,300,000.

Some sources say major companies currently have close to $2,000,000 frozen in Australia with the figure liable to swell to $6,000,000 in March.

"Watchful Waiting" Policy For Four on Minn. Selling

(Continued from Page 1)

law. They also are watching the results of Paramount's success in obtaining relief from these provisions of the consent decree relating to tradeshows and sales in blocks of five.

It is reported that no decisions have been made by any of the companies to follow Paramount's procedure. As one top executive put it, "We are just biding our time to see what happens."

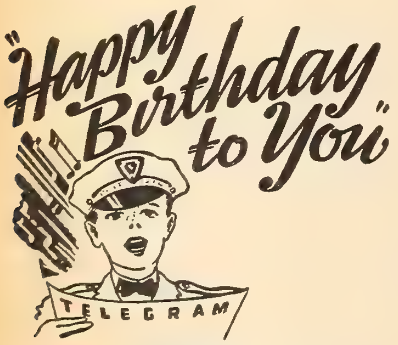
Pittsburgh V. C. to Fete Harry Kalmine on Nov. 24

(Continued from Page 1)

zone manager of Warner theaters in this territory to general manager of Warner theaters throughout the United States, on Nov. 24, in the main ballroom of the William Penn Hotel here. Committees for this affair, of which Kellenberg has been made general chairman, will be appointed later.

Name Lamasky for Prexy

Chicago — Film Exchange Employes Union has nominated Sam Lamasky of the Columbia Exchange for president, Roy Rodman of Warners for vice-president and Ken Stem of Columbia for secretary-treasurer. Election will take place today.



NOVEMBER 7

Edward Sedgwick
Alice Day
Reinhold Schunzel
Margaret Morris
Mona Maris
Joe Cobb
Herman J. Mankiewicz

NOVEMBER 8

Ted Hadley

NOVEMBER 9

Hedy Lamarr
John Miljan
Forrest Halsey

▼ ▼ ▼

● ● ● MEMOS FROM A Columnist's Girl, Thursday (with apologies to W. W. for lifting the idea)......Dear Phil: According to rumors the Grad Sears deal with United Artists is not so dead that rigor mortis has set in......Indeed, dopesters claim Grad will step in after Jan. 1...... However, the fact that Dave Selznick is staying on for another week may mean something......Whole thing is so shrouded with mystery than an important UA man called up yesterday and asked if we had any news on the presidency. . . ● Edith Meyer of RKO's publicity dept. will be "Miss RKO Radio Shorts" at the Ampa all-industry shorts day ......They are calling her "shorts and sweet". . . ● Boys around the industry are congratulating Walter Williams of Wilbar Photo Engraving ......on the excellent notices received by his son, Rex, for his role in the new play, "The Man With Blond Hair"......We understand the play has nothing to do with Si Seadler......

▼ ▼ ▼

● ● ● WHETHER UA WILL close a deal for that Detroit theater will be decided in about a week one way or another...... Meanwhile, the company plans to go ahead with its theater acquisition plan. . . ● Did you know that Lawrence Caplan, executive secretary of Allied Theaters of Connecticut, plans to resign next week?. . . ● Send congrats to J. Knox Strahan who has just been appointed head of Warners' theater publicity and exploitation department in Cleveland......Warner personnel tossed him a cocktail party at the Variety Club last Monday. . . ● Sally Rand has been booked for a week at the RKO Alden, Jamaica, starting Nov. 14...... along with other acts......But RKO says it isn't the start of a new policy......Dual bills go back on the 20th.

▼ ▼ ▼

● ● ● BIG doings at the Capitol last night when society and amusement stars joined hands at the opening of "Ladies in Retirement"...... Gilbert Miller and Lester Cowan sent invitations to Rita Hayworth, Merle Oberon, Marlene Dietrich, Dick Powell, Mr. and Mrs. Wendell Willkie, the William Paleys, William Rhinelander Stewarts, Herbert Bayard Swopes, Carroll Carstairs, Sol Rosenblatts, Francis McAdoos, W. Averell Harrimans, Walter Chryslers, Jr., Bryan Foys, Walter Hovings, Mrs. William Randolph Hearst and the Hearsts, Jr., Virginia Cowles, Lady Mendl, Elsa Maxwell, Eddie Cantor, Mrs. James P. Donahoe, Mrs. T. Markoe Robertson, Robert Sherwood, Charles Munn, David Selznick, Errol Flynn, Benny Goodman and Ina Claire......

▼ ▼ ▼

● ● ● THOSE REPORTS linking Jules Levey's return to distribution are said to be false......although it is understood that he has been "approached" by a major company......Jules' next production will star Abbott and Costello. . . ● Industry folks who attended the University of Missouri will be rooting against N.Y.U. tomorrow......They include Grad Sears, John Caskey, Jack Level, Carl Rigrod, Al Steen, Al Finestone, Wiley Padan and a few others ● What was Charley Skouras doing in town Election Day when he was supposed to be in Milwaukee?. . . ● Jim Mulvey is feeling so good that he's even talking about his operation......He'll be out of Doctors' Hospital any day......

▼ ▼ ▼

● ● ● WELL, PHIL, THAT'S about all the gossip to speak of...... or that I can speak of just now......May I write you again next week?......Your girl Thursday, but somebody else's on Sunday......

« « « » » »

DATE BOOK

Today: Dramatists Guild elections, New Yo
Nov. 7-8: Republic regional, Chicago.
Nov. 9: Lambs installation gambol.
Nov. 10: South Dakota Theater Owners Ass ciation convention, Carpenter Hotel, Sio Falls.
Nov. 12: SWG elects, Hollywood.
Nov. 12-13: Republic regional, New York.
Nov. 13: N. J. Allied dinner-meeting, Ri Restaurant, Passaic.
Nov. 13-15: National Board of Review of M tion Pictures conference, Hotel Pennsylvan
Nov. 14-16: Universal sales meeting, New Yo
Nov. 15: Washington Variety Club banqu Willard Hotel.
Nov. 17: Jack Beresin testimonial, Broadwo Hotel, Philadelphia.
Nov. 17-18: ATO of Indiana convention, An lers Hotel, Indianapolis.
Nov. 17: Philadelphia Motion Picture Foru Autumn luncheon, Bellevue-Stratford.
Nov. 18: Canadian Picture Pioneers conventio King Edward Hotel, Toronto.
Nov. 19: MP Associates dinner-dance, Hot Astor.
Nov. 21: New Haven Warner Club dinne dance, Waverly Inn.
Nov. 21-22: Paramount district managers mee ing, Drake Hotel, Chicago.
Nov. 24: Variety Club of Texas Thanksgivi Party.
Nov. 24: Harry M. Kalmine testimonial, Wi liam Penn Hotel, Pittsburgh.
Nov. 24-25: Iowa-Nebraska Allied conventio Des Moines.
Nov. 25-26: ITO of Ohio convention, Colum bus.
Nov. 26: "Night of Stars," Madison Squa Garden.
Dec. 5: Chicago Warner Club dinner-danc Morrison Hotel.
Dec. 6: Lambs diversion, Waldorf-Astoria.
Dec. 12: B & K Employes Association dinn dance, Stevens Hotel, Chicago.
Dec. 14: Philadelphia Variety Club banque Bellevue-Stratford.
Dec. 15: Variety Club of Texas induction 1942 officers.
Dec. 20: Variety Club of Texas Christma Carnival.
Dec. 31: Variety Club of Texas New Year Eve Celebration.
Jan. 18-19: Theater Owners of North and Sout Carolina convention, Charlotte.
Jan. 30: Chicago Reel Fellows Club dinn dance, Congress Hotel.

Chapman Switches to RKO

Grand Rapids, Mich.—Sid Chapman, salesman for Warner Bros with headquarters in Detroit, is now affiliated with RKO, covering the West Side of Michigan. Ralph Peckham, former Detroit branch manager for Grand National, has taken over Sid Chapman's territory fo Warners.

Bingo Bango!

Newark, N. J.—William J. Patterson, candidate for sheriff of Essex County on a Return of Bingo platform, was defeated by George Becker, 84,885 to 47,639. Patterson played heavily on his Bingo stand. The game was outlawed early in the year. A Democrat, he trailed the party's Senate and Assembly candidates from the county by several thousand votes.

Samuel Goldwyn's
THE LITTLE FOXES

CITIZEN KANE

LOOK WHO'S LAUGHING

ALL THAT MONEY CAN BUY

SUSPICION

Walt Disney's
DUMBO

and now . .

MORE MONEY SHOWS FROM RKO RADIO

THE THIRD FIVE FOR 1941-42

KAY KYSER

in

"PLAYMATES"

with

JOHN BARRYMORE
LUPE VELEZ
GINNY SIMMS
MAY ROBSON · PATSY KELLY
PETER LIND HAYES
and
KAY KYSER'S BAND
featuring Harry Babbitt · Ish Kabibble · Sully Mason
Produced and Directed by DAVID BUTLER
Screen Play by James V. Kern

Do your Christmas booking NOW
for the greatest holiday attraction
on record!

"OBLIGING YOUNG LADY"

with
JOAN CARROLL
EDMOND O'BRIEN
RUTH WARRICK
EVE ARDEN
ROBERT SMITH
FRANKLIN PANGBORN
Produced by HOWARD BENEDICT
Directed by RICHARD WALLACE
Screen Play by Frank Ryan and Bert Granet

Broadway's child sensation brings to the screen what she had to wow New York in the stage smash, "Panama Hattie."

"WEEK-END FOR THREE"

with

Dennis O'Keefe
Jane Wyatt
Philip Reed
Edward Everett Horton
ZaSu Pitts
Franklin Pangborn

Produced by Tay Garnett
Directed by Irving Reis
Screen Play by Dorothy Parker and Alan Campbell
from Story by Budd Schulberg

A showman's booking worries fly out the window when a sure-fire comedy, like this comes along!

heat wave of entertainment
. . singing, dancing, comedy,
rama, romance . . . A top
racket show all the way . . .

"FOUR JACKS AND A JILL"

with

RAY BOLGER
ANNE SHIRLEY

JUNE HAVOC · DESI ARNAZ · JACK DURANT
EDDIE FOY, JR. · FRITZ FELD · HENRY DANIELL

Produced by JOHN TWIST
Directed by JACK HIVELY

Sceeen Play
by John Twist

"A DATE WITH THE FALCON"

with

GEORGE SANDERS
WENDY BARRIE
JAMES GLEASON
ALLEN JENKINS
MONA MARIS

Produced by Howard Benedict
Directed by Irving Reis
Screen Play by Lynn Root and Frank Fenton
Based Upon the Character Created by Michael Arlen

. . . Second in the thrill series starring the man who played "The Saint." . . . An ace for action, mystery, melodrama . . .

RKO RADIO PICTURES

THE THIRD FIVE FOR 1941-42

anadian Industry leets on Pegging

(*Continued from Page* 1)

d pending wages for remainder the war.

A committee was appointed to deal th developments, following receipt urther information on objection- points. The chairman of the mmittee is J. J. Fitzgibbons, presi- nt of Famous Players, with mem- rs comprising Nat Taylor, Louis senfeld, J. P. O'Loghlin, Ben ldsaler, Harry Alexander and F. Tolchard, secretary.

O'Loghlin and Rosenfeld represent e distributors and Geldsaler the rcuits.

Taylor, general manager of 20th ntury Theaters, was re-elected esident of the Motion Picture Sec- on for a third term.

hoenixville Clearance ut Asked by Pizor-Coane

(*Continued from Page* 1)

lphia tribunal, charging that the st-run Philadelphia clearance over e Colonial is unreasonable.

The Colonial now follows Phila- lphia first-runs by 28 days and e complainants ask that the clear- ce be cut to 21 days. The five nsenting companies are named in e complaint.

ontinue Linden Arbitration ase Hearing in Washington

hington Bureau of THE FILM DAILY

Washington—Hearing on the arbi- ation complaint of the Linden the- er, Baltimore, over clearance ranted the Met continued yesterday ith owners of the Linden trying to rove that it is not in competition ith the Met and the Met trying to rove that the area is highly com- etitive and that the Linden entered e area with full knowledge of the tuation. James V. Hayes and Robert . Sher are counsel for the Linden.

Meantime, Francis W. Hill, Jr., rmer president of the Washington ar Association, has been named ar- trator in the case of the Charles heater at La Plata, Md., over clear- ce granted the Sidney Lust-owned arlboro theater at Marlboro.

olfe Kaufman A.M.'s Coast Rep.

est Coast Bureau of THE FILM DAILY

Hollywood—Wolfe Kaufman is re- gning as Hollywood representative Newsweek to become movie critic AM, new Chicago daily.

Three Metro Shorts Directors Advanced

West Coast Bur., THE FILM DAILY

Hollywood — Metro is advancing three shorts directors to the feature classification. They are Frederick Wilcox, Frederick Zinneman and Jules Dassin. Latter's first feature assignment is "Out of the Past," formerly known as "Salute to Courage."

REVIEWS OF NEW FILMS

"Four Jacks and a Jill"

with Ray Bolger, Anne Shirley, Desi Arnaz
RKO 68 Mins.

FANCIFUL MUSICAL ABOUT A BAND, A GIRL, AND A PHONY KING IS AVERAGE ENTERTAINMENT.

There is a curious quality about this musical. It has a number of factors which would have sent it over the top as a film but it just never materializes. Film has good title, tuneful score and a cast whose potentialities are never fully utilized.

Tough too, because this is John Twist's initial effort as a producer. Twist, who has been one of the crack scripters on the RKO lot, also did the screenplay. But his imaginative little tale hardly makes the grade under Jack Hively's standard direction.

The great dancing star, Ray Bolger, has the romantic lead and is quite satisfying as Nifty, the piano player, in love with Anne Shirley. Bolger opens the film with song and dance number, "I'm in a Good Shape for the Shape I'm In." Lot of footage goes by before he does another number, his popular prize fighter routine. As for Miss Shirley, while she is attractive and cute, she is not strong enough to stand up as a singing lead.

On the other hand, June Havoc, an excellent comedienne, who was taken from the Broadway show, "Pal Joey," clicks with her rendition of "I Haven't a Thing to Wear." Aside from number, she gets little to do which is regrettable. Jack Durant, also from the same show, does exceedingly well in too brief a role as the gangster. Desi Arnaz is the slick and phony king. Noted for his singing he only gets a chance to render a few bars at the close of the film.

Yarn is about the Four Jacks who get a job in a night club because Nina (Anne Shirley) tells the owner she sang before a foreign king. The phony king finds it convenient to drop in at the club to escape the gangster who is after him because he is playing around with the gangster's girl. Complications crop up and are just about settled when the real king enters the night club and is immediately attracted by Nina's beauty. That's about all there is to it.

Supporting cast is good. Eddie Foy, Jr., Jack Briggs and William Blees deserve mention as the other members of the band.

Mort Greene and Harry Revel have knocked off a couple of catchy numbers. Big one will probably be "Boogie Woogie Conga," then there is "Karenina," "Wherever You Are," "You Go Your Way" and "She's the Detour on the Bumpy Road to Love."

CAST: Ray Bolger, Anne Shirley, Desi Arnaz, Jack Durant, June Havoc, Jack Briggs, Eddie Foy, Jr., William Blees, Henry Daniell.

CREDITS: Producer, John Twist; Director, Jack Hively; Original, John Twist; Additional Material by Monte Brice; Cameraman, Russell Metty; Film Editor, George Hively.

DIRECTION, Standard. PHOTOGRAPHY, Good.

"A Date With the Falcon"

with George Sanders, Wendy Barrie, Allen Jenkins
RKO 63 Mins.

ANOTHER INTERESTING CRIME ADVENTURE OF THE FALCON; FILM IS BALANCED NICELY WITH COMDEY TO MAKE AN ADEQUATE PROGRAM PICTURE.

Combining comedy and melodrama, George Sanders' latest adventure as the Falcon is up to par for a general program feature. What the film could use is some punchy situations. Entire proceedings directed by Irving Reis are on the leisurely side.

This time the Falcon hopes to get away with his fiancee on a honeymoon. On the eve of his departure, a detective friend acquaints him with a situation involving a formula for making synthetic diamonds and the attempts of a gang to get the formula.

Aware of the interest of the Falcon, the gang decides to remove him from the scene. Meanwhile, his girl friend becomes more upset over the Falcon's digressions. The fact that one of the gang is an attractive brunette does not help matters. The gang catches up with the Falcon but he gets away by persuading the girl mobster that she is getting double-crossed. That accomplished, the rest is easy.

Sanders carries his character well but at times is a bit too ingratiating. Credit for the comedy should go to James Gleason, the detective friend, always excellent, and Allen Jenkins, the Falcon's assistant. Wendy Barrie is appropriately beautiful and upset about her husband-to-be. Mona Maris and Victor Killian are good in minor roles.

For a detective yarn, the script fails to generate enough suspense and build-up situations. It appears the writers can't make up their mind the type of personality to endow their character. Film needs pace and a more logical plot development.

CAST: George Sanders, Wendy Barrie, Allen Jenkins, James Gleason, Mona Maris, Victor Killian, Frank Moran, Russ Clark, Eddie Dunn, Ed Gargan, Alec Craig, Frank Martinelli.

CREDITS: Producer, Howard Benedict; Director, Irving Reis; Screenplay, Lynn Root and Frank Fenton; Cameraman, Robert DeGrasse; Film Editor, Harry Marker.

DIRECTION, Standard. PHOTOGRAPHY, Good.

Leah Klar Leaves RKO

Leah Klar, for many years secretary to Roxy but more recently in RKO Radio's foreign department, has resigned.

"Village" Appeal Wednesday

Hearing will be conducted Wednesday by the Board of Regents on the appeal for a review of the state censor's refusal to license "The Forgotten Village," the John Steinbeck-Herbert Kline documentary film of Mexican life. The American Civil Liberties Union will file a brief with the Board of Regents at that time.

Blake Starts Quiz Short

"Kitchen Quiz," second of a series of one-reel quiz shorts being produced by B. K. Blake for Columbia release, went into production yesterday at the West Coast Service Studios. Ed East and Polly, will be featured, with Charles Harten doing the camera work.

Extended Runs Hold Subsequent Menace

Milwaukee—A shortage of subsequent-run product appears imminent here as a result of long hold-overs of flickers by Fox first-run houses.

Fox, which has not as yet renewed its Paramount contract, has been playing pictures for an extended time in its Palace, Wisconsin and Strand Theaters.

"Honky Tonk" and "The Feminine Touch," for instance, are in their third week at the Palace. "A Yank in the R.A.F." played the Wisconsin for two weeks and then the Strand for an additional two weeks, while "You'll Never Get Rich" ran one week at the Palace and two at the Strand.

Up until the reopening of the Riverside two weeks back, the Warner was the only first-run clearing pictures with consistent regularity after a one-week showing.

Second Jackson-Murphy Columbus House Robbed

Columbus, O.—The second stickup in 10 days in the Jackson-Murphy theater chain netted two bandits $400 here. Oct. 24 a pair of holdup men took $32 from the cashier of the Alhambra as she left the box office of the north side theater, then today two bold thieves tied up three employes of the Uptown in the heart of the business section and made off with $400 in bills.

Gaining entrance to the theater before business hours by telling the assistant manager, Dave Hollenbach, they had lost a purse in the show the previous night, the gunmen then tied up Hollenbach, the theater's auditor, Kenneth Goodwin, and an office worker, Cathryn Young, with shoestrings they brought with them and made the three theater employes lie on the floor while they took the cash from a deposit sack.

The Uptown is one of a chain operated by Virgil Jackson and John Murphy.

Powell in Auto Crash

Detroit—Charles H. Powell, state salesman for National Screen Service, is in Hurley Hospital, Flint, with serious injuries received in an automobile accident near there.

Two Top Grid Games To Be NBC Telecasts

Two of the nation's top football teams, college and pro, will be telecast by NBC's Station WNBT next week. The Washington Redskins, leading the Eastern division of the National Professional Football League, tangle with the Dodgers at Ebbets Field on Sunday beginning at 2 p.m.

The Wolverines of the University of Michigan will clash with Lou Little's Columbia Lions on Nov. 15, at 2 p.m., under the electric scrutiny of NBC's television cameras. Jack Fraser will be the football commentator for both contests.

Theaters Turn Over $943,684 to USO

(Continued from Page 1)

including 17 individual contributions totalling $1,114.85. A total of 10,605 theaters were enrolled in the campaign.

Bernhard told Dewey that $2,712.16, representing collections from 35 theaters, is in transit. An additional $60,000 is anticipated from the balance of 2,729 theaters, which have still to send in their final figures, thus raising the grand total to $1,000,000.

The Industry's Distinction

USO headquarters praised the film industry as being the only one of its numerous units to play a return date for the boys in uniform, who are the beneficiaries of the collections. The industry did an all-out job during the original campaign at the formation of the USO, and then did an encore by organizing its own USO Theater Week.

The campaign was the most successful in the industry's history, both in enrollments of theaters and in net money raised. Another outstanding feature was the speed with which it was organized, all the theaters having been enrolled in just five weeks' time by A. P. Waxman, campaign director and his co-director, Harry Goldberg, advertising manager of Warner Bros. Theater Circuit.

Indies in Best Showing

Independent theaters made the best showing, 5,676 indies remitting $492,639.24. Paramount and Warner Bros. were neck and neck for second place. Paramount remitted $173,133.20 for 1,151 theaters. Warner Bros., with just 470 theaters, was nosed out by Paramount by exactly $991.84. Their figure was $172,141.36. Warner Bros. led the field by a wide margin in the average return per theater.

Fox (National Theaters) came in in fourth place, with 451 theaters remitting $96,130.15. RKO remitted $47,099.13 for 50 theaters, outside of Greater New York. Loew remitted $14,450.28 for 43 houses outside of Greater New York. The RKO and Loew averages were brought down because their theaters in Greater New York did not participate in the return date campaign, having coöperated in the original first-run drive.

Bernhard last night credited the success of the campaign to the support of the trade papers, and to the 31 teams of co-chairmen. Each team was made up of an outstanding exhibitor and branch manager in each of the 31 key cities, who directed the USO committees in the field.

Leaders In Campaign

The Motion Picture Theaters Drive had Ed L. Kuykendall, Martin G. Smith, and Nathan Yamins as its co-chairmen. Abe Montague was chairman of the Distributors' Committee, "Red" Kann was chairman of the Trade Paper committee, Herman Robbins was chairman of the Trailer Committee, and L. H. Goldenson and Montague Gowthorpe served as treasurers. A. P. Waxman was chairman of the Ways and Means Committee, and Harry Goldberg was vice-chairman.

The executive committee included the foregoing and Harry Brandt, Col. H. A. Cole, Jay Emanuel, S. H. Fabian, John H. Harris, Charles Koerner, R. J. O'Donnell, Jules J. Rubens, S. E. Samuelson, S. P. Skouras, L. E. Thompson, J. R. Vogel, R. B. Wilby. and P. J. Wood.

HOLLYWOOD SPEAKING-

By RALPH WILK

—HOLLYWOOD

JANET BLAIR, Pat O'Brien and Brian Donlevy, yesterday were selected for the top roles in Columbia's "Trinidad," with shooting scheduled to start Nov. 17. Gregory Ratoff will direct, with Sam Bischoff producing. Story, played against a background of America's defense outposts, was written by Sy Barlett, with Harry Segall responsible for the script.

• •

FRANCHOT TONE and Joan Bennett, leads, and Richard Wallace, director, of Columbia's successful comedy, "She Knew All The Answers," will be teamed again in another comedy "Highly Irregular." The story, set against an army background, is laid in Holland, with Miss Bennett in the role of a Dutch girl and Tone as a British flyer.

• •

NORMAN TAUROG will move over from Metro to Paramount to direct "Mr. and Mrs. Cugat," screen version of the Isabel Scott Rorick novel, about the marital life of a young upper-middle-class banker and his wife. Ray Milland will be the financier. The wife role remains to be filled.

• •

TWENTIETH CENTURY-FOX has purchased "Sundown Jim," a novel of the West by Ernest Haycox, as a future vehicle for John Kimbrough.

• •

METRO has acquired three unpublished stories, "Once Upon a Thursday," by Isobel Lennert and Lee Gold; "Washington Story," by Ruth Finney; and "Shadow of a Lady," by the Hungarian dramatist and novelist, Ladislaus Fodor.

• •

TWO characters owned by Warners, Booth Tarkington's Penrod and Frederick Nebel's Torchy Blane, have been revived and the studio will produce a group of two-reel subjects featuring them.

• •

ARTHUR HORNBLOW, JR., Paramount producer, has assigned Alan Le May, to prepare the screenplay for "Song of the Stampede," a story of a Canadian rodeo.

• •

METRO'S next Maisie film with Ann Sothern will be titled "Manhattan Maisie," and William Lundigan, one of the boys from Syracuse, is expected to play the male lead.

• •

STUART ERWIN has been signed for one of the major roles in "Martin Eden," Columbia's film version of Jack London's classic. Glenn Ford, Claire Trevor and Evelyn Keyes are in the headline spots.

WALTER HUSTON will sing for the first time in his film career in "Always in My Heart," his current film with Kay Francis at Warners. In his vaude days, Huston was a well-known singer.

• •

CLAUDE RAINS has been signed for an important supporting role in 20th-Fox' "Moon Tide" in support of co-stars Jean Gabin and Ida Lupino. Pic will be directed by Fritz Lang for Producer Mark Hellinger, from a screenplay by Nunnally Johnson.

• •

TRUDY MARSHALL, Look Magazine's "Cinderella Girl," and Joseph Allen, Jr., from the cast of the New York stage production, "Lavender and Old Lace," have been signed to long-term contracts at 20th-Fox.

• •

HENRY FONDA and Ginger Rogers have joined the cast of "Tales of Manhattan," at 20th-Fox. Film, which is being directed by Jacques Duvivier, director of "Un Carnet du Bal," also has Rita Hayworth, Charles Laughton, Elsa Lanchester, Christian Rub and Victor Francen.

• •

UNIVERSAL has purchased "Life Is for the Living," comedy by Jefferson Parker, for production by Bruce Manning. Frank Shaw will serve as associate producer.

• •

ALTHOUGH the script of "The Gilded Pheasant" has not been completed, RKO Radio Producer William Hawks already has a camera crew in Mexico filming the annual Juanitzio Festival at Patzcuaro. The festival plays an important part in the story. At the present time, Stephen Morehouse Avery, author of the story, and Carl Winston are writing the screenplay in New York and wiring the continuity to Hawks in Mexico so that proper background material will be filmed.

• •

METRO has purchased "The Harvey Girls," a screen story by Eleanore Griffin and William Rankin, as a vehicle for Hedy Lamarr, Lana Turner, Ruth Hussey, Patricia Dane and Marsha Hunt. Plot covers the adventures of five waitresses during the organization of the Harvey railroad restaurant system.

• •

PARAMOUNT'S "For Whom the Bell Tolls" talent hunt passed another hurdle yesterday with the selection of an actor to portray El Sordo, leader of the Spanish guerrilla band, in the film version of Ernest Hemingway's best-seller. He is Joseph Calleia.

300 Additional Theaters Sign for Monogram Pix

Approximately 300 additional theaters have been added to Monogram's books with the closing of important circuit deals in the last few days. They include the Griffith circuit of 164 houses in Oklahoma, Texas and Missouri; Comerford-Publix with 78 theaters in Pennsylvania and New York; the Everett circuit in Charlotte and the Frisina circuit in St. Louis.

Harland Holmden Ma
Be IATSE President

(Continued from Page)

eration of Labor convention in Sea
tle, union heads reached an agre
ment to designate a special repr
sentative of the AF of L Executi
Council to take over tempor
the affairs of the IATSE upon
conviction of George E. Brow
and Willie Bioff.

As explained by a source close
the AF of L labor hierarchy, t
Federation feels it cannot afford t
attendant publicity which would r
sult from a free for all battle f
control of the IA. Representativ
it was said, would be given a fr
hand to clean up the internationa
That the AF of L could thus st
in, however, is disputed in IA ci
cles here.

Local 244 Receivership
Argument Deferred Wee

(Continued from Page 1)

directs Louis Kaufman and other o
ficers to show cause why they shou
not be enjoined from exercising the
official duties.

The hearing was adjourned at t
request of Warren Dixon, Jr., cou
sel for the local's members seeking
receiver for the union. Dixon to
the Court he wants to inquire in
circumstances and manner of obtai
ing affidavits which were filed wi
the union's answer to the suit.

Dixon and Andrew Crummy, d
fense counsel, joined in the applic
tion for a Special Master in t
Chancery Court to supervise t
nomination and election of union o
ficials. Nominations for officers wi
be made next Wednesday and ele
tions for president, vice-presiden
secretary and treasurer will be hel
Dec. 9. Vice-Chancellor Bigelow sai
he will name William J. Brenna
Jr., as supervisor.

Dixon then asked that Brenna
be empowered to lease voting ma
chines for the election but the Cou
could not see the necessity of suc
action with an officer of court i
charge.

"U" Sending Exploiteers To Top Keys for "Flying"

A crew of experienced advanc
men will prepare campaigns on Un
versal's "Keep 'Em Flying" in a
top key city openings. Special ma
terial has been prepared for th
Abbott and Costello picture and wi
tie in with a national campaign.

Sidney Davidson will be in charg
of the road exploiteers who will b
placed in 50 cities throughout th
country. Davidson, who flew i
from the Coast yesterday, handle
the campaign on "Buck Privates."

Flu Fells Carole Landis

West Coast Bureau of THE FILM DAIL

Hollywood—Carole Landis is con
fined to her home by an attack of th
flu. She collapsed on the set.

;almenson Elected /itagraph's Prexy

(Continued from Page 1)

;e-president of Warner Bros., will t in an advisory capacity in set- ng up matters of distribution pol- ;. and Kalmenson will consult him whenever it is deemed nec- ry, the Warner announcement id.

'ew Pal Puppetoon Will e Thanksgiving Booking

st Coast Bureau of THE FILM DAILY

Hollywood — "Rhythm in the anks," George Pal's fifth American oduced Puppetoon, has been com- eted at Pal's Hollywood studio. he picture, photographed in Tech- color, stars Little Jan, modeled ter Bob Hope.

The finished prints are being shed to New York for Thanksgiv- g week bookings in the key cities. illiam Eddison's music is featured. he Puppetoon is based on an orig- al story by Jack Miller and Cecil eard.

ool Pantheon and Palace 1 Toledo Under Skirballs

Toledo, O.—Panpal, Inc., is the ame of a corporation formed to ool the Pantheon Theater, formerly erated by Smith, Beidler & Kum- r, and the Palace Theater, oper- ed by Skirball Brothers, with the tter to have complete management ntrol. Both Toledo downtown ouses will now show first and sec- d-run pictures as has the Palace r some time. The Pantheon was perating on a last-run in the city olicy at a 15 and 20 cents scale, hile the Palace has been charging) and 30 cents, present prices for th theaters now, including State nd Federal taxes.

The Pantheon and Palace will now the product of practically all e film companies on a day-and-date multaneous second-run with the vo large neighborhood second-run eaters, the State, owned by the leischman-Kroetz interests, and the olony, operated by Associated The- ters Corp. (Myer Fine), Cleveland.

on Woods Transferred

Chicago — Don Woods, Warner ros. salesman in Kansas City, has een transferred to the Chicago ranch and will cover downstate rcuits, succeeding Sid Rose, pro- oted to district manager.

Usherettes in Smocks

Dartmouth, N. S.—Usherettes have replaced ushers in the Dundas and Mayfair, the two local theaters, operated by Franklin & Herschorn. Striking smocks have been supplied the girls, instead of uniforms, saving expense and the time involved in changing.

"V.C." Used to Stand for Victoria Cross, But— Now "V" Is for "Vision," and "C" Is for Carrot

At 6 p.m. last night over RCA wireless, the British Press Service wirephotoed three new characters based on the vegetable carrot created by Walt Disney in Hollywood for the British Ministry of Food. Latter requested the characters by Disney as a part of a vitamin campaign urging civilians and members of the RAF to eat carrots to improve night vision, having learned that consumption of that vegetable is beneficial to the sight both of civilians during blackouts and flyers at night. The Disney characters are Dr. Carrot, Clara Carrot, and Carrotty George. All bear the magical Disney touch.

"Skylark" Premiere Opens Red Cross Center Tuesday

Fort Monmouth, N. J. — Paramount's "Skylark," has been chosen by the National Red Cross to open its new recreation center here on Tuesday, Armistice Day. Many high-ranking Army officers, National Red Cross leaders, and screen notables now in the East will attend the inaugural of the new center, which is the first of more than a score to be set up for shut-ins. This initial one is for convalescent soldiers.

The premiere, which has been christened "the smallest premiere for the biggest cause," will have as the nucleus of its audience approximately 200 convalescent soldiers. From 10 to 11 p.m., as part of the ceremonies, all national radio networks will combine to broadcast a special message from President Roosevelt which will be delivered by Vice-President Henry Wallace. Additional radio talks will be made by Norman Davis, National Red Cross head; Secretary of War Stimson and Secretary of the Navy Knox.

Recreation centers will be opened in all major cantonments in the U. S., Puerto Rico, Hawaii and Alaska.

Local 702 Strike Called Unjustified by Jeffee

Strike called by Local 702, Lab Technicians, against Movielab Laboratories continued yesterday, with Saul Jeffee, head of the lab, charging in a statement that the strike was unjustified because he offered to arbitrate despite the fact majority of his employes were not members of the union.

Jeffee asserted his company was not against unionism and was willing to arbitrate but it was unfair for his company, a smaller lab, to agree to the same wages and conditions as for the major labs.

John Rugge, union prexy, denied that the union was offering the same contract as it was for a major lab. He said union had a scale for smaller labs which it offered Jeffee. Concerning offers to arbitrate, Rugge pointed out the case was before the State Mediation Board for about four weeks and that Movielab refused to accept the verdict handed down by

Altec to Service Roxy

Altec Service has been appointed to service the sound projection equipment of the Roxy Theater. Irving Lesser, managing director, and Jerry H. Littenberg, Altec supervisor, negotiated the deal.

Hold Funeral Today for Father of Mrs. Einfeld

Funeral services for Samuel Band, 71, father of Mrs. S. Charles Einfeld, wife of Warners' ad-publicity chief, will be held at 11 a.m. today at Universal Chapel, 52nd St. and Lexington Ave. Band, one of the founders of the steam laundry industry in New York, died Wednesday in New York Hospital following a two months' illness.

Surviving, in addition to Mrs. Einfeld, are his widow, Annie; two sons, Philip and Samuel, both of New York; and two daughters, Mrs. Sylvia Rosner, Washington, and Mrs. Ruth Silverstein, Flushing. The Band residence is at 105 Lincoln Road, Brooklyn.

Stars to Attend Opening Of "International Lady"

United Artists home office announced yesterday that among those who have already reserved seats for the premiere of Edward Small's "International Lady," to be held on Monday night at the local Criterion Theater, are Lana Turner, Bruce Cabot, Walter Wanger, Adrienne Ames, Lanny Ross, Hildegarde, Linton Wells, Sheila Barrett, Louis Hayward, Desi Arnaz and Commissioner of Licenses Paul Moss.

Only the loges at the Criterion are reserved for the premiere, the remainder of the house being available to the public at popular prices.

Ilona Massey, who is starred in the picture with George Brent and Basil Rathbone, will appear in person at the initial performance.

Split Film, Stock Policy Set for Strand, Hudson

Albany—In the first upstate venture of its kind in years, Harry Lamont, who operates the Strand, Hudson, and a string of associated theaters, will bring a stock company to the theater four days weekly for three months.

Lamont will continue subsequent-run pix Sunday through Tuesday, using the stock cast of 10 from Wednesdays through Saturdays. Company will be headed by Jane Laurie and by Bill Sheehan of the Henry Aldrich radio show.

Reopen in Estherville

Esterville, Ia.—Marion Parkinson and Jack Miller, Spencer operators, have taken over the closed Hollywood theater.

Distributors Ponder Indian Restrictions

(Continued from Page 1)

DAILY, the Government of India was contemplating freezing 50 per cent of the remittances to distribs. Distribs., according to Hays office spokesman, are resigned to having half the funds frozen in India. Law is supposed to go into effect any day. Remittances from Burma and Ceylon will also come under the ban.

Government in India has been concerned over the amount of revenue leaving the country. Last year they forced the distribs. to reduce their imports by 25 per cent. In September, the Government took a further step and reduced imports another 25 per cent.

As has been the case in the past, where import of pictures is restricted, those that are distributed make more money. Accordingly, India officials decided to freeze the remittances 50 per cent. Distribs. figure such a move would set a bad precedent throughout the British Empire. India would be only country placing a ban on imports as well as restrictions on remittances.

"Juke Box" Industry Faces Sharp Curtailment by OPM

Washington Bureau of THE FILM DAILY

Washington — Sharp curtailment of the manufacture of nickel-in-the-slot machines is indicated here by OPM officials.

The nickel-in-the-slot industry, it is estimated, used last year about 8,900 tons of materials needed for munitions. Some 5,000 tons of it was steel and the rest copper, rubber, zinc, lead and other metals.

Possibility of the manufacturers switching their efforts to ordnance, such as bombs, bomb sights, and incendiary bombs is understood to be under consideration.

Thompson Buys Sherkel

Houtzdale, Pa.—Effective Nov. 15, the Sherkel Theater here will change ownership. Operated by Carl Sherkel for more than 25 years, this house was taken over by V. F. Scott about a year ago, and has now been purchased from Scott by H. J. Thompson, who operates theaters in Bellefonte, Clearfield, Coalport, Curwensville, Stoneboro, Madera and Watsontown, Pa.

Drive-In Is Ride-In

Buffalo—Buffalo Drive-In Theater in Harlem Road, Cheektowaga, is a "ride-in" as far as Marie Hutter, 15, is concerned. She arrives on her horse, which promptly heads for the concession stand that sells coffee. There the mount waits until someone, knowing his sweet tooth, unwraps lumps of sugar and feeds them to him.

MR GABRIEL HESS
M P PROD DIST
28 W 44TH ST 21 FL
N Y C

Browne-Bioff Convicted, Jailed; Plan Appeal

Face Maximum Sentences of 10 Years, $10,000 Fines On Each of Three Counts

(*Continued from Page* 1)

had denied a motion to continue their freedom on bail.

Martin Conboy, attorney for Browne, and Henry A. Uterhart, Bioff's counsel, announced appeals would be taken to the U. S. Circuit Court of Appeals. Conboy said that he would immediately apply to the Circuit Court for an order freeing Browne, pending that Court's decision.

Motions to set aside the verdict on 14 different grounds were peremptorily denied from the bench.

While Browne gasped and Bioff turned deathly pale, Judge Knox thanked the jury for its verdict. The Court stated:

> **"To my mind you have performed a very excellent job. I want to express my official and personal appreciation and gratitude for the attention and thought you have given to this case. It is a highly important case; I am quite certain your verdict will let fresh air into a lot of homes in this country. Certainly that is something that is eminently desirable."**
>
> **"Now I don't believe there is a firmer believer in labor unions than myself," Judge Knox continued. "All labor will doubtlessly be glad to have their unions purged of such individuals. If union labor is to endure it must rid itself of men who stand ready to sell out labor when it suits their purposes."**

The trial started on Oct. 8 and consumed 18 court days. The verdict upheld the testimony of leading executives of four major companies headed by Nicholas M. Schenck, Louis B. Mayer and Charles C. Moskowitz, of Loew's; Harry M. Warner and Maj. Albert Warner, of Warner Bros., Austin C. Keough, of Paramount, and W. C. Michel, of 20th-Fox. These officials testified to extortion totaling approximately $900,000. Bioff's own figure when testifying was over $1,000,000.

Judge Knox's Charge

Judge Knox in his 45-minute charge to the jury expounded the relevant laws of evidence affecting the case. The Court pointed out that the jury might disregard the entire testimony of a witness if it found a willful falsehood in any part of the testimony. The charge specifically included Bioff as a witness.

The jury must acquit the defendants, Judge Knox said, if it found that the producers had voluntarily paid bribes to win labor favors. However, he added, there had been no evidence of bribery presented.

U. S. Attorney Mathias F. Correa in a two-hour summation defended the association of film executives with Browne and Bioff.

> **"After all, it is all right to say that you have to have courage," Correa said. "Put yourself in place of them. They had to do business with a Chicago hoodlum who controlled the labor situation. What would you do if Bioff presented himself at your door for tea? Would you kick him out? I don't think so. You would probably have acted the same way they did."**

The prosecutor explained the personal relations of Joseph Schenck with Bioff as the result of a "shakedown." Schenck, he said, no more willingly loaned Bioff $100,000 and paid for his European trip than RKO donated furniture for Bioff's home. Schenck never turned over a share of his card winnings to Bioff and the latter's testimony to that effect was a falsehood, Correa asserted.

Doubts on Bioff's Citizenship

"Grave doubts," were expressed by Correa on the question of Bioff's citizenship. Browne was described as the "key man because he had the power to call strikes." The Government has not yet determined the identity of "the boys from Chicago" who had shared in the extortion payments with the exception of "the comparatively unimportant Nick Dean," the prosecutor disclosed.

The morning session opened with the summation by Conboy, Browne's attorney devoted a substantial part of his address to a contention that the three-year statute of limitations had expired. He attacked the film industry and its leaders in his opening remarks.

WHO'S WHO IN HOLLYWOOD

• • • *Introducing Interesting Personalities* • • •

PHIL ROSEN. Director. Educated, grammar and high school, Machias, Me. Worked as an electrician and telephone man during schooling. Became associated with Thomas A. Edison in 1912 as a cinematographer, and assisted in experiments on early sound-movie synchronization. Was grabbed by William Fox as top lenser and stayed with that firm for many years. Camera-ed top "names" till 1919 when he wound up "The Miracle Man" for Paramount and switched to megging. Of large number of hits, 1925 classic "Abraham Lincoln," was top scorer—it is still widely acclaimed best Lincoln film made. Is currently shooting "Boy of Mine," Mono.'s high-budgeter. Has just completed "I Killed That Man," a remake of "The Devil's Mate" which he made in 1933. He organized the American Society of Cinematographers, fraternity of top lensers. Height, six feet, two. Weight, 190. Eyes, brown. Hair, black. Hobbies, dramaturgy and music.

Detroit Students Want B. O. Price Concessions

Detroit—Plea for a special reduced rate for school students above the children's admission level is made in letter box column letters here. Letters come from school children, and is largely based on the plea that the students' allowances are small and they should have special consideration in order to be able to attend pictures regularly.

Students' admission prices are practically unheard of in Detroit, although experiments have been made with them in upstate cities.

Kirsch Heads Chi. Film Com. on National Defense

Chicago—Jack Kirsch, Illinois Allied prexy, heads the Film Committee to co-operate with the Chicago Commission on National Defense. He says theaters will co-operate fully in the Chicago territory.

Revive Milwaukee Ball

Milwaukee—Annual Motion Picture Ball, non-existent during the past 24 years, is to be revived Monday at the Eagles Club under the direction of Local 164, Operators.

"Escort Girl" and "Wasted Lives" Nixed By Chicago Censors; Two Films "Pinked"

Chicago—The Chicago Censor board, inspected 114 films, representing a total footage of 4,320,000 feet, during the past month, rejected two films, "Escort Girl," submitted by Continental Film Exchange and "Wasted Lives," submitted by Marta Film office. Fourteen cuts were made and two films were "pinked." One hundred and fourteen films were inspected.

Shanghai Preference Progress Reported

(*Continued from Page* 1)

board is composed of one Amer
one Englishman and three Chine
officials. Exchange situation is b
in Shanghai and it will probably ta
some time to clear up.

Montreal Exhibs. Facing Kid Admission Charges

Montreal—Officials of the Atto
ney-General's Department announ
that steps will be taken short
against 25 Montreal theaters whi
will be accused of violating a provi
cial law which forbids theaters
admit children under 16 years
age.

Inquiry in the cases of sever
other Montreal theaters accused
presenting vaudeville shows on Su
day contrary to law is proceeding.

At the end of October, the Provi
cial Police began a drive again
theaters giving Sunday stage show
and allowing juveniles into the
premises in contravention of t
law. The question of Sunday show
in cabarets and night clubs w
raised at that time but no clarific
tion of their legality compared
stage presentations has been fort
coming from the Attorney-General
Department.

The prosecutions forecast by Qu
bec sources are apparently base
upon the evidence obtained he
some 10 days ago. The drive wa
continued last week-end and furthe
prosecutions are expected.

In each case, it was learned, th
Attorney-General's signature, o
that of his designated deputy, mus
be affixed to each complaint. Th
procedure of listing cases, evidence
and complaints here, the transfer o
the documents to Quebec City fo
study and action, and their retu
to Montreal, would explain the dela
between the dates the offences wer
committed and the time the Atto
ney-General confirmed the prosecu
tions under the Sunday Observatio
Act.

Starlight 16 mm. Film Co. Planning Newark Studio

Newark, N. J.—Starlight 16 mm
film Co. which plans to distribut
home movies through independen
drug stores has leased the uppe
part of a building at 229 Springfiel
Ave. and will remodel it for use a
a studio. Distribution of the pic
tures will be conducted on a na
tional basis.

"Eternal Gift" in Woods

Chicago—First Loop showing o
"The Eternal Gift" has been set a
the Essaness circuit's Woods Theater, opening Nov. 17.

Building
Remodeling

THE Film Equipment News DAILY

Equipment
Maintenance

VOL. 80, NO. 92—Second Section NEW YORK, FRIDAY, NOVEMBER 7, 1941 TEN CENTS

FILM THEATER UPKEEP SEEN AS CERTAIN

USAirCo's Theater Jobs Above the 8,000 Mark

PLAIN TALK
. . . about equipment

By GEORGE H. MORRIS
quipment Editor, THE FILM DAILY

WHEN Aesop wrote his fables, it was with the intention to enforce some eful truth. For example, his narration of e dog with a bone. Just because that rn is close to 2,500 years old doesn't mean at it has lost its applicable strength. In ct it's just as barbed and potent today it ever was, what with some businesses, rge and small, playing the canine and ady (or tempted) to drop their customers r the larger bone (us) which looms from overnment orders.

— ● —

WE have written on this theme before. We did not advocate them, and we on't now, that any firm should line up s facilities solely for business-as-usual to e detriment of the national defense pro- rom and the needs thereof. But we do y, and boldly, that all of us should and ust press for an arrangement leading to dequate aid to Uncle Sam, and, at the me time, guard, wherever reasonably pos- ble the regular customer's needs. He ould not become the forgotten man. If e is relegated to that status, he will not e the forgetting man when these days of ur world's temporary discontent are over. Even if the customer cannot be supplied which is a remote contingency), then he ould be made to feel, through promo- onal and good-will effort, that he and is business are remembered and respected, st the same. And, too, that no stop-gap f circumstances can diminish the bond wixt that customer and those who nor- ally have served him.

— ● —

THE most intelligent attitude on the present dealer-customer status appeared re- ently in an editorial by Walter E. Green, ational Theater Supply Co.'s president, in

(Continued on Page 2)

Glutton for "Sound"

San Francisco—Irving Ackerman, who has just taken over the downtown Casino, sinking $90,000 in remodeling for a Thanksgiving opening, has a novel plan for getting back some of his dough. He is making tie-ups with various women's clubs and will book a series of morning lectures with well-known speakers. It's an A. M. version of the Town Hall idea.

Feinberg Says Business Is More Than Double That Of Previous Fiscal Span

United States Air Conditioning Corp., Minneapolis, enters its 18th year in the theater air conditioning field with a record of having more than doubled the business of the previous fiscal year, according to A. A. Feinberg, president.

"Not only has it been the biggest year in our history in sales of equipment to all kinds of commercial and industrial concerns, but it marks the period when we passed the 8,000 mark in theater installations representing more than half of the thea-

(Continued on Page 4)

Heywood-Wakefield Net Earnings Rocket

Gardner, Mass.—Net earnings of Heywood-Wakefield Co. for the first nine months of 1941, after provision for all charges, reserves and taxes, amounted to $301,861, compared with earnings of $178,604 for the same period last year, it is announced by Richard N. Greenwood, company's president. Owing to less carry-over

(Continued on Page 6)

Hall's New House Bows In Elkader, Ia.

Elkader, Ia.—H. H. Hall, theater operator for 14 years in this community, and the first to install sound equipment in northeastern Iowa, has opened the New Elkader Thea-

(Continued on Page 7)

Ain't So Powerful

Since it was announced that Dr. Vladimir K. Zworkin, James Hillier, Arthur Vance and others of RCA Research Labs have developed the new and amazing electron microscope, which reveals even the windpipe of a mosquito in dimensions of tree-trunk size, industry folks have been wondering if the instrument isn't powerful enough to possibly show up one trace of a reason for the Washington investigation of filmland.

Lighting Executives Hold New York Meet

Partly as a result of the demand for high lighting efficiency to maintain national defense production schedules, some 4,000 lighting executives from leading concerns within and outside of the electrical business in the New York area attended a fluorescent lamp conference on Wednesday night at Manhattan Center.

The purpose of the meeting was

(Continued on Page 5)

United Detroit Theaters Continue to Remodel

Detroit—United Detroit Theaters, which has just completed installation of a new front on the Regent Theater, is starting work on remodeling of the interior of the Rosedale Theater. Work is being done under Bennett & Straight, theatrical architects, who have resumed construc-

(Continued on Page 5)

Bernhard Acts to Assure Consistent Supplies for Whole Exhibition Field

JOSEPH BERNHARD

Although defense priorities may curtail theater maintenance commodities to a certain extent, executives of the Warner Bros. Circuit anticipate no serious difficulting the necties in obtaining the necessary materials and equipment to keep their houses in good repair.

With a view to assuring constant availability of the essentials for proper theater upkeep, Joseph

(Continued on Page 4)

New Process Spurs 3-Dimensional Pix

Cambridge, Mass.—A new kind of photography which is formed partly of light rays themselves, and based upon the development of a secret material, is being hailed here as

(Continued on Page 7)

Sonotone's Nine-Month Net Shows Big Improvement

Sonotone Corp. (hearing aids) reports for nine months ended Sept. 30, 1941, net profit of $282,315 after charges and Federal income taxes,

(Continued on Page 7)

RCA Named Rectifier Distrib.
Benwood Linze Co. Informs Trade of Step

St. Louis — RCA Manufacturing Co., of Camden, N. J., has taken over both the domestic and foreign distribution of B-L motion picture rectifiers manufactured by the local Benwood Linze Co., according to an announcement sent recently to motion picture equipment distributors and dealers over the signature of Harold J. Wrape, president of the company. Although the pact was

(Continued on Page 5)

Raful's Latest to Have Opening Around Xmas

Youngstown, O.—New 1,000-seat theater on West Midlothian Blvd., here, being built by Paul Raful, will be completed in time for a formal opening during the Christmas season.

Among features will be 42 seats in the rear equipped for hearing aids.

Ritz Put On by WB

Wilmington, Del.—Warners' Ritz Theater, newly furnished and equipped, opened here on Oct. 30. No official ceremonies attended bow, other than special trailer welcoming audience to the theater. First night crowd expressed delight over the house's facilities, particularly the new, wider seats. A large number of WB circuit execs. attended.

Building Remodeling THE Film Equipment News DAILY Equipment Maintenance

A Second Section of THE FILM DAILY comprehensively covering the equipment field, published every second Friday, except holidays, by Wid's Films and Film Folks, Inc., 1501 Broadway, New York City. John W. Alicoate, Publisher; Donald M. Mersereau, General Manager; Chester B. Bahn, Editor; George H. Morris, Equipment Editor. West Coast Bureau, 6425 Hollywood Boulevard, Hollywood, Cal., Ralph Wilk, Bureau Chief.

PLAIN TALK

. . . about equipment

(Continued from Page 1)

his organization's house organ, "Facts and Fancies." Anent an observation that the basic symptom of a sellers' market is the mounting neglect to cultivate customers, Green asserted: "Never must it be said that we at National are guilty of such neglect. It is our duty now, more than ever before, to build for the future; to visualize the day when there will be no so-called 'sellers' market,' either real or imagined.

"Customers have long memories. Suppliers who have given them the service to which they are entitled will be remembered and will profit accordingly. The others will fall by the wayside.

"This is the time to give customers an extra measure of personal service. These are the days when we can cement our present friendships and create new ones.

"National can show exhibitors how to get the best out of their present equipment, if new equipment is not immediately available. National can suggest an equipment check-up that will help avoid shutdowns at critical moments.

"By being fore-sighted for our customers and for those we want as customers, we can render the kind of service that will pay dividends, not only now, but three, four or five years from now."

— ● —

WE have quoted what Green had to say in view of current conditions in the theater equipment field, so that it can percolate through the trade,—for the trade's own good.

National's head is both right and president.

Postpone New Drive-In

St. Louis—Publix Great Lakes has postponed to Spring the opening of their Drive-In Theater being constructed on the far reaches of St. Clair Ave. in St. Clair County, Ill., adjacent to East St. Louis. Structural materials priorities caused the delay.

Rentals—

A FULL line of modern equipment together with a staff of trained men to handle any job large or small anytime, anywhere. Generator trucks, searchlights and floodlights, for premieres and general lighting activities.

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Materials Already Bought For New Crescent Nabe

Nashville — Materials subject to priorities have already been bought bv Marr & Holman, architects, for Crescent Amusement Co.'s new neighborhood theater on Franklin Rd., near Berry Lane, and construction may proceed without delay when contracts are awarded.

Contractors have already graded the site and surfaced the parking lot adjoining the proposed theater. The new theater, estimated to cost from $150,000 to $200,000, will be similar to the Belle Meade, constructed by Crescent in the West End section last year.

Manos Plans to Put Up Another House in Ohio

Lisbon, O.—George A. Manos ,of Toronto, owner and operator of a number of theaters in eastern Ohio and the upper Ohio Valley, including the Manos and the Rex here, has announced plans for a new $65,000 theater midway between Leetonia and Columbiana, near here.

The modern brick, tile and concrete structure will have a seating capacity of 750 and parking facilities for 500 cars.

New Firm Will Promote "Dishes" for Theaters

Sebring, O. — Ware Associates, Inc., of this city, has been organized to handle the product of the Limoges China Co. through novelty sales promotion methods, particularly through theaters.

Incorporators are Harry Rose, Cleveland; Israel Isenberg, Boston; W. J. Phillips, president, and Harrison Keller, vice-president of Limoges.

Fills Loew's Order

Cincinnati—The Cincinnati branch of National Theater Supply Co. has sold Loew's, Inc., Simplex E-7 projectors for their Broad Theater, Columbus; Ohio Theater, Columbus; and for their Loew's Theater in Dayton.

Vance In New Post

Chicago—Thomas Vance has joined the Stewart Filmton Co. of Indianapolis as sales manager. Vance was associated with Vance Thompson, well known to the film trade.

• ECONOMY •

Four or more years of operation without maintenance cost—is not unusual for a Motiograph, and yet initial cost compares favorably with other projectors. Investigate now! See your local independent theatre supply dealer.

• •

CAC's New Plaza Opens; Harrington Is Manager

Humboldt, Tenn.—The new Plaza Theater, owned and operated by Chickasaw Amusement Co., W. F. Ruffin, president, is now on regular schedule after a very successful opening with Wayne Harrington as manager.

The new house, a 1,000-seater, expects to draw from the Wolf Creek Ordnance plant now under construction. W. F. Ruffin, president of Chickasaw, states that he will continue to operate the Rex Theater.

Baxter's Rebuilt Stand Has Debut in Houston

Houston — The Plaza Theater, owned by L. C. Baxter, which was destroyed by fire in July, has been rebuilt and reopened in Park Place.

The new theater is air conditioned with Chrysler Air-Temp refrigeration. The seats are of the American "Bodiform" type, and the latest model Super-Simplex sound and projection machines have been installed.

Hyde & Williams Chosen To Design the Norwood

Detroit—Associated Theaters Circuit has selected Hyde and Williams as architects for the new Norwood Theater which they will erect on Woodward Ave. to replace the house which was just razed for street widening.

Long Sign Co. has been awarded contract for marquee and sign.

Simplex Hi-Lamps In Artcraft

Franklin, Ind. — Trueman Rembusch has purchased two pairs of Simplex Hi-Lamp houses for his Artcraft Theater here.

New House by Eagleton

St. Louis—A new 700-seat theater for Savannah, Ill., is to be erected by Frank R. Eagleton and associates of Springfield, Ill.

COMING and GOING

IRVING SAMUELS of Automatic Devi Allentown, Pa., was in town this week and returned to headquarters.

LIEUT. WILLIAM B. HARDIN, former sa man in the Dallas branch of National The Supply, and now in active service at Ft. Leon Wood, Mo., has returned to duty after spenc a furlough in New York City.

JOHN EBERSON, film theater architect, le New York today on a business trip to Mil and Hartford, Conn., in connection with the construction work, and will return early week to New York.

LESTER B. ISAAC, chief of projection Loew's, Inc., recently arrived in Rio by pl on a swing through South and Central Amer

LAVERN R. BENNETT, of Bennett & Strai theater architects, has returned to his he quarters in Detroit following a trip to Cali nia where he studied recent theater constructi

DREW EBERSON, of the firm of John Drew Eberson, architects, is in Florida and return to New York the latter part of the p en: month.

WALTER STEUVE, owner of the Lyce State and Royal Theaters of Findlay, O., returned to that city from an equipme purchasing trip to Cleveland in behalf of Lonet Theater in Wellington which he plans completely remodel.

New Decorative Treatme Is Feature of Admiral

Detroit — The Admiral Theat just opened by Bernard Brooks a William A. London, is using a n style in decorative treatment. Hou was formerly the Harmony, and h been completely remodeled and named when taken over by the n owners.

Instead of conventional paint de orative treatment, th entire sic walls and front wall adjoining t stage have been covered with drap giving a novel atmospheric effect the house.

FOREST arc-light PRODUCT

Super MCS RECTIFIERS using exclusively t P. R. Mallory magnesium-copper sulphide rectif ing units. The best in dry-disc rectifications . .

BULB-TYPE RECTIFIERS—LD60, LD40, LD3 are reliable, efficient and low cost power conversi equipment . . .

UNIVERSAL TRIM LAMPS—burn from 5 9mm. negative and 6 to 13mm. positive . . . th accommodating trims for Suprex-S.H.I., 1 KW, a Low Intensity . . .

ONE KW LAMPS—cannot be matched by compet tion in quality, performance and progressivenes Yet, they match competition in PRICE.

SOUND SCREENS—complete line of flameproofe special process coated screens.

SEND FOR BROCHURES

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BETTER AUDIENCE RESPONSE
INCREASED ATTENDANCE
MORE PROFIT

The new "One Kilowatt" High Intensity arcs supply 50 to 100 per cent more screen light than low intensity lamps at practically the same operating cost. Initial cost is also low.

Ask your dealer to give you the figures and a demonstration of this modern projection light.

THE NEW "ONE KILOWATT" ARCS USE "NATIONAL," "SUPREX" AND "OROTIP" CARBONS

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New York, Pittsburgh, Chicago, St. Louis, San Francisco

Film House Upkeep Is Held a Certainty

(Continued from Page 1)

Bernhard, vice-president of Warner Bros. and also president of Warner Bros. Circuit Management Corp., recently made several trips to Washington to present the situation to the heads of the Office of Production Management. Bernhard is understood to have received assurances that the OPM, appreciating the important role played by the country's movie theaters in promoting and safeguarding national morale, would give exhibitors every consideration in the matter of priorities.

Principal items which Bernhard asked the OPM to keep in constant supply for exhibitors include: Screens, projection and sound reproducing equipment, radiotrons, carbons, Freon gas, rubber mats, carbon tetrachloride, toilet fixtures, metal toilet partitions, hardware, electric motors, electric cable and wire, manila rope and denatured alcohol for paints.

In his capacity as chairman of the Theater Division of the Motion Picture Committee Cooperating for National Defense, Bernhard calls upon exhibitors to do their share by economies in the use of commodities which are scarce. He urges resourcefulness in adapting available materials to various uses and a keener eye on upkeep so that minor deterioration which can be corrected with minimum repair is not permitted to expand into a situation requiring major replacements. And he advocates more sparing use of articles employed solely for display or unnecessary "flash" as compared with materials that are indispensable in the adequate maintenance and operation of a theater. He also recommends more salvaging of articles that have been totally discarded in the past.

The Warner circuit, with Harry M. Kalmine as its newly appointed assistant general manager, already has set about to adapt itself to the new conditions resulting from the national emergency.

"Keep the theaters bright and comfortable" will continue to be an important byword of the circuit.

Eastland's Order Filled

Cincinnati—Installation of Simplex Four-Star sound, Simplex projectors, Simplex high lamps, National rectifiers and a Walker screen have been made by National Theater Supply Co. for Russell Cox's Eastland Theater, Portsmouth, O.

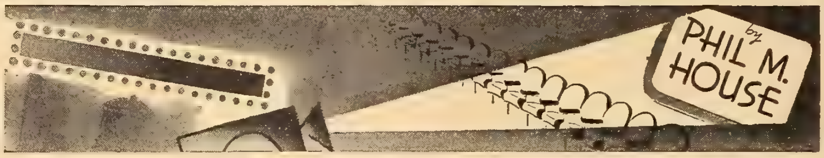
Ill. Stand Opens in May

St. Louis—The Anderson Circuit plans to open the 500-seater under construction in Wilmington, Ill., about May 1, 1942.

Ala. Stand Gets Carpet

Atlanta—The Ritz Theater at Talladega, Ala., has purchased National carpet from NTS.

OF MATERIAL INTEREST



• • • DOWN Houston way, theater owners have spent the past few weeks summarizing damage to their houses caused by the passage of a tropical hurricane......Most of the stands were damaged by water, blown through their front doors......Water towers atop the Majestic and the Metropolitan were blown down, and roofs in some instances were damaged......There was a hurricane scare, too, up in New Hampshire a bit ago, but the high winds let pic outlets pretty much alone, except that they blew down the screen of the Daniel Webster Highway Auto Theater, twixt Nashua and Manchester...... Fortunately it happened before the evening performance opened, so no one was near when it crashed......The screen is 80 feet high......

▼ ▼ ▼

• • • WITH the assertion that unsettled biz conditions and unemployment may occur after the war despite efforts of business and the Government to prevent it, Frank W. Lovejoy of Eastman Kodak offered the firm's employes a plan to protect themselves via buying Defense Savings Bonds......Under the plan, workers may authorize payroll deductions of any amount to build up purchase price of a bond or of a whole series of bonds, to be purchased on an automatic basis whenever the account permits......Coincident with the Eastman announcement, came word also that officials of Agfa Ansco had instituted a similar plan......It looks as though the photographic solons have "telephoto" vision, and are providing for their hired hands a future of security......

▼ ▼ ▼

• • • SPEAKING of Eastman's Frank Lovejoy, that versatile gent participated in a two-day Sportsmen's Shoot in Rochester, doin' his stint at the skeet and regulation fields for a total of 30, having 11 hits at regulation and 19 at skeet . . . ● R. Elmer Baulch, vice-prexy of Crescent Amusement Co., and well-known in theater operation and maintenance circles, was elected a Knight Commander of the Court of Honor by Scottish Rite Masons at the biennial meeting of the Supreme Council Southern Jurisdiction in Washington, D. C., recently . . . ● Thomas Broxholm is going in as manager of the new Harvey Amusement Co. theater, the Manor, which opens in San Mateo on next Monday...... Stand is the tenth for that chain,—and two more are building......

▼ ▼ ▼

• • • ONE of the finest modernization jobs in recent years has just been completed by B & K on their first-run Tivoli on Chi's South Side......House has an entire front of Libbey-Owens glass with doors specially built for the theater......New rubber flooring, built by the Melville Rubber Co., is another feature of the house . . . ● In an effort of speed-up production on defense orders at the Thompsonville, Conn., plant of Bigelow-Sanford, both shifts, totalling some 3,000 employes, reported for work on Oct. 25, marking the first time in several years that the mills have been in operation on Saturday......The day and night shifts also reported for work on Nov. 1, but how long this schedule will be in effect is said to be indefinite......

▼ ▼ ▼

• • • REPORT from Maywood, Ill., has it that Paramount Pictures, Inc., Chicago, will receive bids this coming week on the construction of a new $250,000 theater at Fifth Ave. and Warren St., Maywood, for which project Rapp & Rapp, Chi architects, are the designers . . . ● Site has been purchased in Harrisburg, Tex., by Interstate Theaters for a new theater......W. J. Barton sold the property for $17,850 cash ......The land is in the 400 block of Broadway......

▼ ▼ ▼

USAirCo's Theater Jobs Over 8,000-Mar

(Continued from Page 1)

ters now operating," explained t USAirCo prexy.

"We are rather proud of this re ord made during a time when mu of our productive capacity was a sorbed in defense work. Naturall the only records we expect to mal this coming year will be in beha of Uncle Sam.

"While production of new uni for non-defense was most necessari be curtailed, we can assure exhib tors that parts for repair or replac ment will be available during tl emergency as wel las the services both our field and staff engineer However, in the face of today's co ditions, it is advisable for exhibito who plan to install new or repair a cooling, heating or complete air co ditioning equipment, to act immed ately while prices and deliveries a still favorable."

Hoffman Buys the Capitol Ebersons Are Remodelin

Berk & Krumgold, theater realt specialists headquartering in Ne York City, announce that they hav sold to I. J. Hoffman of New Have Conn., the Capitol Theater Buildin in Milford, Conn. This propert houses the Capitol Theater, seatin 800, two stores, offices and lodg rooms.

Extensive alterations under th supervision of John and Drew Eber son, prominent film theater archi tects, commenced this week, imme diately in the wake of the realt deal. About $40,000 will be spen on the alterations which will includ a new marquee and front, seats, ai conditioning, booth and other equip ment. It is expected that the theate will be ready for operation on o about Dec. 15.

The Capitol Theater Building wa formerly owned and operated b Mrs. Lucy Flack of Milford, Conn.

New Catalogs

Westinghouse Electric is sending out to the trade in the Chicago territory a new leaflet on 40-watt, 48-inch lamps for fluorescent luminaries,—the units consisting of a hood, reflector, lamp holders, lamp starters and Ballast equipment. Methods of wiring and mounting are outlined, and the finish of the reflector and accessories are described.

The Celotex Corp., Chicago, has issued a new booklet, "Beauty That Builds Business," which is being sent to the theater trade throughout that territory.

Western Electric Co., Chicago, has just issued a new booklet on Program Sound Systems.

CA New Distributor f B-L Rectifier

(Continued from Page 1)

ective as of Oct. 10, the company thheld formal announcement until t. 21, after which date letters were spatched to the trade.

B-L motion picture rectifiers will distributed by the photophone les division of RCA. Recently this vision announced they had taken er the distribution of Brenkert ojectors and arc lamps. The agreeent with Benwood Linze Co. is aner step in the rounding out of a mplete line of motion picture uipment and supplies which RCA tends to offer motion picture equipent dealers.

In referring to this plan of RCA's otophone sales division, Wrape id in his announcement to the ade, "We believe this new arrangeent is a forward step in the motion cture equipment industry as it will ve distributors the benefit of offerg a complete line of high quality otion picture equipment procurable om one source.

"It will provide the motion picre equipment dealer with an expert nsulting and field service organition to assist him with operating oblems.

"Further," said Wrape, "it will still confidence on the part of users d prospective purchasers of B-L otion picture rectifiers in knowing at our equipment will be sold, stalled and serviced by one of the rgest national organizations dealg with the motion picture indusy, both in this country and abroad.

"We will continue our efforts to nstantly improve and supply RCA d their affiliated equipment deals with the finest motion picture ctifier equipment available to the dustry."

rder Volume Largest a York Ice's History

The York Ice Machinery Corp. ports that orders booked during e fiscal year ended Sept. 30, 1941, nounted to approximately $27,200,0. This exceeds last year's bookgs by about 63 per cent.

Subject to final audit, the corpotion estimates its year-end carryer of uncompleted orders to be out $10,400,000. This compares ith $3,000,000 at the end of the evious year. Approximately 63 er cent of this year's carry-over business having high priority ratg, involving both refrigeration and r conditioning machinery, plus exaneous work, all vital to the naonal defense program.

A complete annual report will be bmitted to the stockholders of the rporation in December.

implex E-7s for Mitchell

Cincinnati — Charles R. Mitchell as purchased Simplex E-7 projecrs for his Magic Theater in Barurville, Ky. Installation was made Cincinnati branch of NTS.

Hopes for a Career

San Francisco — Adolph Mayer, head projectionist at the local Embassy Theater, has just had another birthday, interesting because date marked 43rd year he has been "turning 'em over." Mayer has been a projectionist since 1898. It's doubtful if any other film man, still making a living from a regular movie job, can go back that far. Mayer also took a brief plunge in the production end. He was in charge of the lab at the old Nile Studios and developed some of the first Charlie Chaplin and Bronco Billy Anderson epics.

United Detroit Theaters Continue to Remodel

(Continued from Page 1)

tion progress on the Allen Park Theater being erected in the suburb of that name for Nicholas George.

Michigan's largest upstate theater construction project, the Cassidy Recreation Center at Midland, now has the first unit, the bowling alley, open, and the theater is under construction, according to Architect Lavern R. Bennett. The house, originally slated to be called the Cassidy, will be named the Midland. One of the largest theater sign jobs installed here in years has been contracted for, with roof letters six feet high, with the Long Sign Co. of Detroit.

MP Ad Service Buys RCA Recording Equip.

RCA Photophone film sound recording equipment has been purchased by the Motion Picture Advertising Service for use in their New Orleans studios.

In addition to RCA's famous ultraviolet light recording equipment, the MPAS studios are getting an RCA instantaneous disc recorder for immediate play-back tests on sound takes, and a complete screening room setup consisting of Brenkert projection apparatus, RCA Photophone sound reproducing system, and an RCA Magic screen. H. D. Bradbury, recording engineer at RCA's New York studios, is supervising the installation.

The Motion Picture Advertising Service produces commercial films for industrial concerns, laboratories, and numerous agencies in the deep South. Negotiations for the equipment contract were handled by W. Johnson, president, and F. A. Jones, vice-president of MPA, and by Homer B. Snook, Photophone equipment sales manager, and H. D. Bradbury for RCA.

Schmidt Buys People's

Shickshinny, Pa. — The People's Theater here was purchased by William "Ernie" Schmidt. He operates the theaters in nearby Berwick. The house will be remodeled and renamed the Center Theater. It will be opened under the management of his brother, Robert Schmidt, now managing a theater in Berwick.

Lighting Executives Hold New York Meet

(Continued from Page 1)

to gear all phases of the lighting and fixture business here to synchronize with the demand in this area. The demand for fluorescent lighting among home owners has increased markedly, it is reported, combining business, industrial and home demands to create problems which can best be solved by an "all out" conference.

Addresses from General Electric's Nela Park, lighting demonstrations, fluorescent black light effects and dramatic skits were on the program, which were planned to cover every phase of fluorescent lighting. A Miss Flourescent was chosen from a group of six New York City girls.

Speakers included E. E. Potter, Eastern general sales manager for the GE lamp department; Dr. Matthew Luckiesh, director of lighting research laboratory; H. F. Barnes, director of sales promotion, and Willard C. Brown, president of the Illuminating Engineering Society. H. B. Myrtle, manager of the Atlantic division of GE's lamp department, presided.

In commenting on importance of the meeting, Myrtle pointed out that in three years fluorescent lighting has grown from nothing to a market conservatively estimated at $250,000,000.

Theater Fires

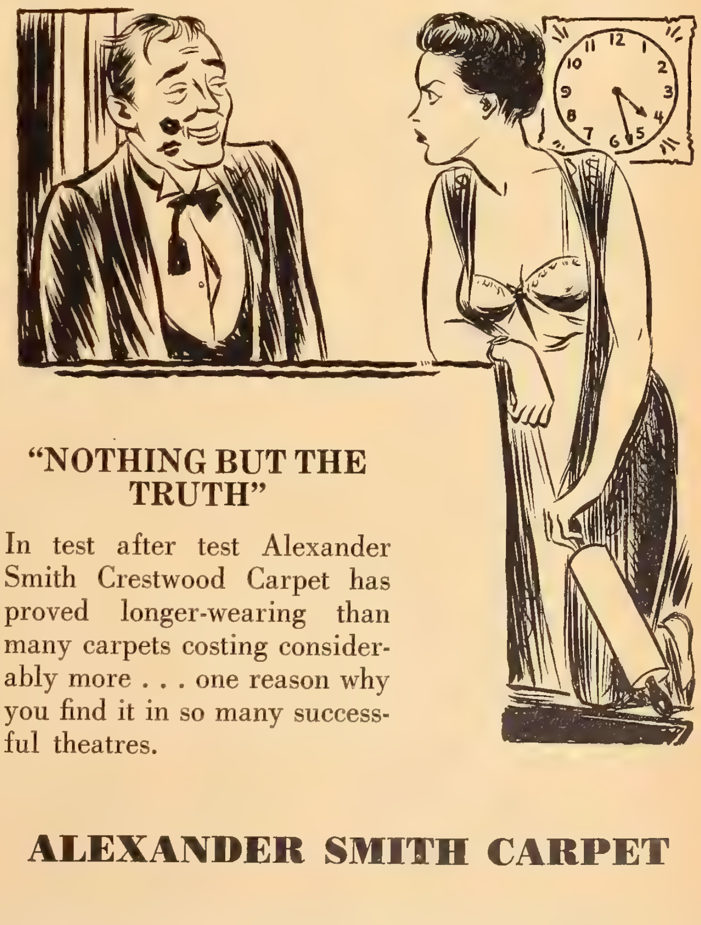
Edmundston, N. B.—Fire on the stage of the local Capitol Theater caused relatively minor damage to the stage section of the house, and forced shuttering for a few days until repairs could be effected. Some 500 patrons filed in orderly fashion from the auditorium. No one was injured. Firemen praised house management for its efficiency in the emergency.

Gate City, Va.—Police are continuing their investigation of the fire which destroyed the Gate City Theater building and equipment on Oct. 13 with an estimated loss of $27,000. Fire was discovered at 11:45 p.m., the last showing ending at 11 p.m. The Scott Theater in the same block was in danger. Lincoln Theaters, Marion, Va., owns the Gate City.

Bend, Ore.—Fire in the projection room of the Gilchrist Theater damaged the house to an extent of $10,000. Insurance covers the loss. Projectionist Buster Osborne escaped injury.

Touney Re-opens Chief

Wauseon, O.—P. R. Touney has re-opened the Chief, closed since May 1st, playing a single feature policy six days a week. Wednesday is his closed day. Touney also owns and operates the Princess.



"NOTHING BUT THE TRUTH"

In test after test Alexander Smith Crestwood Carpet has proved longer-wearing than many carpets costing considerably more . . . one reason why you find it in so many successful theatres.

ALEXANDER SMITH CARPET

Philadelphia's Mayor Opens New RKO Exch.

Philadelphia—RKO Radio Pictures' new, thoroughly-modern, and excellently equipped exchange building opened here last week. To attend the formal debut of the structure, located at 250 N. 13th St., a large delegation of company executives journeyed from New York for the ceremonies, among them Ned E. Depinet, Andy Smith, Cresson E. Smith, Bob Mochrie, Harry Michalson, S. Barret McCormick, A. A. Shubart, Bill Savage, M. G. Peller, Harry Gittleson and W. J. McShea.

The Philadelphia staff participating in the ceremonies, which included the clipping of a silk ribbon by Mayor Bernard Samuels to signalize the opening for business, was headed by local Branch Manager C. Zagrans.

New exchange was constructed, equipped and decorated under the supervision of A. A. Shubart. Latter evolved a particularly fine screening room, with great thought being given to detail, even to the use of a special wallpaper in whose modern design appears the decorative initials, RKO.

International Chairs Selected

Cleveland—L. G. Baldwin has installed International chairs in his Almira Theater, purchased from the Oliver Theater Supply Co.

WHO'S WHO IN EQUIPMENT

JAMES FRANK, JR. Manager of the New York Branch of National Theater Supply. Born in New York City Oct. 25, 1907. Graduated Yale University (Sheffield Scientific School) 1928 with B.S. degree in Electrical Engineering. Employed by Bell Telephone Labs, New York, during Summer of 1927. Joined RCA Photophone, July, 1928, in Installation and Service Dept. Transferred to Sales Dept. as Commercial Engineer, Dec., 1929. Joined RCA Victor (now RCA Mfg. Co., Camden, N. J.) January, 1932. Promoted as Assistant to Photophone Sales Manager in charge of distribution of sound motion picture reproducing and recording equipment, 1933. Appointed Assistant Sales Manager of International Projector Corp., New York, Oct., 1936. Joined National Sales Promotion Dept. of National Theater Supply, Nov., 1937. Appointed Manager of New York Branch in May, 1939, which post he now holds. Is noted in the trade for his energy, enthusiasm, personality and ability. Has acquired an amazing amount of technical and selling knowledge in the relatively few years of his commercial career. Married in 1931. Has son and two daughters. Resides at 17 Brewster Terrace, New Rochelle, N. Y. Fellow Member of SMPE and served as National Secretary for four years. Is now Chairman of the Membership Committee. First Vice-President of Motion Picture Associates. Served as National Vice-President and National Treasurer of Zeta Beta Tau Fraternity.

Theater In Key West Is Again In Operation

Key West, Fla.—The Palace Theater, which has been closed for some time while extensive repairs and improvements were being made, has reopened here.

Approximately $14,000 is being spent on the theater.

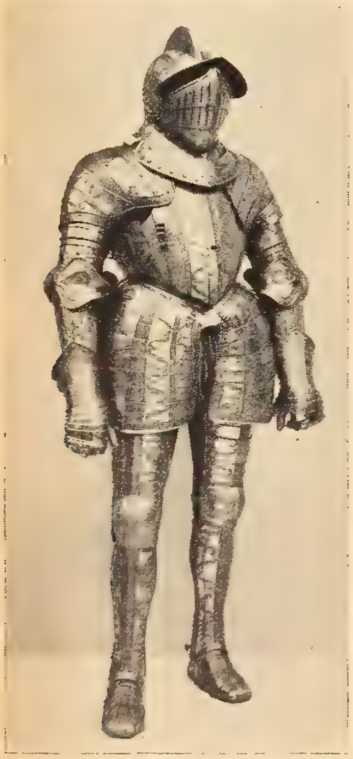
Jacksonville's Imperial Is Brought Up to Date

Jacksonville, Fla.—Eight hundred Air-Foam cushioned seats have replaced the old type in the Imperial Theater, and new Western Electric sound equipment has been installed. Further improvements include air conditioning and new carpeting throughout. High Fidelity RCA Photophone is another added improvement.

An unusual color scheme of peanut and copper blue has been employed on the main floor. This is a Florida State Theater house, with W. A. Krause in charge.

Elwood Betters Projection

Elwood, Ind.—The Elwood Theater has installed a new Hertner Transverter with panel and rheostat, and two pairs of Simplex Hi-Lamp houses, and one pair of Simplex high rectifiers. The house is owned and operated by the Rembusch Circuit.



To prevent obscure dislocations from developing into major breakdowns involving heavy replacement expense, every Altec service man carries ultra-sensitive electrical instruments (30 times more sensitive than the human ear) with which he detects troubles in their incipient stages.

The threat is real, but you can meet it this intelligent way

Scarcer, with every passing day, become the metals on which the operation of your projection room depends. The threat is real, but you can meet it this intelligent way: put the Altec Service man *on your side*. Entrust him with the job of getting the most—the fullest possible life-service—out of every part in the equipment that you now possess. With every passing day, an Altec Service agreement becomes more essential to an exhibitor's business security.

ALTEC
SERVICE CORPORATION
250 West 57th St. • New York City

ALTEC SERVICE SAVES, PROTECTS, PRESERVES THE EQUIPMENT . . . . . . AND ALL ITS PARTS

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LIEBERMAN
Flag and Valance Co.
71 FIFTH AVENUE, NEW YORK, N. Y.
646 N. Michigan Ave., Chicago, Illinois
8954 Gibson Street, Los Angeles, Calif.

Heywood-Wakefielc Net Earnings Rocket

(*Continued from Page* 1)

applying to the year 1940 and creased normal tax rates for year 1941, provision for Federal come Taxes in the current year over ten times in excess of amount provided for the correspo ing period a year ago, he said.

Sales for the first nine months 1941 were 22 per cent in excess those billed for the same period year ago, and orders received d ing the 1941 period show an incre of 37 per cent.

Greenwood told stockholders t the company's earnings are not yet subject to Excess Profits Ta under the latest Revenue Act, a that working capital requireme in support of higher inventories a receivables have necessitated ad tional bank accommodations a notes payable, which amounted $400,000 at Sept. 30, have since be increased to $500,000.

Because of the dominating infl ence which the National Defen Program is exerting on all indust and the application of priorities, t company, he declared, is meeting i creasing difficulty in securing r materials for the metal-work clas fications of its business excepti in cases where preference ratin are obtainable for Defense produ tion. As yet, however, the woo working and rattan classifications a not seriously handicapped and v ume in these divisions of the bus ness is entirely favorable.

RCA and Comerford Chai In Major Service Pact

In another major service de completed in recent months, RC Photophone closed with Comerfor Publix Theaters Corp. and affiliate companies for comprehensive servi to 79 theaters of the Comerfor groups. The pact includes furnis ing parts and other items to bot sound and projection equipment.

Negotiations were handled by Da Halpin, Photophone divisional re resentative; W. L. Jones, RCA's na tional service manager, and Joh Bethell, RCA Philadelphia sale manager with Charles A. Ryan rep resenting Comerford.

Theaters included in the servic contract are located in 41 cities an towns in Eastern Pennsylvania an Southern New York State. Group in the past include Comerford-Pub lix Theaters Corp.; Comerford Thea ters, Inc.; Midas Theater Corp. Meco Theater Corp.; Carbondal Theater Co.; Carbondale Amusemen Co.; Forty Fort Theaters, Inc. Lebanon Theaters, Inc.; Bushko The ater, Eynon, Pa.; and Enjoy Theater Johnson City, N. Y.

New Theater Is Started

Chardon, O. — Construction of new theater building has been start ed at nearby Middlefield on propert recently purchased by Mayor G. W McIlroy and G. H. Mumaw.

ew Process Spurs
-Dimensional Pix

(Continued from Page 1)

ning the way for three-dimen-
nal movies as well as still pic-
es. For military reasons, this
film is a secret, but how the
terial makes pictures is told by
win H. Land of the local Polaroid
rp.
He figured out mathematically
at two pictures could be made in
same place on a film if he could
t out and separate the motions
de by light rays. One motion is
aight ahead. The other is a
ay, of each ray, from side to
e, called the vibration. Each ray
s its own individual sway. The
riety of these sways is unlimited.
One of the practical possibilities
to make three-dimensional motion
ctures which can be shown without
y change in the present equipment
the theaters.
Three-dimensional movies hereto-
re have required the use of two
ojection machines, one to cast a
cture for each eye. With the new
m both pictures are printed super-
posed on a single standard film
rrying the whole picture, so that
y ordinary projector in any movie
use can show it.
The audience would have to use
ewing glasses, but Land thinks
at these can be made so cheaply
at they can be made part of the
ovie ticket, in the form of thin
ms set in cardboard.
Taking the pictures for this new
m is done with a two-eyed cam-
a, having two lenses about as wide
art as the human eyes. The two
ke separate pictures, seeing the
ene just like a pair of eyes. These
otos are developed separately and
en transferred one on top of the
her to the new film.

ish Sets Another

Detroit—Harry Lush, operator of
nniman-Allen Theaters in Ply-
outh and Northville, is erecting a
cond companion house at Ply-
outh, to be christened the Penn.

elas Improves His Capitol

Bellaire, O.—Chris Velas has im-
oved his Capitol Theater with a
ir of Brenkert Senarc 1-killowatt
mps and Baldor rectifiers, pur-
ased from the Oliver Theater Sup-
y Co. of Cleveland.

Lighting Equipment

AS Sole Eastern Distributors, we carry the full and complete line of equipment manufactured by:—

MOLE-RICHARDSON CO.
Hollywood, California

Incomparable Lighting Equipment
Estimates Cheerfully Given

Let Us Enlighten You on Your Lighting Problems

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Indiana Exhib. Has Idea and Equipment— To Make Some Extra Cold Cash This Winter

Fort Wayne, Ind.—Don Long, who operated the Drive-In on U. S. Highway 30, two miles northwest of here, last Summer, is planning to convert the grounds into a novel ice-rink, with skating to the accompaniment of movie shorts featuring name bands, for the Winter months. About three acres will be available for skating. A parking area will be provided at the back of the grounds and will be so arranged that spectators may sit in cars and watch the movie shorts and skaters. Plans are being made to present one or two special professional ice shows during the season.

Hall's New House Bows In Elkader, Ia.

(Continued from Page 1)

ter, recognized as one of the best in this territory.

Four hundred American Bodiform chairs, finished in old rose, have been installed in three sections with two aisles. The interior of the auditorium is finished in Nu-Wood in natural and daylight tan colors. All lighting is indirect through the use of incandescent globes and Neon tubes in white, green and blue.

The new sound equipment is Mirrophonic in conjunction with Century rear shutter projectors and Cyclex high intensity arcs.

The front is finished in beige and ivory structural glass, with a touch of red and the marquee, which employs incandescent and Neon lights, is of the same color scheme.

Des Moines Theater Supply Co. furnished the projection and sound equipment.

Bettering Conn. House

Milford, Conn.—The Capitol Theater here has shuttered for a major remodeling operation from plans prepared by John and Drew Eberson, New York City architects. The house will get latest air conditioning, complete modernization, and its seating capacity will be increased.

Bonus by Westinghouse

Sharon, Pa.—Westinghouse Electric & Manufacturing Co. will pay a 5 per cent bonus to employes for September, with more than 5,200 employes at the Sharon plant sharing in the distribution.

Sonotone's Nine-Month Net Shows Big Improvement

(Continued from Page 1)

equal after preferred dividend requirements, to 35 cents a share on 796,378 shares of common stock.

This compares with $178,987 or 22 cents a share on 792,878 common shares in first nine months of 1940.

Company states reserve for Federal income taxes has been computed at 45½ per cent of income as compared with 23.6 per cent in 1940.

N. J. Court Nixes Theat. And Legal Fight Ends

Atlantic City—Terminating a long legal battle which went to the New Jersey Court of Errors and Appeals, the Circle Amusement Co., on Oct. 30, was restrained from ever erecting a theater at Harrisburg and Ventnor Ave., this city.

Mrs. Lydia Palmer, of 65 N. Harrisburg Ave., a property owner, some months ago started injunction proceedings in local Chancery Court, when it was announced that the Circle Co. was planning to erect the theater. Vice-Chancellor W. Frank Sooy decided against her and decided theater could be built.. The case was carried to the Court of Appeals. In his opinion, Supreme Court Justice Clarence E. Case decided that the sectlon was a neighborhood section within which the restrictions were universal.

Kalafat Gets Rowe Machine

Cleveland — James Kalafat has purchased a Rowe candy machine from NTS.

THEY STILL TALK
TWO YEARS LATER

James Wood, manager, Mariemont Theater, Cincinnati says, "Hardly a day goes by without someone remarking about the comfort and convenience of Push-Back Seats"—two years after this sensational seat was installed! Write for facts.

KROEHLER MFG. CO., PUBLIC SEATING DIVISION
1248 S. Wabash Ave., Chicago 206 Lexington Ave., New York
2013 S. Vermont Ave., Los Angeles
24 Golden Gate Ave., San Francisco, Calif.
Standard Theater Supply Corp., 78 Broadway, Boston
Elliott Film Co., 72 Glenwood Ave., Minneapolis
Export: Roy Chandler, 505 Fifth Ave., New York

KROEHLER *Push-Back*
THEATER SEATS

RKO Radio Exchanges In RCA Service Pact

Negotiations have been completed for RCA services to 11 preview rooms of RKO Radio Pictures, Inc. The contract includes the furnishing of parts and other items to both sound and projection equipment, according to W. L. Jones, RCA national service manager.

Adolph Goodman, RCA assistant service manager, handled the deal for RCA, while A. A. Schubert negotiated for RKO Radio Pictures.

RKO exchanges involved are located in Atlanta, Cincinnati, Indianapolis, Los Angeles, New York, Pittsburgh, San Francisco, Philadelphia, Chicago, and Boston.

RCA

FOR THE FINEST IN
QUALITY
and
DEPENDABILITY

RCA Photophone Sound
RCA Theatre Service
RCA Magic Screen
RCA Magicote Lens Service
Brenkert Projectors
Brenkert Lamps

See the RCA Affiliated Theatre Supply Dealer or RCA Representative

EQUIPMENT FIELD NOTES

TWO Commonwealth theaters in Kansas are being equipped with the latest in RCA Photophone sound reproducing equipment under a contract signed by C. A. Schultz, president. Houses are the 900-seat State at Garden City, and the 550-seat Cozy at Norton.

* * *

Comerford-Publix Corp. has received a permit from the city building inspector in Wilkes-Barre to install electric wiring in the Sterling Theater at a cost of $1,500. The renovated house is expected to reopen by Thanksgiving.

* * *

Purchase of the site on the northwest corner of Davis Ave. and Belsaw St. intersection by C. H. and C. D. King, theater operators, has been recorded in Mobile, Ala. Site will be used for a modern theater the King brothers will erect for Negroes. Transaction was handled by Boyles Insurand & Realty Co.

* * *

A new theater is nearing completion in Baltimore, to be operated by the Four Star Co., of which Jack L. Levin is president. The company, which also operates the Rex, Roxy and Times Theater in that city, has completely rebuilt and enlarged the old Three Arts Theater. The new house has not yet been named.

* * *

One of the largest carpeting jobs in Chicago has just been completed in B & K's Granada, under Roy MacMullen management, where 1,000 yards of modernistic carpets have been put down.

* * *

A newsreel theater is being built in Dallas to be operated by the Texas Newsreel Theater, Inc., of which Herbert Scheftel is president. House will be known as the Telenews and is being equipped with RCA Photophone sound and hearing aids.

* * *

Muscle Shoals Theaters, Inc., Louis Rosenbaum, president, is installing air conditioning units in the Ritz Theater, Sheffield, Ala.; the Strand in Tyscumbia; and the Princess, Florence. The Colbert Theater, under construction in Sheffield at an estimated cost of $125,000, is expected to be completed about Dec. 1.

* * *

Butterfield Circuit opened on Oct. 21 in Battle Creek, Mich., the first new house built in that State to meet the needs of the new Army population. House is the Michigan and slated to serve the thousands of soldiers now based at Fort Custer, near the town. Earlier project was completed a few weeks ago via remodeling of the Bijou Theater there, which was the No. 1 house of the entire chain.

* * *

Gordon C. Ogden is modernizing his stadium-type 750-seat Ogden Theater in Baton Rouge, La. He also operates the Chimes Theater in the same city.

* * *

Forrest Dunlap and Charles Brent are building a theater in Fort Smith, Ark., to be christened the Fort. The partners have awarded the sound and booth equipment to RCA Photophone.

CANADIAN SECTORS AT A GLANCE

Construction, Remodeling and Equipment Projects Awaiting Priorities in Eastern Provinces

St. John, N. B. — Franklin & Herschorn have been granted the right to remodel the interior of their Mayfair, involving opening of elaborate and good-sized powder room for women and girls and a men's room on opposite sides of the auditorium at the rear, laying of new floor coverings, installation of new seats and light fixtures all through, altering the lobby and making of a foyer. Some seats at the back will be removed to allow for the powder and men's rooms. New sound equipment and acoustics will also be installed. Scarcity of accessory materials is delaying the work. . . . Famous Players Canadian Corp. plan renovating their Capitol and some re-seating.

Halifax, N. S.—Odeon Theaters have been remodeling inside of their Casino, recently acquired after being in the FPC string about six years. House, completely re-seated, with new light fixtures, redecorated, additional lobby space, new sound apparatus, new plumbing and heating systems, new rest rooms, etc. . . . Franklin & Herschorn reconditioning their Family, with Vitrolite front as a start. . . . M. E. Walker considering changes at his Gayety.

Yarmouth, N. S. — Franklin & Herschorn enlarging, re-seating, redecorating, re-lighting their Community, the seating capacity being increased from 530 to 650. . . . Yarmouth Amusement Co., considering improvement at their Capitol, formerly Majestic.

Edmundston, N. B.— B & L Theaters, renovating their Capitol and repairing stage, following a fire. . . . Same firm reported planning improvements at their State, Madawaska, Me., opposite Edmunston on the St. John River and international boundary.

Moncton, N. B.—Famous Players Canadian linked with a new theater project here, and also with plan to remodel and modernize the Imperial, recently taken over by FPC. . . . F. W. Winter, owner-manager of the Capitol and Empress, which he recently switched from FPC to Odeon, reported as meeting improvements at both houses, including comfort facilities and seating.

Sackville, N. B.—M. E. Walker to enlarge the Imperial from 625 to 750, as well as re-seat and re-light, also redecorate. . . . Walker also to build a new theater here to seat about 700, and with location all ready. . . . A. A. Fielding, of St. John, to convert a mercantile building he owns in center of town into a theater to seat about 700.

Fredericton, N. B.—Two different theater construction deals have been rumored for this town, but with both entities behind the projects preferring secrecy so far.

Charlottetown, P.E.I.—A new theater is in the works for this town, now sewed up by the Spencer circuit with the Capitol and Prince Edward. . . . Spencer started reopening the Strand, after ten years of darkness, but has been delaying the resumption. Presumably due to invader's inability to get priority for the new house. It would be necessary to redecorate, re-light and re-seat the Strand, and install sound equipment, as when it closed it was using silents. Identity of the invader not revealed, officially, but several circuits rumored, as eyeing Charlottetown.

Eastport, Me.—On the New Brunswick line, where a new theater is being completed on the site of the old Acme, burned last Winter, for Mrs. Nellie Shea. She directs the furnishing, and will manage the new house as she did its prdecessor. She will improve her Imperial during the Winter, and may keep it closed until Spring. It had been unused for about 10 years before the burning of the Acme, and was reopened as a substitute. With possibility of being continued in use part of each week during the Winter and full time for the Spring, Summer, Fall.

Kings Get Theater Okay

Mobile, Ala.—C. B. King and C. H. King secured a permit at City Hall to construct a movie house for Negroes at the northwest corner of Dearborn St. and Selma St., intersection on the city's southside. Cost of structure will be $13,000, according to permit. Seating capacity will be 600.

Nat'l Rectifiers Used

Pittsburgh — National rectifiers have been installed in Chris Lampros' Capitol Theater at Farrell, Pa., and in the State Theater at Osceola Mills, Pa. NTS made the installation.

UDT Places Order

Detroit — The United Detroit Theaters has purchased Simplex Four-Star sound, Simplex projectors, Hertner generators, Peerless Magnarc lamps, Walker PM screen, National Crestwood carpet, B & L lenses and a National marquee for their new Bloomfield Theater in Birmingham, Mich. NTS made the installation.

New Theater Planned

Mt. Clemens, Mich.—A $150,000 theater and store building is being planned by a corporation headed by Robert G. Peltier, manager of the Jewel Theater.

PROSCENIUM CHATTER

EASTWOOD THEATER CO., INC., East Hartford, Conn., has filed certifi of incorporation naming Adelyn Hitchc Florence Parker, and Gerald R. Steinb all of Norwalk, as incorporators. Am with which business is commenced is $ 000. The company leases the 1,000- Eastwood, under construction.

* * *

Paramount Pictures, Inc., has plans prepared by C. W. and Georg Rapp, Inc., for the construction o new motion picture theater in M wood, Ill., to cost about $225,000. will contain the very latest equipm and be completely modern in ev respect.

* * *

Standard Theaters' new West in Gr Bay, Wis., is scheduled to open on Nov. House incorporates a number of unu features including an illuminated to sunken lobby and smoking room. Gec E. Hannon will be its managing head.

* * *

National Theater Supply is inst ing hard-of-hearing equipment in Rivoli, West Haven, Conn., now op ated by Fishman Theater circuit.

* * *

Mr. and Mrs. O. W. McCutchen, own and operate five theaters in southe Missouri towns and in Blytheville, A have completed construction of a sec theater in Charleston, Mo. The new ho has opened for business.

* * *

Out in Chicago, George Gebri has sold the Rosewood Theater to P Diner who operates the Essex. Greiver will book films for the n owner.

* * *

The new Plains Theater, Plains, I built by Jerome and Joseph Engel, had official opening last week. It is c structed of concrete block and has a stu and glass front. Cost of the theater $60,000. Samuel Z. Moskowitz of Wilk Barre, Pa., was the architect, and Anth Grosek of Plains the general contractor.

* * *

Construction of a $4,000 buildi to house a new movie theater has be begun by Luther and Ozy Woodfie brothers and local business men Pine Bluff, Ark.

* * *

Frank R. Eagleton and associates are h ing plans drawn for a new 700-seat thea in Savanna, Ill. Brotman circuit will bu a new theater in Rock Island, Ill.

* * *

Two new theaters are being erect near the site of the new San Jacin Ordnance Depot, 15 miles from Ho ton. They will be known as t Grand and the Sanja.

* * *

Demand for theater tickets in the C sector is currently at a high level, accordi to A. M. Siegel of the Ansell Simplex Tick Co. He says the presses are working capacity, turning out 20,000,000 ticke per day.

* * *

The Rivoli, Hartford, operated Maurice and Joseph Shulman, will ha a new neon marquee and soffit.

DO NOT REMOVE

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

OL. 80, NO. 93 NEW YORK, MONDAY, NOVEMBER 10, 1941 TEN CENTS

OPM WILL ESTABLISH THEATER DIVISION

No Special Session for 'Anti-5' Repeal in Minn.

THE WEEK IN REVIEW

Browne, Bioff Guilty

By L. H. MITCHELL

EXTORTION SUIT: Jury in Fed-ral court, after being out slightly ver two hours, found George E. rowne, IATSE prexy, and Willie ioff, his West Coast rep., guilty on ll three counts in their trial on the harge of extorting nearly a mil-ion dollars from four majors to revent calling of a studio strike. entence will be pronounced Wed-sday. . . Speculation as to Browne's uccessor as IA prexy, if he re-igns, included names of Harlan olmden, first v.-p. of Cleveland, ichard Walsh, third v.-p. of New ork, and Louis Krouse, general ecretary-treasurer.

* * *

ANTI-5: Judge Henry W. God-ard in N. Y. Federal court, granted aramount the right to sell pictures n Minnesota without complying with he blocks-of-five ordered in the con-ent decree . . . United Artists has esumed selling product in Minne-ota . . . N. W. Allied warned ex-ibs. on cancellation restrictions.

* * *

FINANCIAL: K-A-O reported a 9-week net of $368,418, a drop of 120,841 from the net for the same eriod in 1940. . . RCA's net for the rst nine months of the year soared y $2,161,121 to $7,370,165. . . . Jos-ph Bernhard reported that 7,841 heaters had turned over to the USO 943,684, with sums in transit to each the million mark. . . . Ameri-an Arbitration Ass'n reported that ost of arbitration so far is $190,-00 less than the budget.

* * *

WB PRODUCTIONS: Warner Bros. named six district managers nd four new branch heads. Ben Kalmenson was elected prexy of Vitagraph, Inc., M. A. Silver was named zone manager in Pittsburgh nd it was announced that Robert Taplinger, in charge of national publicity, would set up a Warner nformation bureau.

* * *

THIS AND THAT: Possibility

(Continued on Page 7)

Governor Stassen Assures Northwest Allied He Has No Legislative Program

Minneapolis—Gov. Harold E. Stassen has given Allied Theater Owners of the Northwest a definite pledge he will not call a special session of legislature for the purpose of repealing the new Minnesota anti-blocks-of-five law, as suggested by William F. Rodgers, Metro's general sales manager.

Fred Strom, executive secretary of Northwest Allied, made public the Governor's pledge here Friday.

At the same time, Strom announc-

(Continued on Page 7)

Warners Ask Relief To Make Minn. Deals

Judge Henry W. Goddard on Friday will hear Warner Bros.' application for permission to be relieved of complying with the consent decree in Minnesota so that pictures can be sold under the state law requiring distributors to offer a full season's program. Paramount already has been relieved of the trade-

(Continued on Page 4)

Warner Bros. AOE Wins Bargaining Agency Poll

Office workers at the Warner Bros. home office in an election held by the National Labor Relations Board cast their preference for the Warner Bros. Associated Office Employes as their bargaining agency

(Continued on Page 7)

RKO Lyric, Cincy, Starts Dual Bills

Cincinnati—RKO Lyric, downtown, Friday adopted a double-feature policy. It's the first local major house to adopt duals. A new price range was also put into effect, 25c till six, and 25 to 36c after, Federal tax extra.

May Call Unity Meet Before Month Ends

Efforts to bring about the all-industry unity conference before the end of this month are reported to be in work. Allied's special committee is reported to have told distribution heads that it is its intention to speed up the proposal and allow no delay in putting the plan into operation.

Program of inviting other branches of the business to participate in the

(Continued on Page 7)

30% Power Curtailment Deferred Till Nov. 17

Washington Bureau of THE FILM DAILY

Washington—Praising theater operators and other large users of electricity for outside lighting for their splendid co-operation in the "blackout" in seven Southeastern states, the Office of Production Management announced yesterday that the proposed over-all cut which would threaten the operation schedules of

(Continued on Page 4)

Special Advisory Committee to be Named from the Industry as Consultant

By OSCAR HUME

Washington Bureau of THE FILM DAILY

Washington—A special division to consider priority problems of the motion picture industry will be established shortly in the Office of Production Management, THE FILM DAILY learned at the week-end.

A special advisory committee, composed of film trade leaders, will be named to consult with OPM on problems of the industry, especially with regards to obtaining critical material.

In addition, the OPM is pre-

(Continued on Page 5)

Aussie Ad Valorem Plan to be Fought

A proposal by the Australian Exhibitors' Congress for an ad valorem method of taxation on the earnings of imported pictures will be protested by American distributors if the plan is presented to the Australian Government.

Under the present method, pic-

(Continued on Page 7)

Court Order Writes Finis To Fox Theaters-Fox Case

Bringing to close litigation which involved the disputants in numerous court battles, N. Y. Supreme Court Justice Louis A. Valente on Friday granted the application of Kenneth

(Continued on Page 4)

Ohio ITO in Selling Survey

Sends Questionnaires to 32 Exhib. Groups

Columbus, O.—ITO of Ohio is canvassing 32 exhibitor organizations for information on product, terms and selling policies in different parts of the country. A detailed report on the findings will be made at the ITO convention here Nov. 25-26.

A questionnaire asks exhibitors if they are for or against the blocks-of-five sales plan, the product bought

(Continued on Page 5)

Kalmine in Pittsburgh For Zone Parley Today

Meeting of all Warner theater managers and theater department executives in the Pittsburgh zone area has been called for today by Harry Kalmine, assistant general manager of Warner Theaters. Moe

(Continuea on Page 5)

Armistice Day Will Bring Early Closing

Five major company home offices will close at 1 p.m. tomorrow in observance of Armistice Day. They are Metro, 20th-Fox, Universal, Columbia, and RKO Radio. Warners, Paramount and UA will remain open as usual.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Friday, Nov. 7)

NEW YORK STOCK MARKET	High	Low	Close	Net Chg.
Am. Seat.	9¾	9¾	9¾	....
Col. Picts. vtc.(2½%)	7	7	7	....
Con. Fm. Ind.	....	....	....	....
Columbia Picts. pfd.	26¾	26¾	26¾	— ½
Con. Fm. Ind. pfd.	9⅞	9⅞	9⅞	....
East. Kodak	135	135	135	— ½
do pfd.	....	....	....	....
Gen. Th. Eq.	12⅝	12⅝	12⅝	— ⅛
Loew's, Inc.	38½	38	38	— ⅛
do pfd.	106	106	106	....
Paramount	15⅜	15⅛	15¼	+ ¼
Para. 1st pfd.	112⅞	112⅞	112⅞	+ 1⅜
Para. 2nd pfd.	13¾	13¾	13¾	+ ⅛
Pathe Film	14	14	14	....
RKO	2½	2½	2½	....
20th Century-Fox	8¼	8⅛	8⅛	— ⅛
20th Century-Fox pfd.	22	22	22	— ⅛
Univ. Pict. pfd.	....	....	....	....
Warner Bros.	5	4¾	5	+ ⅛
do pfd.	72¼	72¼	72¼	— ⅞
NEW YORK BOND MARKET				
Loew's deb. 3½s46	....	....	....	....
Para. B'way 3s55	....	....	....	....
Para. Picts.cv. 3¼s47	100½	100½	100½	— ¼
Para. Picts. deb. 4s56	100¾	100¾	100¾	....
Warner Bros.' dbs.6s48	....	....	....	....
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	....
Radio-Keith cvs.	5-32	5-32	5-32	....
Sonotone Corp.	....	....	....	....
Technicolor	8⅜	8⅜	8⅜	+ ⅛
Trans-Lux	⅝	⅝	⅝	+1-16

Ill. Allied Endorses Unity Drive

Chicago—Illinois Allied membership meeting Friday at the Congress Hotel endorsed Jack Kirsch's work for the unity drive. New season's booking difficulties were discussed.

B & K Not Extending Duals

Chicago—B & K deny they are extending double feature programs to more Loop theaters. The Roosevelt is the only B & K Loop house doubling.

Marcel Leblanc, Author, Dies

Vichy (By Cable)—Maurice Leblanc, 76, author of the Arsene Lupin detective mystery novels, a number of which Hollywood has filmed, died yesterday at the home of his son in Perpignan.

◼ The Broadway Parade ◼

Picture and Distributor	Theater
Sergeant York (Warner Bros.-Lasky)—5th week (a-b)	Strand
Nothing But the Truth (Paramount Pictures)—3rd week	Paramount
Dumbo (RKO Radio-Walt Disney)—3rd week	Broadway
The Chocolate Soldier (Metro-Goldwyn-Mayer Pictures)—2nd week	Astor
How Green Was My Valley (Twentieth Century-Fox)—2nd week	Rivoli
Ladies in Retirement (Metro-Goldwyn-Mayer Pictures)	Capitol
Appointment for Love (Universal Pictures)	Music Hall
Week-End in Havana (Twentieth Century-Fox)	Roxy
International Lady (United Artists-Edward Small)	Criterion
South of Tahiti (Universal Pictures)	Rialto
Frightened Lady (J. H. Hoffberg Prods.)	Globe
The Stork Pays Off (Columbia Pictures)	Central
Navy Blues (Warner Bros. Pictures) (a-b)	Palace
Moon Over Her Shoulder (Twentieth Century-Fox) (a)	Palace
Let's Go Collegiate (Monogram Pictures) (a)	New York
Riders of the Purple Sage (Twentieth Century-Fox) (a)	New York

♦ FOREIGN LAUGUAGE FEATURES ♦

The Man Who Seeks the Truth (Dome Films, Inc.)—6th week	World
The King (Frio Films)—3rd week	5th Ave. Playhouse
A Day in Soviet Russia (Artkino) 3rd Week	Stanley

♦ FUTURE OPENINGS. ♦

New York Town (Paramount Pictures)—Nov. 12	Paramount
This England (Esquire Films)—Nov. 17	World
International Squadron (Warner Bros. Pictures)—Nov. 13	Strand
The Shadow of the Thin Man (Metro-Goldwyn-Mayer Pictures) (c)	Capitol
A Yank in the RAF (Twentieth Century-Fox)—Nov. 11 (a-b)	Palace
Hurry, Charlie, Hurry (RKO Radio Pictures)—Nov. 11 (a)	Palace
Gunman from Bodie (Monogram Pictures)—Nov. 11 (a)	New York
Hard Guy (Producers Releasing Corp.)—Nov. 11 (a)	New York
Hanna in Society (Scandia Films)—Nov. 15	48th St. Theater

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

Review Board Conference To Hear Nizer Thursday

Louis Nizer, executive secretary of the New York Film Board of Trade, will discuss "Trade Practices in the Motion Picture Industry" in addressing a joint meeting of delegates to the National Board of Review of Motion Pictures annual conference and students of the New York University motion picture course at NYU Thursday night.

Conference opens Thursday morning at the Hotel Pennsylvania. Other speakers on Thursday's program include John Grierson, Film Commissioner of Canada; Mrs. Russan McIntosh of the Brearley School, Lars Moen, film engineer; Lester Scott, national executive director of the Campfire Girls, and Mrs. H. S. Gans, honorary president of the Child Study Association.

Scheduled to speak on Friday are Garson Kanin, Bosley Crowther, film critic of the New York Times; Elizabeth Hawes and Lieut. Col. M. E. Gillette, Signal Corps, head of the Film Training Laboratory at Fort Monmouth, N. J.

War Dooms Stage Show Plan for Rideau, Ottawa

Toronto — Famous Players Canadian has announced that, because of unforeseen difficulties due to the war, the stage shows which were to have been booked into the Rideau Theater at Ottawa, have been canceled. The units were to have been presented in conjunction with film programs. It is understood that talent was not available in Canada and acts could not be imported from the United States because of border restrictions and foreign exchange regulations.

Bette Davis Named Prexy Of Motion Picture Academy

West Coast Bureau of THE FILM DAILY

Hollywood — Bette Davis was elected president of the Academy of Motion Pictures, Arts and Sciences. Other new officers are: Walter Wanger, first vice-president; Edward Arnold, second vice-president; Rosalind Russell, third vice-president; James Hilton, fourth vice-president; Jane Murfin, secretary; Nat Finston, assistant secretary; John Aalberg, treasurer; Pete Smith, assistant treasurer. Donald Gledhill continues as executive secretary.

It was announced that plans for new academy building would have to be shelved until the end of national defense emergency because of inability to obtain building materials.

Conn. Allied Meets Tomorrow

New Haven—Allied Theater Owners of Connecticut postponed the scheduled Election Day meeting until tomorrow at the Hofbrau Haus Restaurant. Plans will be organized for the state-wide poll of exhibitors on their reaction to the New York Consent Decree.

CLOSE THAT DEAL TOMORROW BY TELEGRAPHING TODAY VIA

Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

COMING and GOING

IRVING C. JACOCKS, Jr. of the Branf Theater, Connecticut MPTO prexy, MRS. COCKS, and their daughter, NANCY, visi with Bert Jacocks at Boston.

PHIL SHERMAN, formerly of Monogram, N Haven, manager for Warner's at Montreal the past few years, paid the Elm City a visit

H. M. RITCHEY returns today from Dall

HERBERT J. YATES, JIMMY GRAINGER MOE J. SIEGEL arrive in New York today a Chicago sales meeting.

ROBERT M. GILLHAM returns from Wa ington today.

JOE PASTERNAK left for Washington o the weekend with Detroit as his next stop.

LANA TURNER is here from Hollywood on short vacation.

BOB BENJAMIN, attorney, left for the Co over the weekend.

ALEC MOSS, Paramount's advertising ma ager, has returned from a visit of the co pany's exchanges.

CAROL BRUCE is here from the Coast.

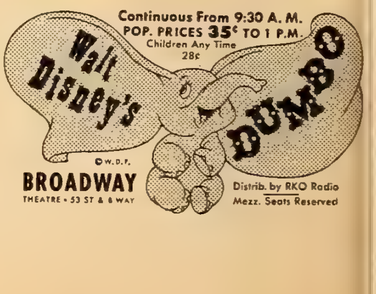
NEW YORK THEATERS

RADIO CITY MUSIC HALL
50th St. & 6th Ave.
CHARLES BOYER—MARGARET SULLAVAN
"APPOINTMENT FOR LOVE"
A Universal Picture
ON THE GREAT STAGE: "AUTUMN LEAVES"
—a merry fall festival . . . produced by Leonidoff.
Symphony Orchestra, direction of Erno Rapee.
1st Mezzanine Seats Reserved Circle 6-4600

PARAMOUNT PRESENTS BOB HOPE PAULETTE GODDARD "NOTHING BUT THE TRUTH"
IN PERSON THE ANDREWS SISTERS JOHNNY LONG AND BAND
PARAMOUNT TIMES SQUARE

"WEEK-END IN HAVANA"
A 20th Century-Fox Picture
PLUS A BIG STAGE SHOW ROXY 7th AVENUE 50th STREET

RKO PALACE B'WAY & 47th St.
Ann Sheridan — Jack Oakie
"NAVY BLUES"
—plus 1st N. Y. Run—
"MOON OVER HER SHOULDER"
Lynn Bari—John Sutton



So What and Why

Arthur Brisbane who wrote his way to fame in short paragraphs and simple thoughts dramatically expressed, used to say that "A newspaper man is like a hen: because she has to lay a new egg every day" In our observation they are more like roosters, but we'll pass that.

For us of the amusement business, each day is a new approach to that same job, a show for sale at the box office.

The plan and purpose is always the same. The appeal must, however, seem different.

The theatre needs to have a show, and one new to the customer, every time the customer decides he wants a show.

Republic, with its policy addressed at the whole American family, recognizes the diversity of demand, and the demand for diversity with a program addressed at the range of whims that express a basic taste.

Republic's offerings for 1941-42, delivered on a dependable schedule—and a dependable schedule is part of that policy—will include thirty-two feature productions, on themes of comedy, melodrama, music, action tales and such topically inspired stories as may be derived from the news and trends of these stirring days.

Besides all that, there will be thirty Westerns, presenting those same stars, made and proved at the box office in the rise of Republic: Gene Autry elected to major stardom by grace of the box office dollar, Roy Rogers, The Three Mesquiteers and Don "Red" Barry.

Additionally Republic will continue to dominate the serial market with four chapter-plays for the coming season: Slingin' Sammy Baugh, the football sensation, in "King of the Texas Rangers," Ralph Byrd in "Dick Tracy Versus Crime, Inc.," "Spy Smasher," another Fawcett cartoon subject, backed by the same campaign that made serial history with "Adventures of Captain Marvel," and the new Serial Queen Frances Gifford in "Perils of Nyoka."

These productions are made strictly for the customers.

REPUBLIC PICTURES CORPORATION

BUY U. S. DEFENSE BONDS

30% Power Reduction Postponed One Week

(*Continued from Page* 1)

some theaters in that area, have been postponed for one week.

If the present improved situation continues, it may be possible to postpone curtailment for an additional week, to Nov. 24, officials said.

The "blackout" on marquees and other outside lighting, however, will continue.

The curtailment order which calls for over-all curtailment of 30 per cent in Georgia, Tennessee, Alabama, East Mississippi, Southeast South Carolina and Northwest Florida, originally was intended to go into effect today, while the 30 per cent cut in the areas hardest hit by the shortage were postponed for a week, the curtailment in most of South Carolina, (the five per cent area) and North Carolina was postponed indefinitely.

Moderate to heavy rains, plus increased power deliveries, together with immediate and willing co-operation of theater operators and other users of outside lighting, with the "blackout" provision have made possible postponement of the over-all curtailment, officials said.

Possible necessity of extending the blackout to the other areas, particularly those in highly concentrated industrial areas where the defense pull on power is tremendous, is under consideration by OPM but so far no action has been found necessary, though it may be in the near future.

Atlanta, Ga.—Effective date for a 30 per cent power curtailment in non-defense industries in Georgia, Tennessee, Alabama, eastern Mississippi, southeast South Carolina and northwest Florida has been deferred from today to next Monday.

Increased power deliveries in to the shortage area from other sections via pooling along with rains have made the postponement possible, the OPM power office announced. It was emphasized, however, that the blackout continues in the entire seven states.

According to J. A. Krug, head of the power office here, increased deliveries of power from Arkansas and Kentucky into the shortage area have amounted to an additional 2 million kilowatt-hours of power.

T. Kennedy Stevenson
Edwin H. Wolk

▼ ▼ ▼

● ● ● A BIG and important job commenced on Friday at a luncheon meeting in the College Room of the Hotel Astor,—the task assigned to the Motion Picture, Theatrical and Amusement Division of the New York and Brooklyn Federations of Jewish Charities to raise its increment for the 1941 campaign in behalf of 116 institutions in Greater New York......Never in the annals of Federation has the need for carrying the objective poised as great a responsibility upon the film, stage and radio group, et al, as is the case this year......But it was heartening to see the determination which marked the luncheon meeting, and another indication of success was the size of the turn-out...... Major Albert Warner and David Bernstein, the co-chairman of the Division, jointly presided......Short but inspiring addresses were delivered by George Z. Medalie, president of the New York Federation, and Paul Felix Warburg, chairman of the Business Men's Council of the campaign......

▼ ▼ ▼

● ● ● *OTHERS present at the Federation luncheon were Barney Balaban, Joseph Bernhard, Leopold Friedman, Jack Alicoate, Billy and Harry Brandt, Louis Phillips, Sam Rinzler, Herman Robbins, Max B. Blackman, Leo Brecher, Irving Caesar, Max A. Cohen, Oscar Doob, M. J. Fessler, Louis Frisch, Leon Goldberg, Milton Green, Monroe Greenthal, Toby Gruen, Marcus Heiman, Arthur Israel, Jr., Henry Jaffe, Joseph Kaufman, Malcolm Kingsberg, Bertram Lebhar, Sam E. Morris, License Commissioner Paul Moss, Max Seligman, Harold Rodner, A. P. Waxman, Charles Sonin, Samuel Rosen, and Sam Schneider......The Messrs. Warner and Bernstein assured the Messrs. Medalie and Warburg that the Division would rally the amusement industries* 100 *per cent for the Federation campaign......Another luncheon meeting was set for Tuesday, Nov.* 25 *and at that time committee chairmen will be named......*

▼ ▼ ▼

● ● ● THAT Allied Convention down Dallas way has ended, but the melody lingers on......Top gag of the conclave was when one of the exhibitors asked a porter where the meeting was being held...... "You mean that Metro-Allied convention?" replied the porter. . . ● A massive silk Metro banner was displayed in the lobby of the Adolphus Hotel......Someone asked H. M. Richey if it was a Second-Run banner, pointing out that the boys had seen it before......Another suggested that it signified that Marse Richey was in residence at the hostelry. . . ● Anent that gent,—he piked from the conclave for New Orleans where he met Al (Mark Twain) Steffes, who was leisurely floatin' down the Mississippi in his own boat, after a sojourn at his Summer home in Aiken, Minn.......Al is feeling much better these days......From N.O. he's sailing to Los Angeles......

▼ ▼ ▼

● ● ● *DURING the convention, Leroy Bickel, Louis J. Weber, C. D. Lyne and R. G. Taylor of Metro had planned a luncheon for Richey and Sid Samuelson......But Sid was unable to attend the Allied meet because of a conflict in dates......However, a "stand-in" was designated in the person of Hix Smith, FILM DAILY staff correspondent......The luncheon was held at the Golden Pheasant, the Southwest's most famed feed-bagery......Notwithstanding the restaurant's renown for cuisine, this luncheon's preparation was supervised by R. G. Taylor, who probably has no equal in filmland in the matter of preparing fish and game for connoisseurs......Fish, venison and doves were the dishes Taylor had prepared......A certain highly-esteemed Mexican beverage was served as an appetizer.*

« « « » » »

Warners Ask Relief To Make Minn. Deals

(*Continued from Page* 1)

show and blocks-of-five provisions of the decree and is selling in the state.

In an announcement Friday, Warners stated that the decision to apply for relief was reached after giving due consideration to the hardship on the public and the effect on exhibitors who are in need of product.

"Vitagraph (Warner Bros.) still deplores this statute which compels it to set up a selling system in Minnesota different from that in the other 47 states," the statement declared, "and intends to continue contesting its constitutionality with the utmost vigor and with the hope that the Minnesota legislature when it convenes again will remove it from the statute books, if the courts have not already struck it down."

J. Robert Rubin, general counsel of Loew's, informed Northwest Allied by wire Friday that M-G-M would await the outcome of the law suit against three companies for alleged violation of the state law before deciding its future course of action.

Court Order Writes Finis To Fox Theaters-Fox Case

(*Continued from Page* 1)

P. Steinreich and Leopold Porrino, trustees of Fox Theater Corp., for approval of a complete settlement of claims and counter claims involving Fox Theaters and William Fox.

Under the order, William Fox agrees to pay the company $25,000 and drop a $7,000,000 claim against it. Theater company will drop all claims against Fox including litigation in Nassau Supreme Court. Settlement freed $85,000 which has been held in reserve against Fox's claims for distribution among creditors of Fox Theaters.

It was also disclosed that 20th-Fox is to receive $39,500 from William Fox under a settlement of the Nassau Supreme Court suit.

Isidore Axler Stricken

Toronto—Isidore Axler, manager of the new Victory, collapsed in the theater from a heart attack, and died.

Wuxtry! Firm Splits! !

O'Brien, Raftery and Driscoll was a law firm divided over the weekend. It was all because of the Holy Cross-Brown football game at Providence. The partners went to the game but Denis O'Brien and Joseph F. Driscoll as loyal Holy Cross alums sat on the Crusaders side of the field and Ed Raftery a Brown graduate, sat among the Brown rooters.

M Will Establish eater Division

(Continued from Page 1)

ing to conduct an industry-e inventory to obtain de-led information on the pro-tion contemplated during and the requirements of atial materials both by the-r supply houses and produc-n studios.

e new method of handling the tion is being devised in an ef-to slash the red tape which cations from the industry would to go through in order to ob-needed materials.

soon as the new set-up is leted, and the advisory com-e named, the industry repre-tives will be called to Wash-n to confer with OPM officials rning the over-all requirements e industry.

e requirements will then be n down according to commodi-and taken up in turn with the s of the various materials di-ns, which will determine wheth-e requirements are reasonable, a lump sum allocation will be , and distributed among the us factories and other branch-the industry in accordance with cific plan, details of which will to be worked out.

Plans In Formative Stage

ans for the new branch and ad-y committee are still in the ative stage, but it is under-l the committee will be com-d of leaders both in the exhibi-and the production field. The set up is being undertaken at irect instigation of Donald Nel-executive director of the Sup-Priority and Allocations Board head of the Priorities Division PM, in an effort to enable the stry to present its problems di-y to those responsible in Wash-n.

will have the effect of pre-ing an over-all picture of the stry's problems as a unit, rath-han placing OPM in the posi-of having to pass on individual ications, and is designed to iron inequities that might occur un-the individual application sys-as well as insure more com-ensive and rapid action on in-ry's requests.

While the industry will be quired to conserve scarce ma-rials in every possible way, is thoroughly understood here at officials are determined that cause of its high value in aintaining public morale, it shall suffer just as little as possible. It is expected new theater buildings will be okayed in areas where prospective builders can clearly demonstrate the need for such entertainment facilities exist.

An example of the stress which OPM is putting on necessity of entertainment facilities was seen here when a contractor who was erecting a store building in a Washington suburb was unable to get materials until he changed plans and converted the proposed building into a bowling alley, whereupon the material were forthcoming at once.

The answer is that Washington is overrun with defense workers and entertainment facilities are inadequate. The same action is expected to be taken with regards to entertainment, including motion pictures in other newly-congested areas.

New Setup to be Pushed

THE FILM DAILY could not learn how soon the new setup is expected to be completed, but it is understood it will be pushed in order that the industry might not suffer unduly from delay. Production studios have virtually been assured the OPM will take care of them.

It is understood that several manufacturers of theater equipment have become "jittery" because they have as yet received no answer to their pleas for priority ratings, but officials indicated that their requests are being held up pending formulation of the new setup so the situation can be studied as an industry-wide problem rather than on the basis of individual applications.

VEDDING BELLS

ppleton, Wis.—John Griem, pro-ionist at the Elite Theater, has married to Viroca Boyce.

UDT Substituting Stage Show for One Film In Detroit's Ramona Theater for Two Days

Detroit—United Detroit Theaters is putting in stage shows at the Ramona, 2,200 seat nabe, dropping one feature for the Tuesday to Wednesday change on which the shows are booked. This move is in distinct contrast to previous policy of local houses, including the same circuit at its Vogue theater, when stage shows were merely added to an existing double feature bill, and is the strongest move away from double features made, outside the downtown houses, in the past two seasons.

Univ. Winds Up First Of Special Sales Meets

Chicago—First of two mid-season sales meetings was concluded here yesterday by Universal's home office and studio executives and the district and exchange managers from the Western and Southern divisions.

William A. Scully, general sales manager, told the sales staff that Universal had been making the most of its policy to "deliver even more than it promises." Unsold situations were discussed and product analyzed.

President Nate Blumberg, Matty Fox, vice-president, and Bernie Kreisler, short subjects sales manager, addressed the representatives.

Sixth for "Sergeant York"

Cincinnati—"Sergeant York" carried over into the 6th week at RKO Capitol.

PRC Sales Head Sees 7,000 Accounts for This Season

Predicting that Producers Releasing Corp. will service 7,000 accounts with its 1941-42 program, Arthur Greenblatt, sales manager, on Friday announced a number of new circuit deals. These deals, closed since Nov. 1, include:

Morse circuit, Boston; Mutual Theaters, Detroit; John Servaas, Indianapolis; Lewis Theaters, Houston; Clearfield Amusement Co.-Mid-State Theaers, Pittsburgh; Alpine Theaters, Pittsburgh; Theaters Service Corp., New Orleans; Community Theaters, Cleveland; Bijou and Avalon Theaters, Toledo; Esquire Theater, Toledo; Charnas circuit, Toledo; Manny Marcus and Rex Carr Theater Circuit, Indianapolis; Williston circuit, Indianapolis and Louisville; Switow Theaters, Kentucky and Indiana, and the Shea circuit.

Ohio ITO to Conduct Survey on Selling

(Continued from Page 1)

to date from each company, data on increased film rentals, a comparison of the net box-office business during the last four months with that of the same period in 1940, an expression of opinion as to which company is conducting its business in the fairest manner and which company is the "toughest."

Kalmine in Pittsburgh For Zone Parley Today

(Continued from Page 1)

Silver, Pittsburgh zone manager will preside at the one-day meeting.

Harry Goldberg, theater department advertising and publicity manager, will screen "One Foot In Heaven" for the managers and discuss merchandising plans for the picture. Kalmine and Goldberg will be back at the home office Tuesday morning.

Free Parking In Cincy

Cincinnati — Paramount and Orpheum suburban RKO houses, have inaugurated free parking service. The theater's cashier stamps the patron's parking check.

NBC to Telecast 3 New Defense Series

NBC, in co-operation with the Office of Civilian Defense, will expand its television activity in relation to national defense by devoting three new tele series over WNBT to national defense and allied subjects.

The three new series, which begin this week in connection with National Defense Week, will include appearances of several of the nation's defense leaders — probably Mayor Fiorello H. LaGuardia, Lt.-Gov. William Poletti and Alice Marble, women's defense director. Wendell L. Willkie will be a later guest in the series. Visual lessons in the use of civilian defense apparatus will be shown.

On tomorrow night's telecast, Helen Nolan, director of Defense Information for New York State, will outline the week's program for the entire state. Wednesday's "Television and You" will center on tele's use in disseminating information and practical instruction in defense technique. The Saturday night telecast will feature modern dogs of war, animals trained for work with the armed forces.

Closer Co-Ordination By Tele Workers Urged

Mary Hunter, speaking at the American Television Society meeting at the Jam Handy Theater Thursday night, urged closer cooperation between actor, director and cameraman to insure higher quality of dramatic television programs. Miss Hunter, the "Marge" of "Easy Aces," has been active in television since its inception not only as an actress but also as a director on assignment. In bringing out the actor's point of view in television, the subject of the meeting, she stressed the fact that if an actor is to do a good job of portraying a character and projecting him to the audience, he must have the full cooperation of the cameraman to help him "point up" a certain bit of action that is vital to the telling of the story. This can be done, as she pointed out by illustrations from her own experience, by closeup shots which would center the interest.

Georgie Price, Broadway musical comedy, radio and television entertainer, thought that television could not reach its fullest possibilities until after the emergency. He stated that it had great advantages in building up a performer to put him in demand for other entertainment mediums.

Norman D. Waters, prexy of the ad agency bearing his name, reported to the meeting the outcome of his attempts to bring television to the attention of the Government as a means of aiding national defense.

"U" Signs Dwight Taylor

Hollywood—Universal has signed Dwight Taylor to long-term writer-producer contract.

REVIEWS OF NEW FILMS

"I Killed That Man"

with Ricardo Cortez, Joan Woodbury, Pat Gleason

Monogram-K-B Prod. 71 Mins.

(HOLLYWOOD PREVIEW)

SWELL MYSTERY STORY PACKED WITH ACTION AND SUSPENSE IS A NATURAL FOR YOUNG AND OLD ALIKE.

Maurice and Franklin King have scored again with this, their second production venture, discounting the possibility that the success of their first film "Paper Bullets," made with the same crew, was a fluke. "I Killed That Man" has plenty in it to recommend these boys as ace producers in the low-budget field.

Director Phil Rosen, who is rapidly becoming recognized as a sort of "miracle man" for his trick of packing "A" quality into quickies he makes on midget budgets, has done a masterful job of megging—despite the fact he turned this finished negative into his bosses in seven days. There is no lost motion—no slipshod performances—no telegraphing of the denouement—so craftilly has he paced the yarn and led his actors through their roles.

The cast, headed by Ricardo Cortez and Joan Woodbury, is great. Ralf Harolde, who used to be a steady-working heavy, comes through with a fine, touching performance as the condemned killer. George Breakston, although not given screen credit, is responsible for many entertaining moments as the kid switchboard operator. The rest of the cast follow the good examples of the principals.

All credit is due scripters Leonard Fields, David Silverstein and Henry Bancroft for their tight little play and the technical workers in every department.

The story concerns itself with the efforts of Ricardo Cortez, playing an assistant D. A., to uncover the killer who knocked off a condemned prisoner in the very death chamber, just as he is about to "sing" before execution. Of the heterogeneous assortment of witnesses present—one is the culprit—and they can't all be held. Therein lies the action and suspense.

With the assistance of newspaper folk, and the bungling but willing help of the D.A.'s office boy, the suspects are eliminated one by one, until—as it is told in a fun-poking (at movie-mystery writers) tag, only one man can be the murderer and he is the only one who wouldn't and couldn't have done it.

Film buyers could do worse than buying this one, to support a weak top-feature, in preference to purchasing a routine second-feature that has been made for five times the dough. It's a natural for young and old folks alike.

CAST: Ricardo Cortez, Joan Woodbury, Pat Gleason, George Pembroke, Iris Adrian, Herbert Rawlinson, Ralf Harolde, John Hamilton, Harry Holman, Jack Mulhall, Gavin Gordon, Vince Barnett.

CREDITS: Producer, Maurice King; Associate Producer, Franklin King; Director, Phil Rosen; Authors, Leonard Fields and David Silverstein; Screenplay, Henry Bancroft; Cameraman, Harry Neumann, ASC; Editor, Martin G. Cohn; Musical Direction, Lew Porter and Johnny Lang; Art Director, Frank Dexter.

DIRECTION, Fast. PHOTOGRAPHY, Good.

"Playmates"

with Kay Kyser, Lupe Velez, John Barrymore

RKO 94 Mins.

KAY KYSER'S LARGE FOLLOWING WILL FIND THIS ONE IN THE GROOVE; ALSO SOLID FOR EXPLOITATION BY EXHIBS.

Corn and Shakespeare are an unusual combination for a comedy with music but they are blended rather effectively by David Butler, who produced and directed the picture. With Kay Kyser and John Barrymore, the respective protagonists, the result is entertaining. Exhibs. should find it a worthwhile subject for exploitation purposes.

Both Kyser and Barrymore, play themselves, in a yarn which has the latter agreeing to perform in a Shakespearean festival with the band leader. Barrymore is opposed to the idea but his publicity agent, Patsy Kelly, impresses upon him the need of the publicity in order to obtain a radio contract.

Firebrand Lupe Velez, looking more attractive than ever, appears on the scene as the lady bullfighter in love with Barrymore. Star attempts to wear Kyser out so that he would not have to appear on the stage with the bandleader. Kyser gets "hep" and turns the trick. Finale is built around a number called "Romeo Smith and Juliet Jones."

A good showman, Kyser and his aggregation add much to film's enjoyment. Ginny Simms, the vocalist, gets an opportunity to act. She is at her best though when she renders "How Long Did I Dream?" in a solo and with Harry Babbitt, "Humpty Dumpty Heart," and the number in the finale. Ish Kabibble gets some laughs with his poetry routine.

Among the principal performers Miss Kelly scores in a role which allows her to remind folks she is an excellent comedienne. Peter Lind Hayes makes a personable impression as Kyser's publicist. May Robson and George Cleveland are good in minor roles.

Jimmy Van Heusen and Johnny Burke who wrote the songs especially for the film, have contributed some worthwhile tunes. Film opens with a strong number, "Thank Your Lucky Stars and Stripes," and "Chiquita," gives Miss Velez an opportunity to do an exotic rhumba.

CAST: Kay Kyser, Lupe Velez, John Barrymore, May Robson, Patsy Kelly, Peter Lind Hayes, Alice Fleming, George Cleveland, Ginny Simms, Harry Babbitt, Ish Kabbible, Sully Mason and Kay Kyser's Band.

CREDITS: Producer and Director, David L. Butler; Screneplay, James V. Kern; Original, David Butler, James C. Kern, M. M. Musselman; Additional Dialogue, Artie Phillips; Cameraman, Frank Redman; Film Editor, Irene Morra.

DIRECTION, Good. PHOTOGRAPHY, Top-Notch.

Superimposed Titles On Prints

Rapid Film Technique, Inc., has installed equipment to print superimposed titles direct on prints. Operation of this new process is being supervised by M. Frenkel, Martin L. Lowy and H. R. Kossman.

Dramatists Guild Re-Elects Rice Prex

Elmer Rice was re-elected p
dent of the Dramatists' Guild at
annual meeting of the organiza
Friday. George S. Kaufman was
elected vice-president and Rich
Rodgers was re-named secreta
The following members
elected to the Guild council:

Philip Barry, Edward Childs
penter, Marc Connelly, Rose F
ken, Lorenz Hart, Howard Lind
John Monks, Jr., Arthur Schwa
George Sklar and Victor Wolf

Representatives of the Guild
have been elected to membershi
the Authors' League council are

Irving Berlin, Marc Connelly,
sel Crouse, Frances Goodrich,
Hart, Sidney Kingsley, John H
ard Lawson, Kenyon Nicholson,
thur Richman, A. E. Thomas,
Weiman, Stanley Young.

The Guild membership also
proved two amendments to the m
mum basic agreement with thea
cal producers. (1) It is not ne
sary for a foreign playwright w
ing in a foreign language and liv
abroad to become a member of
Guild. (2) The period in which
manager shares in the motion pict
rights of a play is extended from
years to eighteen years but
diminishing percentages during
last eight years.

Record Crowd at Detroi Arbitration Hearings

Detroit—Parkside theater arbi
tion case, most important in
tribunal, was heard at length Fri
before former Governor Wilbur
Brucker as arbitrator, and adjour
until Nov. 17. Largest attendance
record here is indicated. Exhibit
are following this with the idea
filing further arbitration cases,
pending on the outcome in this
Three distributor attorneys w
present, Irving Cohen for Pa
mount; F. W. R. Pride, one of
drafters of the consent decree,
20th-Fox and H. M. Pimstein
RKO and Vitagraph.

Day was devoted largely to te
nical arguments over jurisdict
with grounds for dismissal ba
largely on the allegation that
Parkside was not an independ
theater at the time of filing, beca
of its membership in ITL theat
booking co-operative, from which
withdrew at that time.

The manager of the Parkside F
eral Housing Project, across
street from the theater, testi
for the complainant, declaring t
theater served a real need in
situation and that residents
complained about pictures not be
shown early enough.

Cut Matinee Scale 11 Cents

Cincinnati—A price reduction
matinee admissions, effective imm
iately, from 33c to 20c was announ
at The Times, down town.

Aay Call All-Industry Unity Meet Before Dec. 1

lied's Conference Com- ttee May Get Samuelson- rsch Report This Week

(Continued from Page 1)

ferences will be handled by the ibutors. It is understood that itor units not affiliated with ied, including the ITOA, MPTOA others, will be contacted by the tributor representatives.

Sidney Samuelson was in New rk Friday completing the ground- rk laid by him and Jack Kirsch o weeks ago. A report to the neral conference committee may filed this week.

ost of Living Bonus ot Applicable to FPC

Toronto—Employers who had vol- tarily raised the pay of employes compensate for the higher cost of ing before the wage-fixing order the Labor Board will not be com- led to add the statutory bonus to yrolls, adopted by the Canadian vernment as a war measure to event inflation, according to a no- ication from the Department of bor.

The cost of living bonus will be termined by Government statistic- ns every three months but the or- r does not apply in the meantime firms which had raised wages and laries in the recent past. This ap- ies to Famous Players Canadian rp., employes of which received a rmanent bonus in October.

The ruling has also been made that nployes will continue to have the portunity of receiving a Christmas nus where extra pay had been anted in past years. Staffs of Can- lian chains and film distributing mpanies can, therefore, look for- ard to an extra week's pay at the d of 1941 because they had received e bonus previously.

loyd, Skirball Borrow litchcock to Direct 1 Pic

Frank Lloyd and Jack Skirball ave borrowed Alfred Hitchcock to rect "The Saboteur," Universal lease. Production starts about ec. 1.

Universal also has assigned Bruce anning to produce "Life of Thomas ewsome," while William A. Seiter as been named to produce and di- ect a sequel ot "Hired Wife" titled Fired Wife."

STORKS!

Chicago—It's a baby girl, named dith, at the home of Irwin Joseph, epublic salesman.

THE WEEK IN REVIEW

Browne, Bioff Guilty; Brit. 'Frozen' Coin Arrives

(Continued from Page 1)

that the "Big 5" night utilize the "escape clause" in the consent decree was seen in Government's hint it might not get a decree against the "Little 3," which would automatically make blocks-of-five a dead issue. . . . Allied of Conn.. will conduct a survey on effect of the consent decree to date. . . . Gov't will make a report on theater expansion under the decree. . . . Texas Allied at its Dallas meeting took up "sabotaging" of the consent decree, came out against percentage pix, and reelected Col. H. A. Cole prexy, as well as other officers. . . . Senator Clyde Herring of Iowa would exclude extra ushers from Government tax. . . . Unity idea is spreading, ITPA of Wis. and Upper Mich., was told by J. E. Flynn, Metro's district manager in Chicago. The ITPA offered its aid to Minn., in its anti-5 law difficulties. . . . At meeting of tele instrument manufacturers and broadcasters it was decided to propose a special committee of the FCC on television, particularly as to its use for national defense. . . . Paramount and National Theaters reported talking regional pix deals. . . . United Parents Ass'n plans a motion picture survey. . . . Newly organized Ala. MPTOA elected William R. Griffin prexy. . . . U. S. distribs. want to get their "frozen" coin out of Australia, and are pondering what action, if any, they can take on restrictions of imports into India and the "freezing" up to 50 per cent of monies due them. . . . Distribs. received $7,850,000 of "frozen" funds from England.

No Special Session in Minn.

Governor Gives Pledge to N.W. Allied

(Continued from Page 1)

ed the product situation is growing more acute every day for Minnesota picture theaters and said William J. Glaser, operator of the Paradise at Faribault, has decided to close that house on Nov. 21 because of inability to contract sufficient supply of class "A" pictures.

Glaser, who also operates the Lido in Faribault, told Strom that house would continue in operation with available product. The Paradise is the "A" theater of that city.

Strom Appeals to Governor

Following receipt by Strom of word that Rodgers had suggested the present situation in Minnesota, as to pictures, could be cleared up immediately by repeal of the anti-five law, the Allied executive secretary wrote Governor Stassen as follows:

"In behalf of independent exhibitor members of this association, will you please make known your position with reference to calling a special session of the legislature for the purpose of repealing the act known as the anti-blocks-of-five law?"

Replying to Strom's communication the Governor wrote: "I have absolutely no intention of calling a special session for the purpose of reconsidering the anti-five law, nor for any other purpose. The next session contemplated for the Minnesota legislature will be in January, 1943."

This statement by Governor Stassen definitely spikes all rumors the anti-five law may be repealed any time before the '43 session.

Record Biz for Indies

With four of the five major companies still refusing to sell in the state under the anti-five law because of the New York consent decree, other firms not bound by the decree are doing a record business.

Columbia, as an illustration, formerly got along here with four to eight prints on each feature. It now is using 16 to 20 on practically every picture on its list. In addition, this firm now is servicing 300 houses as compared with a maximum of approximately 100 in previous seasons. Other companies not bound by the decree report similar record business.

Lieut. Halpern Assisting Hirliman on Marine Film

Coral Gables, Fla.—Lieut. William A. Halpern, USMC, is serving as assistant director for "Here Comes the Marines," which George Hirliman is producing at Colonnade.

On its completion, Halpern will go to Lakeland to make a training film on the amphibious tractor used by the Marine Corps to land troops on hostile beaches.

Two File Interventions In Chicago Alcyon Case

Chicago—Henry Kohn, AJB Theaters attorney of Libertyville, Ill., has filed intervention in the Alcyon theater, Highland Park, arbitration case. Rosenberg, Stein & Rosen berg, attorneys for Sam Myers, have filed intervention in the Alcyon case for Myers' Glencoe Theater, Glencoe, Ill.

Aussie Ad Valorem Plan to be Fought

(Continued from Page 1)

tures imported into Australia are taxed on footage, but the AEC at a meeting held in Adelaide resolved to ask the government to consider the ad valorem method.

Subject was discussed at a recent meeting of foreign department managers and it was decided to take no action until the proposal was placed before the Aussie government.

Warner Bros. AOE Wins Bargaining Agency Poll

(Continued from Page 1)

by a vote of 451 to 112, it was learned Friday.

Election was held on Oct. 23 and the WBAOE is the first industry white collar group to win an NLRB election. Union is unaffiliated at present time but possibility exists it may join the Screen Office and Employes Guild, Local 109, CIO, or at least vote on such affiliation.

Local 109 has chapters at Columbia, Loew's and RKO. Columbia management has agreed to a NLRB consent election and the union has requested a similar vote for the Loew's unit.

There are independent office worker unions at 20th-Fox and Paramount. It is understood the former will soon vote on question of CIO tieup.

RED CROSS ROLL CALL—NOV. 11-30

M. P. PROD DIST
21ST FL
28 W 44ST
N Y C

Carry that ball!

Successful football teams mix 'em up . . . dazzle 'em with variety . . . play them off their feet.

A line buck . . . a lateral pass . . . a play around the ends. Kicks, forward passes, off-tackle plays . . .

In show-business, too, you've got to mix 'em up . . . Keep pounding away with **Trailers, Posters, Heralds, Lobby Displays, 24-Sheets** . . . everything in the advertising bag and you're bound to come out on top.

A good team plays for the final score . . . a good showman plays for the year's receipts.

Let advertising pave the way for you just as the interference clears the field in football.

Carry that ball with those three great ball carriers . . . **Standard Accessories** . . . **Special Accessories** . . . **Trailers** . . .

NATIONAL *Screen* SERVICE
PRIZE BABY OF THE INDUSTRY

FILE COPY
DO NOT REMOVE

THE Film DAILY

ntimate in Character
nternational in Scope
ndependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

80, NO. 94 NEW YORK, TUESDAY, NOVEMBER 11, 1941 TEN CENTS

ICK WALSH IA PREXY AS BROWNE QUITS

Warners, RKO Radio to Aid Allied Unity Plan

Vill Report to General ommittee This Week, Vith Action to Follow

RKO and Warner Bros. have reed to co-operate with Allied in unity program. Sidney Samuel- n, of Allied's committee, discussed e situation with RKO and Warner ecutives on Friday, thus complet- g conferences with all distributors, ajor and independent.

Report on the meetings will be ade to the general committee this eek and future action may be de- rmined shortly. It is understood at both Allied and the distributors ant the details of the plan worked t and a possible joint meeting fore the Christmas holidays.

oast Studios Send Into Production

est Coast Bureau of THE FILM DAILY

Hollywood — Nine new pictures e scheduled to go into production is week. The check-up:

At Universal: Five shooting, in- uding "Temporary Bride" (tenta-

(*Continued on Page* 8)

lbany Variety Club lects Silver Barker

Albany—The new Albany Variety ub, Tent Nine, elected its first of- ers in a week-end meeting at the en Eyck Hotel, unanimously nam- g M. A. Silver as chief barker.

(*Continued on Page* 6)

To Screen "Target" on British Warship

Philadelphia — Unique feature of Armistice Day observance here today will be the screening by Warners of the British war pic, "Target for Tonight," on the hangar deck of HMS Furious in the Philadelphia Navy Yard for the officers and crew of that aircraft carrier and of HMS Manchester. British Admiralty has okayed the screening and attendance at it of the press and radio commentators.

Appeals Board Refuses Full Elimination of Clearance to the American, Canton, N. Y.

Motion Picture Appeals Board has partially reversed the arbitrator's award in the case filed by the American Theater, Canton, N. Y., which asked for the elimination of clearance between the Ogdensburg Theater, Ogdensburg, and the American in the adjacent town.

The arbitrator granted the relief asked for but the case was appealed by RKO, the Appeals Board reversing the award on a technicality, provided the complainant filed a corrected brief. When the corrected brief was filed, the Appeals Board considered the case on its merits. In the new award made by the Appeals Board, clearance between the two houses was cut to three days instead of eliminated entirely.

Rename Zanuck Head Of Research Council

West Coast Bureau of THE FILM DAILY

Hollywood—Appointment of Darryl F. Zanuck, 20th-Fox Production Chief to serve a third term as Chairman of the Research Council of the Academy of Motion Picture Arts and Sciences, is announced by Bette Davis, newly elected President of the Academy.

DARRYL F. ZANUCK

While the designation of the Research Council Chairman usually takes place toward the end of the year and

(*Continued on Page* 4)

Van Schmus Heads Pix Red Cross Unit

W. G. Van Schmus, managing director of Radio City Music Hall, will again function as chairman of the Motion Pictures Group in the Roll Call of New York Chapter American Red Cross, the chapter announced yesterday.

W. G. VAN SCHMUS

Urging industry support of Red Cross activities, Van Schmus in a statement released yesterday declared:

"By supporting the Red Cross in

(*Continued on Page* 4)

Asks Browne-Bioff Expulsion

Local 683 Would Oust Entire IA Exec. Board

West Coast Bureau of THE FILM DAILY

Hollywood — Resignation of all members of the IATSE Executive Board and expulsion of George E. Browne and William Bioff from the IA together with "permanent revocation of their membership cards" is demanded in a resolution adopted by Local 683, Film Technicians.

The resolution, made public yesterday by President John R. Martin

(*Continued on Page* 8)

PRC Sets Releasing Deals In 5 S. American Countries

Producers Releasing Corp. has arranged for distribution in Argentina, Uruguay, Paraguay, Brazil, and Chile, it was reported yesterday by Roberto D. Socas, export man-

(*Continued on Page* 8)

'Clean and Honest' Administration Pledged; Willie Bioff Labor Career Ended

Richard F. Walsh, who joined the Theatrical Stage Employes Local 4 in Brooklyn 24 years ago as an electrician apprentice, was named president of the International Alliance of Theatrical Stage Employes and Moving Picture Machine Operators of the United States and Canada at a special meeting of the general executive board late Sunday night in Atlantic City.

Walsh succeeds George E. Browne, who submitted his resignation to the general executive board on Friday. Browne's decision to resign was made following his conviction Thursday night on the

(*Continued on Page* 7)

Bowles Files First Indianapolis Case

First case to be filed in the Indianapolis tribunal was announced yesterday by the American Arbitration Association. Complaint involving Section VI (some run) of the consent decree was docketed

(*Continued on Page* 7)

Ad Execs., Publishers Seek Funds for Travelers Aid

Donald S. Stralem, president of the Travelers Aid Society of New York, yesterday announced the formation of a committee of advertising executives and publishers to con-

(*Continued on Page* 8)

SPG Counts Ballots on CIO Affiliation

New York Screen Publicists Guild tellers last night counted the ballots cast in the mail referendum on the question of affiliation with Local 109, Screen Office and Professional Employes Guild (UOPWA-CIO). Official announcement of the result is expected during the week. A two-thirds affirmative vote is necessary to carry the proposal.

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Monday, Nov. 10)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.				
Col. Picts. vtc. (2½%)	6½	6½	6½	— ¼
Columbia Picts. pfd.	9-16	9-16	9-16	—1-16
Con. Fm. Ind.				
Con. Fm. Ind. pfd.				
East. Kodak	134½	134,	134	¼
do pfd.	176¼	176¼	176¼	+ 1¼
Gen. Th. Eq.				
Loew's, Inc.	38¼	37⅞	38	+ ⅛
do pfd.	106	106	106	
Paramount	15¼	15	15¼	+ ⅛
Para. 1st pfd.	113	113	113	+ ¼
Para. 2nd pfd.	13¾	13⅝	13¾	
Pathe Film				
RKO	2½	2½	2½	
RKO $6 pfd.				
20th Century-Fox	8⅜	8¼	8¼	
20th Century-Fox pfd.				
Unit. Pict. pfd.				
Warner Bros.	4⅞	4¾	4¾	— ¼
do pfd.	72¼	72¼	72¼	

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46				
Para. B'way 3s55				
Para.Picts. cv. 3¼s47	100¼	100¼	100¼	— ¼
Para. Picts. deb. 4s56	100½	100½	100½	— ⅛
Warner Bros.' dbs. 6s48	96	96	96	

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	¾	¾	¾	
Radio-Keith cvs.	5-32	5-32	5-32	
Sonotone Corp.	2⅛	2⅛	2⅛	
Technicolor	8⅜	8¼	8¼	— ⅛
Trans-Lux	9-16	9-16	9-16	—1-16
Universal Corp. vtc.	9	9	9	
Universal Picts.				

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	67	70
Roxy Thea. Bldg. 4s 1st '57	60	64

Normanly Resigns as "U's" General Business Manager

West Coast Bureau of THE FILM DAILY

Hollywood—James P. Normanly has resigned as general business manager of Universal studios effective Nov. 16. He will vacation in California and Northern Washington and will announce his new plans shortly after the first of the year.

Para. To Extend Debenture Exchange Till Dec. 5

Paramount will extend its debenture exchange offer scheduled to expire yesterday until Dec. 5, as a result of the action taken at a special meeting of the executive committee of the board of directors yesterday.

It was also decided at this special meeting to call for redemption on Dec. 12, all 3¼ per cent convertible debentures then outstanding.

Stanton Griffis, chairman of the Paramount executive committee, announced following the meeting, that over $10,200,000 of the 3¼ per cent debentures had been surrendered to the Manufacturers Trust Company for exchange. This figure represents more than 80 per cent of the total 3¼ per cent debentures outstanding.

N. Y. SPG Counter Offer Made To Seven Majors

A counter-offer on pay scales, involving defined categories with sliding minimums and percentage increases, has been presented by the New York SPG negotiating committee, assisted by unit reps., to executives of the seven majors with which the committee is discussing contract terms. Counter-offer carries the proviso that it is a working proposal, subject to any amendment by the SPG membership body.

Individual company discussions will be shortly followed by a general negotiations conference, it is anticipated.

UA To Roadshow 'Gesture' When Released in January

"The Shanghai Gesture," initial Arnold Pressburger film for UA will receive special handling when released in January, it was announced yesterday by Arthur W. Kelly, UA vice-president. Plans to roadshow the picture in 10 key cities are being readied by the Pressburger organization and the UA sales staff.

Kelly viewed a rough cut of the picture on his recent Coast trip. Gene Tierney, Walter Huston, Victor Mature and Ona Munson are in the top roles and the film was directed by Josef von Sternberg.

Kirsch Files Unity Report; Board Meets Next Week

Chicago—Jack Kirsch, Illinois Allied prexy, has filed his report with the National Allied board on his Eastern unity trip with Sidney Samuelson. Kirsch, who will speak at Indianapolis next Monday, expects the National Allied board meeting next week to take action on the report.

Lane Killed In Crash

Little Rock, Ark.—Charles Lane, operating the Intercity Theaters delivery route for Film Transit, Inc., Memphis, was killed instantly near Hoxie, Ark.

"U" Adds $3,000.000 To Production Budget

Chicago—Universal has increased its production budget for this season an additional $3,000,000 to provide for three Frank Lloyd productions, "Saboteur," "The Spoilers" and "River Lady," Prexy Nate J. Blumberg, disclosed at the meeting of Western and Southern district and branch managers here.

Two other highlights of the mid-season conference were:

1. Announcement by William A. Scully, vice-prexy and general sales manager, who presided, that greater latitude would be extended to branch managers henceforth in settling local sales questions without home office consultation. That "U" would officially adopt the policy had been indicated.

2. A report from Matthew Fox, vice-president stationed at the studio, that the 1941-42 program is nearly 70 per cent completed and will be entirely fulfilled by the time the Lloyd productions are finished within the next few months.

Scully will convene an Eastern mid-season sales meeting in New York next week-end.

Court Rules Kaufman Need Not Stand for Re-election

Newark, N. J. — Vice Chancellor Bigelow has refused to order Louis Kaufman to stand for election as business agent of Local 244, Operators. Mimeographed letters have gone out to all members of the local summoning them to meet tomorrow night to nominate officers for election next month. William J. Brennan, Jr., has been named by Bigelow to supervise the election.

Bigelow ruled Kaufman, against whom a group of insurgents are directing their fire, will not have to stand for re-election after being informed his term does not expire until next year. The entire election proceedings, from nominations Wednesday to the election Dec. 9 will be conducted by Brennan.

Appeals Court Sustains Lincoln Theater Decision

Detroit—The U. S. Circuit Court of Appeals at Cincinnati sustained the decision of the Federal District Court here in the Lincoln Theater case. Under the decision, present owners of the house, London Amusement Co., will retain possession until Feb. 28, 1943, when the lease to Wisper & Wetsman Theaters will presumably become effective. London were suing the landlord in the case to retain occupancy.

Warners Closes Early

Warner officials decided late yesterday to close the home office at 1 p.m. today in observance of Armistice Day, leaving Paramount and UA the only major offices open all day.

COMING and GOING

BUD ABBOTT and LOU COSTELLO left Coast yesterday for New York, Washington Detroit.

ARTHUR LUBIN arrived Friday from H wood.

NED E. DEPINET, S. BARRET McCORM and **CHARLES KOERNER** returned from Hollyv yesterday.

SPYROS SKOURAS and EDDIE ZABEL, Theaters' head film buyer, are expected from the Coast Thursday.

CHARLES REAGAN, Paramount's assistant eral sales manager, is expected back from Angeles Thursday.

HERMAN WOBBER, 20th-Fox sales mana arrives late tonight from a tour of the mid exchanges.

ABE MONTAGUE, who has been on the C since Oct. 17, returned yesterday.

TAY GARNETT arrives on RKO lot today a directorial assignment.

JOAN BENNETT arrived from Hollywood terday to join her husband Walter Wanger.

MIRIAM Hopkins is expected today Hollywood en route to Canada.

HERMAN FUCHS, musical director of P News, is on the Coast to select music for newsreel and the short subjects.

ELLIOT NUGENT, who completed direc "The Male Animal," will leave for New next Monday.

EDDIE MITCHELL, publicity director of C solidated Amusement Co., Honolulu, Clipperec the Coast where he spends a month's vaca in San Francisco and Hollywood.

CAROL BRUCE planed in by TWA over week-end.

DANIEL O'SHEA, vice-president of David Selznick Productions, arrives from the C today.

Conn. MPTO Will Hold Dinner-Dance on Dec. 9

New Haven—Connecticut MP will sponsor a first annual form dinner-dance for film men and th friends on Dec. 9, at the Hotel Ta George H. Wilkinson, Jr., of the W kinson, Wallingford, is general cha man of the event, Samuel Seletsk Republic manager, treasurer, He man M. Levy, executive secretary the group, secretary. Committ chairmen include Harry F. Sha decorations, music and lighting; L Brown, publicity; Lou Schaefer, e tertainment; Maxwell Hoffman, tic ets and seating, assisted by Edwin Raffile, Samuel Rosen, Irving C. J cocks, Jr., Peter Perakos, Adol G. Johnson, Lawrence C. Capla Joseph F. Reed.

FRIENDLY SERVICE SAVES TIME AND MONEY AT Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

"You're nuts! We ought to grab 'The Maltese Falcon' now! Look at that 2nd week at the Fox in Philly! Look at the business in Albany and Washington! Why, its topping 'High Sierra'! Let's book it before Sourpuss down the street gets it!"

"And let *him* have 'One Foot In Heaven'? Then I'd really be nuts! Say, 'Heaven's' better than 'The Great Lie' in Springfield, in Nashville and in Philly, too! And with that publicity behind it—it's like dough in the bank! Man, that's my kind of show!"

THERE'S NO ARGUMENT ABOUT IT! *It's Warners!*

Van Schmus Heads Pix Red Cross Unit

(Continued from Page 1)

this year's Roll Call, one can make a definite contribution to national defense. Red Cross workers serve at all military and naval stations, giving aid to the personnel, while in home communities they help needy families of service men.

"New York Chapter provides blood plasma to the Army and Navy for transfusion use. It makes surgical dressings for the armed forces. The Red Cross obtains nurses for the Army and Navy. The Chapter trains nurses for non-professional service in hospitals. This year the Chapter also instructed 13,000 New Yorkers in first aid, 15,000 in water safety, 4,500 in home nursing, and 1,125 in nutrition.

"By and through the Red Cross $47,087,000 in war relief has been shipped overseas. New York Chapter alone provided 360,479 garments and 2,225,000 surgical dressings; helped 15,000 New Yorkers seek word of 34,000 relatives in 51 war-affected countries; forwarded 9,000 orders to deliver food packages to war prisoners in German camps; its disaster canteen fed 1,500 child refugees arriving here.

"All this was in addition to the usual help to needy veterans and nurses. The chapter's volunteers transcribed Braille for the blind; served in hospitals; distributed magazines to patients; carried poor patients to clinics; maintained a disaster relief service.

"Red Cross activities are maintained by voluntary contributions. This year, in order to carry on its national defense activities, the American Red Cross needs two-and-a-half times as many members as in 1940. I urge all to join during this Roll Call, November 11 to 30."

Slayer of Helena, Ark., Exhib. To Die in Chair

Helena, Ark.—It took a jury just 10 minutes to find A. T. Jones, Shelby, Miss., guilty of first degree murder in the slaying of George Miller, Helena Negro theater owner, during a holdup on Oct. 1. Punishment at death in the electric chair was fixed by the jury.

Roland Young	Dave Weshner
Pat O'Brien	Edwin Knopf
Raquel Torres	Bruce G. Coleman

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● ● ● ARMISTICE DAY was appropriately heralded last night, and its international character preserved, by the premiere of the UA-Edward Small production, "International Lady," at the Criterion Theater......Glamour was imparted to the proceedings by the personal presence of Ilona Massey who shares starring honors with George Brent and Basil Rathbone......The Massey march from limousine to auditorium had that regal flavor as, on the arm of her histrionic hubby, Alan Curtis, she made her way 'twixt solid walls of worshipping fans and notables drawn-up on sidewalk and in lobby......All the while, newsreel cameras whirred and the shutters of still cameras clicked......Too, from the lobby, the microphones of Station WHN carried the glittering hub-hub of the debut to the homes of tens of thousands of listeners-in.

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● ● ● *FOLLOWING, as it did, an intensive promotional campaign staged in the metropolitan area and the nation at large by the UA forces, last night's debut was the top calendared event in the eyes of celebrities and society folks hereabouts......This was patent as Prince Serge Obolensky Major and Mrs. Seversky, Walter Wanger, Joan Bennett, Lana Turner, Lanny Ross, Errol Flynn, Bruce Cabot, Merle Oberon, Adrienne Ames, Hildegarde, Tito Guizar, Louis Hayward, Maria Montez, License Commissioner Paul Moss, Kitty Carlisle, Linton Wells.......Jeffrey Lynn, Desi Arnaz, and a large delegation of trade plus Fourth Estate big-wigs, plus an imposing delegation of UA execs., were on hand to occupy the specially reserved loge section of the Criterion......There was no freezing-out of John Q. Movie Fan either, for the public was permitted to join in the spectacle, which strikes this corner as smart showmanship......Maybe the day has dawned permanently when premieres of big pix will be of the people, by the people, and for the people,—inasmuch as they're the ones for whom the pix are made......The daytime performances during the day, as well, were open to John Q......*

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● ● ● AT a cocktail reception in the Hotel Astor yes'day, hosted by U. S. Housing Authority Administrator Nathan Straus, the latter was formally presented with an original drawing by Arthur Szyk, noted Polish artist, for the cover design of the Annual Year Book of the United Palestine Appeal, published in connection with "Night of Stars," spectacular annual show for Palestine resettlement and refugee aid, which will be held in Madison Sq. Garden on Nov. 26......Mr. Straus announced that all the boxes and 75 per cent of the other tickets for "Night of Stars" have already been sold by the committees......

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● ● ● *MOVIE MISCELLANY:......Miss Carol Bruce, of Universal Pictures, and Martin H. Work, of Hollywood, radio consultant to the National Catholic Community Service, participated yesterday in the dedication of the first USO short wave radio station in the U. S. at the USO-NCCS Club in New Haven. . . ● Jack Woodford has been appointed Hollywood Editor of Swank Magazine and will pen the regular monthly cinema column of gossip, reviews, comments and interviews. . . ● It was Alabama Theaters' Manager Bill Wolfson who brought "Blossom Time" to Montgomery, but it was his chief competitor, Charley Rook, owner of the Charles Theater, who gave a party to members of the cast after the performance. . . ● Linda Darnell was in Baltimore on Saturday for the Navy-Notre Dame battle and wanted to officially visit the Naval Academy, but, we hear, idea was nixed by Academy officials who envisioned regiments of publicity gents and photogs invading the secred reservation (it's also reported that the Middies had enough excitement for one day, without the Darnell maneuvers)......*

Rename Zanuck Hea Of Research Counci

(Continued from Page 1)

is for the calendar year, the advar reappointment of Zanuck for 19 was voted by acclamation by t Academy Board at its annual bu ness meeting late last week in r ognition of his leadership of t Research Council activities d the past two years, particular Council's program of Army Tra ing Films production in the Holl wood studios in co-operation wi the War Department.

Zanuck is a Lieut-Col. in the U. Signal Corps Reserve.

Walter Reade to Operat New Munsey Park Theat

American Community Theate Corp., headed by Walter Reade, h closed a deal to operate the $150,0 theater which May Nora Shea w erect in Munsey Park, L. I. Hou will seat 1,200 and will be ready f operation on Sept. 1 next. William Hohauser is the architect.

Reade at the week-end disclos two other realty deals. By one, acquired an ocean front squa block in Asbury Park as a site f an outdoor swimming pool a aquacade. Price was given as $40 000; seller was the Central Hanov Bank and Trust Co. of New Yor Reade also bought a second Asbu Park non-theatrical property f personal investment.

NTSC Rochester Meeting To Mull Tele Findings

Rochester — Full meeting of t National Television Systems Co mittee will be held today at t Hotel Sagamore here. Chief ma ter on the agenda will be consider tion of the reports of sub-commi tees. These reports will not published until formulated by t main committee into a report of i own.

Among sub-committees to repo will be those on color and mechan zation.

WEDDING BELLS

Phil Laufer, publicity director local Loew's Criterion Theater, an Etta Isabel Shore, of the music pu lishing form of Mercer-Morri Inc., and Mayfair Music, 161 Broadway, were married on Sunda in the Temple Auditorium, Broo lyn. Following a honeymoon Florida, the couple will reside Flatbush.

Pittsburgh — Harry Feinstei chief booker and buyer for Warne theaters in the Pittsburgh territor was presented with a chest of silve at a bachelor dinner at the Conco dia Club. His marriage to Sylvi Fuerst took place on Sunday.

DOWN MEXICO WAY

A REPUBLIC PICTURE

Gene
AUTRY

Smiley
BURNETTE

FAY McKENZIE
HAROLD HUBER
SIDNEY BLACKMER

JOSEPH SANTLEY — *Director*

Screen play by Olive Cooper & Albert Duffy

Based on a story by
Dorrell & Stuart McGowan

Buy U. S. Defense Bonds

Albany V. C. Elects M. A. Silver Barker

(Continued from Page 1)

Silver, who last week was named district manager of Warner Circuit Theaters in Pittsburgh to succeed Harry Kalmine, was active in the reorganization of the local tent and was named despite his move to the Smoky City.

More than 50 members of the new tent were on hand for the election. Other officers named were: First assistant barker, Louis H. Golding, divisional manager of Fabian Theaters; second assistant barker, Clyton G. Eastman, Paramount branch manager; property master, Herman Ripps, M-G-M branch manager; chief dough guy, Charles A. Smakwitz, district manager, Warner Theaters; canvassmen, Si H. Fabian, Fabian Theaters, New York; J. Meyer Schine, Schine Circuit, Gloversville; Moe Grassgreen, branch manager, 20th Century-Fox; William Smalley, Smalley Circuit, Cooperstown; Sam E. Aronowitz, Albany film lawyer and Fred I. Archibald, publisher Albany Times-Union.

John H. Harris, national president, will make the installations at a later date. Club rooms will be opened Dec. 1 in the Ten Eyck Hotel.

Smakwitz will relinquish his duties within the next few weeks in favor of Golding.

PCC Approves Harmony Committee for Industry

West Coast Bureau of THE FILM DAILY

Hollywood — PCC of ITO has adopted a resolution approving the formation of film industry's clearance committee, or harmony committee, to adjust differences in local situations.

It recommends that its four units submit any problems arising in which a theater owner is being hurt because of particular clearance that an Army post may have, that that unit send information to executive secretary, R. H. Poole, who will transmit to the co-ordinator, and that it is further recommended to the committee, in order to build up morale, that Army posts receive prints of all productions prior to national release date, provided that Army theaters show to Army persons only.

20th-Fox Buys "Valley" Sequel

West Coast Bureau of THE FILM DAILY

Hollywood—Screen rights to "Men of the Valley," sequel to "How Green Was My Valley," Richard Llewellyn's novel that 20th-Fox picturized, was bought yesterday by that studio. Story was bought from plot outline, the novel not yet having been written.

Tamiroff Gets "Bell Tolls" Role

West Coast Bureau of THE FILM DAILY

Hollywood — Paramount has assigned the role of Pablo in "For Whom the Bell Tolls" to Akim Tamiroff. Joseph Calleia will play the role of El Sordo.

☆ REVIEWS OF THE NEW FILMS ☆

"Design for Scandal"

with Rosalind Russell, Walter Pidgeon,
Edward Arnold

M-G-M 85 Mins.

ENJOYABLE, ROMANTIC COMEDY LOOKS LIKE MONEY MAKER IN ALL SITUATIONS.

In a comedy about a woman jurist who can pass judgment wisely on all things but love, it was a happy and natural bit of casting to have Rosalind Russell as the judge and Walter Pidgeon as the man responsible for the loss of Miss Russell's judicial decorum. The pair are a delightfully adult team and make the film a sparkling romp which will undoubtedly be reflected in bullish box-office returns.

There is another performer who can share a great deal of the credit for making the film so much fun. He is Edward Arnold as Edward Blair, a tycoon who heads a picture syndicate. Blair has wife trouble and when Judge Porter (Miss Russell) hands down a decision awarding Blair's divorced wife a large sum of alimony monthly, Blair vows to get the judge removed from the bench.

Only grounds whereby Judge Porter can be deposed of is by scandal. Blair's trouble shooter is Jeff Sherman (Pidgeon) who suggests a way of involving the judge in a scandal. He follows her to a Cape Cod town and poses as a sculptor. The inevitable follows and they both fall in love with each other. The judge gets wind of the frameup and almost has Blair and Sherman jailed for contempt of court when the latter proves to the presiding jurist that Judge Porter loves him.

Cast is studded with good performances. Miss Russell is convincing as the jurist and handles her role with skill. Pidgeon's performance will add to his increasing popularity. Arnold is swell. So is Guy Kibbee in a brief role as the judge who hears the charges. There are other fine supporting performances, namely by Leon Belasco as the sculptor, Jean Rogers, the girl who would help frame the judge, Mary Beth Hughes, the divorced wife, and Lee Bowman, the lawyer boy friend.

Norman Taurog has given Lionel Houser's splendid script first-rate direction. Film is nicely paced and dotted with laughs.

CAST: Rosalind Russell, Walter Pidgeon, Edward Arnold, Lee Bowman, Jean Rogers, Mary Beth Hughes, Guy Kibbee, Barbara Jo Allen, Leon Belasco, Bobby Larson, Charles Coleman, Thurston Hall.

CREDITS: Producer, John W. Considine, Jr.; Director, Norman Taurog; Original Screenplay, Lionel Houser; Camera man, Leonard Smith and William Daniels; Film Editor, Elmo Veron.

DIRECTION, First Rate. PHOTOGRAPHY, Top-Notch.

Goldwyn Pacts Arthur Kober

West Coast Bureau of THE FILM DAILY

Hollywood—Samuel Goldwyn has engaged Arthur Kober to collaborate with Nat Perrin on the script of "Treasure Chest," in which he will star Bob Hope. Perrin will go to New York to work with Kober there. Production is set for January.

"Kathleen"

with Shirley Temple, Herbert Marshall,
Laraine Day, Gail Patrick

M-G-M 88 Mins.

VASTLY APPEALING ATTRACTION; RANKS AMONG TOP HUMAN INTEREST YARNS FOR ALL FANS.

That rapid clicking of theater ticket machines, which was the lilting accompaniment to the playdates of Shirley Temple attractions in the years when the star was very young and considered phenomenally talented to a point where public worship made her America's No. 1 box-office magnet, is to be heard again.

A new Temple is now reared by Producer George Haight,—a Temple far greater histrionically than ever has been the case. The youthful luminary, in "Kathleen," gives to the current '41-42 season what is undoubtedly one of its most powerful films, for here is a picture with tremendous general appeal, and one of the standout examples of family entertainment fashioned thus far in Hollywood studios.

So worth-while is this property that it belongs in capital letters among the soon-to-be-delivered offerings in exhibitor date books. Possessed of splendid human interest and pathos, the footage will enthrall old and young. It is magnificently directed by Harold S. Bucquet, and handsomely photographed by Sidney Wagner.

Little Miss Temple, who is rapidly approaching debutante age, gives a startlingly fine performance. In the title role, she interprets the neglected only child of a wealthy widower father, Herbert Marshall. The latter, whose wife died at Shirley's birth, is enamoured of the alluring, gold-digging Gail Patrick. The child's governess, Nella Walker, is an ultra-severe individual, wholly unable to understand her charge and responsibility. The father, equally lacking in paternal instincts, does summon up enough judgment to discharge the governess, and, in her place, hires a young woman doctor, Laraine Day, to be Shirley's mentor.

Then unfolds the rapidly developing love of the child for her new companion; Shirley's hatred for the woman her father appears committed to wed; and the hope that the romance will be shattered and that Laraine Day will become her new mother. This last and fervent desire does come to pass at the finale, but not until a great emotional climax is reached in which Shirley runs away from home to seek some degree of affection and understanding from her devoted friend, Felix Bressart,—a lowly second-hand furniture dealer who has been her only childhood solace.

There are many memorable sequences in "Kathleen," not the least of which are the "dreams" she weaves in the bitter hours of her discontent. In one such scene, she imagines herself a musical comedy star whose high earnings pay off Gail Patrick's hold on her father. There is one musical number, "Around the Corner," which is used as a theme song, and it is a brilliant pop composition by Roger Edens and Earl Brent. This is Shirley Temple's picture, virtually lock, stock and barrel,—but her support by the excellent cast is of the calibre which a superb football team gives to its star.

Write "Kathleen" down as a grand film which serves notice on the world that Shirley Temple is, and will long continue to be, a star of vast magnitude in the cinema heavens.

CAST: Shirley Temple, Herbert Marshall, Laraine Day, Gail Patrick, Felix Bressart, Nella Walker, Lloyd Corrigan, Guy Bellis, Wade Boteler, Charles Judels, Else Argal, Margaret Bert, James Flavin, Monty Collins, Joe Yule.

CREDITS: Director, Harold S. Bucquet; Producer, George Haight; Screenplay, Mary C. McCall; Author, Kay Van Riper; Director of Photography, Sidney Wagner; Musical Score, Franz Waxman; Recording Director, Douglas Shearer; Art Director, Cedric Gibbons; Associate, Wade B. Rubottom; Set Decorations, Edwin B. Wallis; Film Editor, Conrad A. Nervig.

DIRECTION, Magnificent. PHOTOGRAPHY, Superb.

"Sierra Sue"

with Gene Autry, Smiley Burnette, F
McKenzie

Republic 64 Min

AUTRY'S LATEST IS SATISFACTOR PROGRAM FILM; HOWEVER, THERE I MORE MUSIC THAN ACTION.

As the Sheriff says in the film wh is notified that bandits are shooting dow airplanes to get bank shipments: "Th West is getting wild again." One woul never think it, however, in this Wester where Gene Autry apparently is conten to pay more attention to his warblin than to good old action of the West.

William Morgan's direction and Jac Marta's photography are responsible fo the best feature of the film. Mountai backgrounds are selected with an eye t the grandeur of the rugged outdoors an are beautifully photographed.

In this, Autry portrays an agricultural in spector who persuades an honest bu bungling head of a ranchers' associatio that spraying is the only way to get ri of the poisonous weed in the valley which i harming the cattle. Come to think of it this is first western where there isn' a honest-to-goodness villain. Incidentally there really was no airplane robbery, som one gave the sheriff the wrong information.

Musical numbers are "Sierra Sue," an "Be Honest With Me," which Autry sings and also "Riding the Range" and "Heebi Jeebie Blues."

CAST: Gene Autry, Smiley Burnette Fay McKenzie, Frank Thomas, Robert Homans, Earle Hodgins, Dorothy Christy, Kermit Maynard, Jack Kirk, Eddie Dean, Bud Buster, Rex Lease.

CREDITS: Associate Producer, Harry Grey; Director, William Morgan; Screenplay, Earl Felton-Julian Zimet; Cameraman, Jack Marta; Film Editor, Les Orlebeck.

DIRECTION, Good. PHOTOGRAPHY, Excellent.

owles Files First ndianapolis Case

(Continued from Page 1)

y Charles Green Bowles whose rand Theater, Elizabethtown, Ky., ow under construction, is scheduled to open Dec. 1.

owles charges that the five de-e-signing companies have re-used to license product for the rand. He names as the interested arty another uncompleted house, he Ritz Theater, which is being rected by the Crescent Amusement o.

ooney-McFarland Would educe Ogden's Clearance

Chicago — Asking better clear-nce for their Ogden Theater here, en Cooney and Harold McFarland ave docketed a demand for arbi-ration with the Chicago tribunal, aming the five consenting compa-ies. Complainants ask for equal learance with the Marshall Square heater, claiming that they recent-y advanced their admission price o 20 cents.

Other theaters named as inter-sted parties are the West, Doug-as, Lindy, White Palace and Circle.

IcLendon Arbitration Case earing in Dallas Friday

Dallas—Arbitration case filed by . R. McLendon, owner of the State nd Texan Theaters, Atlanta, Tex., gainst Warner Bros., 20th Century-ox and RKO will be heard here n Friday. Paramount - Richards orp. is the interested party. Case ad been set for hearing on Oct. 9 ut Dean C. S. Potts of Southern Methodist University Law School isqualified himself as arbitrator.

The Atlanta situation has been sore spot on clearance for some ime.

AA to Appoint Arbitrator For Shulman Clearance Case

New Haven—Inability of the in-olved parties to agree on an arbi-rator in the clearance complaint iled by Joseph Shulman of the Plaza will make it necessary for the Amer-can Arbitration Association in New York to appoint an arbitrator. Shul-man seeks elimination of clearance granted to the Windsor Theater over he Plaza.

Robert R. Fauntleroy Named To Chi. Arbitration Panel

Chicago—Robert R. Fauntleroy of St. Charles, Ill., has been named to he local panel of arbitrators.

Lansdowne Case Will Be Heard Tomorrow in Philly

Philadelphia — The Landsdowne case, scheduled to be heard yester-day has been postponed until to-morrow.

HOLLYWOOD SPEAKING-

By RALPH WILK

—HOLLYWOOD

"H. M. PULHAM, ESQ.," Metro's dramatization of the J. P. Marquand novel, has been completed and discussion is under way regarding a Boston premiere.

• •

COMPLEXITIES of casting "For Whom The Bell Tolls," which he will make next for Paramount, may cause a cancellation of a short flying vacation trip which Director Sam Wood had intended to make to New York.

• •

M-G-M Scenarist Bradbury Foote's old stage hit, "The Son of Gaul," one of the Broadway smashes of the early twenties and the play which did much to establish Foote as a top-flighter, has been revised and will be given a revival performance by the Hedges Group of Players in Laguna shortly.

• •

DIRECTOR Edward H. Griffith has added Jimmy Lydon, the screen's Henry Aldrich, to the cast of "Out of the Frying Pan," for which Virginia Van Upp wrote the screenplay. Others already set for the cast include Robert Benchley, Susan Hayward, William Holden and Eddie Bracken.

• •

DWIGHT TAYLOR has been signed as a producer-writer by Universal. He will handle top-budget productions.

• •

ROBERT SIODMAK has been signed by 20th Century-Fox to direct "The Night Before the Divorce" for Producer Ralph Dietrich.

• •

IMMEDIATELY after Bud Abbott and Lou Costello report for work in M-G-M's "Rio Rita" Nov. 21, they will have their footprints recorded for posterity in the cement foyer of Grauman's Chinese. In thus taking their places with the greats of movieland, Abbott and Costello will not forget to carry the ball for Uncle Sam. Under their signatures and footprints the comedians will urge those casting their eyes cement-ward to "Buy Defense Bonds and Stamps."

THE demand for comedy entertainment in England is evidenced by the London revival of Sheridan Gibney's farce, "Merry Madness" which was a Broadway hit several years ago. Producer Rian Stafford began producing the Gibney play in the London suburbs six weeks ago, and it clicked so well that it is now on an extended run in London proper, according to cabled reports to Gibney.

• •

JEANETTE MacDONALD has canceled plans for her annual winter concert tour of this country. Instead she will tour South America next summer.

• •

REPUBLIC has signed Gloria Dickson to a three-pictures-a-year contract.

• •

"CHEYENNE," romantic drama by the writing team of William Rankin and Winston Miller, has been purchased by RKO Radio as the first starring vehicle for Eddie Albert. Islin Auster will produce it.

• •

REPUBLIC has assigned William Morgan to direct "Cowboy Serenade," the next Gene Autry starring vehicle.

• •

TAY GARNETT will direct Kay Kyser's next screen vehicle "My Favorite Spy," which Harold Lloyd will produce for RKO Radio.

• •

MARGARET LINDSAY has been signed by Republic for the feminine lead in "Woman in the Dark."

• •

"APPLES IN EDEN," sophisticated comedy by Frances Agnew, scenario writer, is having its first production at Gilmor Brown's Play Box Theater in Pasadena this week. Ed Semenza of the Playhouse staff, directed. The cast of eight includes Louise Allbritton, Robert Rockwell, Mary Alice Buzick, Stacy Keach, Bob Morgan, Constance Purdy, Doroteo Ines, and Michel Belmont.

• •

BETTY FIELD will play the "Mrs." opposite Ray Milland's "Mr." in Paramount's film version of "Mr. and Mrs. Cugat," the Isabel Scott Rorick novel.

Veteran Projectionists Hold Their 1941 Party

Annual dinner and dance of the "25-30 Club," held at the Grand Street Boys Club House on Sunday night, was attended by over 200 members and their friends.

The membership of this club consists of men who have been projectionists at least 25 years, and a number have seen 35 to 40 years service in this field. Abe Kessler, chairman of the committee of arrangements, J. S. Winick, vice-chairman; Dave Marcey, secretary; Joe Abrams, Tom Foresteri, Al Polin and Wm. Gluck were the committee in charge.

Mike Berkowitz, president of the 25-30 Club, presented gold cards to the three honorary members of the organization: James D. Lynette, supervising chief inspector, Department of Water Supply, Gas & Electricity, New York City, and Bart Green, chief inspector, Borough of Manhattan of the D.W.S.G. & E., and P. A. McGuire, advertising manager of International Projector Corporation.

Last Republic Regional Opens Here Tomorrow

J. R. Grainger, president of Republic, returned to New York yesterday from regional sales meetings held at New Orleans and Chicago. The last of the current series of regional meetings will be held at the New York Athletic Club tomorrow and Thursday.

While in New Orleans, Grainger, in conjunction with A. C. Bromberg, Republic's Southeastern franchise holder, and L. V. Seicshnaydre, Republic's New Orleans branch manager, negotiated a deal for Republic's 1941-42 product with the Joy Houck Circuit and the Film Service, Inc. Circuit. Levere Montgomery, film buyer for both circuits, sat in on the deal.

Sunday Bowling Okayed

Manchester, N. H.—Sunday bowling won overwhelming approval on a referendum in the city's biennial election. Final figures were: Yes, 13,169; no, 7,550; blank, 8,649.

Walsh New IA Prexy As Browne Resigns

(Continued from Page 1)

Federal extortion indictment. When the resignation was received, the general executive board was called for a secret meeting in Atlantic City on Saturday.

Exit, Willie Bioff

Browne's resignation officially marks finis to the labor career of Willie Bioff, also convicted on the extortion charge. Bioff's position as Browne's personal West Coast representative was an appointive one and ended when Browne resigned.

The present International representative on the West Coast is Carl Cooper. Regular International representative is Steve Newman who has been ailing. Walsh could not be reached for comment on whether he would appoint a special West Coast representative. It was said the new IATSE president might announce a decision on the matter in a few days.

One of Walsh's first duties yesterday was to issue a statement pledging to the public, "a clean efficient and honest administration for the benefit of the membership of the IATSE."

All locals were notified by Louis Krouse, general secretary-treasurer, by wire Sunday night that the general executive board pursuant to the constitution and by-laws upon acceptance of the resignation of Browne had unanimously elected Walsh to the presidency.

IA to Meet Next June

Action of the general executive board stands until June 19, 1942 when the IATSE will hold a biennial convention and elect a president.

The new head of all the union stagehands and projectionists in the United States and Canada is 41 and has worked and lived in Brooklyn all his life. He received his full card as an electrician in Local 4 in 1920.

Since then Walsh has been very active in his local. He has served as business agent since 1926 and is the current president of Local 4. Walsh was chosen third vice-president in 1934 at the International convention in Louisville, Ky. He last worked as an electrician at Loew's Metropolitan 15 years ago.

West Coast Bureau of THE FILM DAILY

Hollywood — Film Technicians' Local 683, which will affiliate with the Conference of Studio Unions, has adopted a resolution demanding the expulsion of President George E. Browne and of the IATSE and his Coast rep., Willie Bioff, and demanding the resignations of the entire executive board of IATSE.

Louise Schaefer Ill

Cleveland — Louise Schaefer, M-G-M exchange cashier, is at Mt. Sinai Hospital fighting an infection.

MR GABRIEL HESS
M P PROD DIST
28 W 44TH ST 21 FL
NYC

Demands Expulsion of Browne and Bioff

(Continued from Page 1)

of the local, was voted unanimously by the membership, it was said.

Local 683 is the first IA unit to act following the conviction in New York of Browne and Bioff on extortion charges last week. They are to appear for sentence in Federal Court, New York, tomorrow.

Text of the resolution follows:

Text of Resolution

"Whereas: George E. Browne, president of the International Alliance of Theatrical Stage Employes and Moving Picture Machine Operators of the United States and Canada and his personally appointed representative, William Bioff, have been judged guilty in Federal Court on charges of extortion, and

"Whereas: the criminal actions of these high-ranking union officials have not only injured the progress and marred the reputation of Hollywood motion picture unions, but have cast a stigma upon the entire labor movement as well, and

"Whereas: Film Technicians Local 683 of the IATSE & MOMO as well as other labor unions of the motion picture industry, have long been the victims of detrimental and autocratic actions and gross misuse of powers on the part of these IATSE officials, and

Demands Exec. Board Resign

"Whereas: the present officers comprising the entire executive board of the IATSE have, throughout the period of the nefarious activities of these two labor criminals, condoned, supported and abetted their actions, therefore be it

"Resolved: that Film Technicians, Local 683, of the IATSE & MPMO demands the resignation of President George E. Browne and all members of the executive board from their positions as officers of the International and further demands the expulsions of George E. Browne and William Bioff from the IATSE and all affiliated locals with permanent revocation of their membership cards."

Sunday Films In Rochelle

Rochelle, Ga.—By a unanimous vote the city council okayed Sunday movies. Shows will be sponsored by the American Legion, proceeds going to charity.

"This England" Bow Aids British Relief

"This England," released through World Pictures' will have its U. S. premiere at the World Theater next Monday under the sponsorship of Young America Wants to Help, junior division of the British War Relief Society, headed by Mrs. Kermit Roosevelt. Tickets will range from $3 to $10, and the proceeds will be used to provide relief for British children.

Seven Milwaukee Theaters Drop Dime Night, Raise Admission Prices from 5 to 15 Cents

Milwaukee—Faced with increasing operating costs, a group of theaters on Milwaukee's west side has increased its admission prices by from 5 to 15 cents and has discontinued dime nights. Houses in the area putting the new price schedules into operation include the Violet, Parkway, Lyric, Rainbow, Rivoli, Comet and Liberty.

At Antigo, John Hanus has announced new low prices at his Home Theater with 25-cent admission prevailing Wednesdays through Saturdays and 33-cent Sundays through Tuesdays. Students are admitted for 17 cents plus tax and children under 13 for 9 cents at any time.

Ad Execs., Publishers Seek Funds for Travelers Aid

(Continued from Page 1)

duct their branch of the Society's $50,000 emergency appeal.

John D. Hertz, Jr., of Buchanan & Co., is chairman of the committee. Serving with him are:

Jack Alicoate, publisher of THE FILM DAILY and RADIO DAILY; Lou Thomas, of Biow Co., Inc.; Caldwell Swanson, of J. Walter Thompson Co.; Richard Berlin, of Hearst Magazines; Wendy Iglehart, of Harper's Bazaar; James M. Cecil, of Cecil & Presbrey, Inc.; Erwin Swann, of Lord & Thomas; Thomas H. Beck, of Crowell-Collier Co.; Fulton Oursler of Liberty magazine; Martin Quigley, of Quigley Publications; William R. Hearst, Jr., of the N. Y. Journal-American; Tom Fizdale, of Tom Fizdale, Inc.; Gardner Cowles, Jr., of Look magazine and Conde Nast, of the Conde Nast Publications.

To expedite the drive, which is to finance a greatly expanded program made necessary by the national defense program, each member of the committee will head up a sub-committee.

The Society now has 11 service and information centers in the city, three having been added within four months.

PRC Sets Releasing Deals In 5 S. American Countries

(Continued from Page 1)

ager, who returned last week from a South American tour.

Deals were made on the 1940-41 and 1941-42 programs with Clemente Lococo, president of Efa Distributing Co., for the release of PRC pictures in Argentina, Uruguay, Paraguay and Chile. In Brazil, a short-term deal was set with Distribuidora Americana de Films. Contract runs only to Dec. 31 but may be renewed for a year, depending on the extent of sales.

Socas said that Brazil appeared to be enjoying an unprecedented boom with all types of business prospering. In Argentina, native production is progressing rapidly, he said, and indications are that 70 pictures will be made there this season.

Wachsberger Forms Fama

Nat Wachsberger, former head of Film Alliance of the U. S., has formed a new company, Fama Pictures Corp., which has been chartered in New York.

Censor Abused Discretion, "Village" Brief Contends

Protesting against unreasonable use of statutory censorship powers in denying a license to "The Forgotten Village," documentary film of Mexican life, the National Council on Freedom From Censorship, of which Quincy Howe is chairman, will file a brief with the New York State Board of Regents tomorrow at a hearing on the appeal for review.

"In this case," says the brief, "the statutory censor has acted arbitrarily and capriciously, and generally abused his discretion." The ban on the John Steinbeck-Herbert Kline picture was based on the censor's charge that scenes depicting childbirth and a nursing mother are "inhuman" and "indecent."

"The American way of life has developed a general antipathy to censorship," says the brief. The Council maintained that "censorship of the kind here involved constitutes a deprivation of the right of free speech," adding: "This method of stifling progress and education by injudicious use of the power of prior restraint is a direct blow at civil liberties; advancement and progress can be made only when there is free exchange of ideas in the market-place of thought." No action on the part of any censoring authority, it concluded, "should prevent the freest exchange of thoughts and ideas."

Abbott and Costello Will Attend Capital V. C. Party

West Coast Bureau of THE FILM DAILY

Hollywood—Bud Abbott and Lou Costello left on the Chief yesterday, for New York. From New York they will go to Washington, D. C. the following Saturday for the Variety party, and the following Sunday they will do their Chase & Sanborn show out of Washington. From there they go to Detroit for the world premiere, November 19, of "Keep 'Em Flying." That same night, after the show, they take a plane for Hollywood, reporting to M-G-M on the 20th for "Rio Rita."

Chi. State Street Dinner

Chicago — Eleven hundred attended the ninth annual dinner of State Street Merchants and Theaters organization at the Palmer House. B & K supplied the entertainment. Eddie Peabody directed the Navy band.

Coast Studios Send 9 Into Production

(Continued from Page 1)

tive title—formerly "The Girl
Possession"), with Robert Paig
Jane Frazee, Eugene Pallette, Eliz
beth Patterson, Charles Colema
Charles Lane, Jan Wiley and
Lee. Director, Charles Lamont;
Goldsmith, associate producer; "
sissippi Gambler," John Rawlins
recting for associate producer. Pa
Malvern; "Tough As They Come
William Nigh directing for associa
producer, Ken Goldsmith.

At Columbia: Five shooting.

At M-G-M: Seven shooting.

At Monogram: Four shooting, includi
"Forbidden Trails," Scott R. Dunlap p
duction.

At Paramount: Six shooting.

At Republic: Two shooting, including "Bo
to the Saddle," Don Barry western. Geor
Sherman producing and directing.

At RKO-Radio: Ten shooting, includi
the second of the "Lum and Abner" seri
which Jack Votion is producing with Mal S
Clair as the director. Louise Currie has t
feminine lead and others in the cast inclu
Grady Sutton, Oscar O'Shea and Irving B
con.

At 20th Century-Fox: Eight shooting. "B
tween the Devil" has been changed to "
Gentleman at Heart."

At Warners: Five shooting.

At UA.: Korda shooting "To Be Or N
To Be"; Hal Roach starting "Brooklyn O
chid," with Kurt Neumann directing.

At PRC: Two shooting, they are "Du
Of the Navy" produced by John T. Coyle a
directed by William Beaudine; "Murietta a
the Lone Rider," first in a new series of s
musical westerns starring George Housto
Al (Fuzzy) St. John, and Dennis Moore. Sa
Newfield directing.

N. Y. Stage Candidates For Hashknife Hartley

West Coast Bureau of THE FILM DAIL

Hollywood—Nate Watt, producer
director of the Hashknife Hartle
Western series for Sunbeam Fil
Productions, Inc., trained in fro
New York with tests of three stag
candidates for the title role.

Watt also secured stock shots i
and around the Mohawk Valley an
Connecticut to incorporate in th
series.

SWG Adds 38 Members; Will Elect Tomorrow

West Coast Bureau of THE FILM DAIL

Hollywood — The Screen Writers
Guild reports a membership increas
of 38 during an eight-week perio
ending Oct. 21. Twenty-seven of th
new members are actives, while 1
are classified as associates.

The Guild also announces a rus
of new members since November 1 t
get under the wire for the annua
meeting and election to be held a
the Hollywood Athletic Club tomorrow.

Bogota Film Houses Must Engage Orks

Bogota, Colombia (By Air Mail)—Film theaters here must install orchestras as a result of a resolution adopted by the Municipal Council.

FILE COPY
DO NOT REMOVE

ntimate in Character
nternational in Scope
ndependent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

OL. 80, NO. 95 NEW YORK, WEDNESDAY, NOVEMBER 12, 1941 TEN CENTS

COAST CONTRACTS FIRST BIG JOB—WALSH

Cole, Allied Prexy, Sounds SOS for Small Exhibs.

llied President Says ormula Needed To Aid xhibitors in Buying

By HIX SMITH
FILM DAILY Staff Correspondent

Dallas—A formula for assisting all theater operators in buying oduct must be developed, Col. H. Cole as- rted in an terview ith THE LM DAILY re. The lo- l and na- nal Allied esident said e formula necessary cause film ntals rep- sent a vari- le factor in e cost of erating a eater and that such rentals at times

COL. H. A. COLE

(Continued on Page 10)

ara. Terms in Minn. ot Excessive—Agnew

Reports from Minneapolis to the ect that Paramount, since start- g to sell under the anti-block-of- e law, was demanding flat rentals terms 50 to 100 per cent higher an those of a year ago were de-

(Continued on Page 10)

rmistice Day Biz Up; Theaters Draw 75,000

Broadway's film theater managers st night said business for Armis-

(Continued on Page 6)

20th-Fox in 5-Year Laurel & Hardy Pact

West Coast Bur., THE FILM DAILY

Hollywood — Twentieth Century-Fox has given Stan Laurel and Oliver Hardy a new contract covering 10 pictures to be made in five years. First will be "Pitfalls of the Big City."

Biggest opening day in months as Edward Small's INTERNATIONAL LADY opens at Loew's Criterion Theater on Broadway. Gala Premiere of night before, attended by stars and celebrities, helped get the film off to a flying start! Released thru United Artists.—Advt.

5 N. J. Skouras Theaters Test Radio Quiz Programs

Radio quiz programs broadcast from the stage of five Skouras theaters in New Jersey are being given a 13-week trial by the circuit. Programs are sponsored by Royal Crown Cola over WAAT on Monday,

(Continued on Page 9)

Screen Club to Finance Denver U. Film Library

Denver — The Rocky Mountain Screen Club, composed of theater and film men, is making it possible for the University of Denver to start and maintain a library of Motion Picture Arts and Sciences, said to

(Continued on Page 3)

Charges 'Sabotage' of Decree

Art. IV Licensing Features Ignored—Wood

Columbus, O.—Charges that licensing features of Article IV of the New York consent decree are being "systematically sabotaged" by the five signatories were made here yesterday by Pete J. Wood, secretary of the ITO of Ohio, in a bulletin sent to all members.

Asking members to report which

(Continued on Page 3)

20th-Fox Guild Votes For CIO Affiliation

Twentieh Century-Fox Guild, drawing its membership from the home office white collar workers, has voted to affiliate with Local 109, Screen Office and Professional Em-

(Continued on Page 10)

New IATSE Prexy Affirms Principle of Local Autonomy for Hollywood Locals

By DAVE GOLDING
FILM DAILY Staff Writer

Satisfactory adjustment of wage scales and contracts for the individual IATSE Hollywood studio locals is viewed by Richard F. Walsh, newly-elected president of International, as the first big job he has to tackle.

In an interview yesterday with THE FILM DAILY, Walsh declared he hoped to maintain unity among the Coast IA locals by satisfying them.

At the same time Walsh affirmed the principle of local autonomy for the studio unions. "They have it now and I intend to see that it is maintained among them," the new IA prexy stated.

Walsh said he will aid the Coast unions in obtaining the individual

(Continued on Page 9)

Screen As Radio's News Competitor

What may be the theater's answer to radio's hold on the public in these tumultuous times of news broadcast listening is the commercial device perfected by Theater Communications which will go into 25 Boston houses as a test trial be-

(Continued on Page 9)

Lowe-Snell Arbitration Complaint Is Dismissed

St. Louis—The "some run" arbitration case filed by Floyd L. Lowe and W. A. Snell, owners of the Star

(Continued on Page 3)

Dual Boston Debut for "Pulham" Dec. 4

"H. M. Pulham, Esq." will have its world premiere in Boston, major locale of the J. P. Marquand story, on Dec. 4 at Loew's State and Orpheum Theaters, M-G-M announced yesterday. Pic stars Hedy Lamarr, Robert Young and Ruth Hussey, and was directed by King Vidor.

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

The New York stock, bond and curb markets were closed yesterday due to the Armistice Day holiday.

Monogram Sells Product To 175 More Theaters

West Coast Bureau of THE FILM DAILY

Hollywood—Among 175 new theater outlets signed for Monogram's 1941-42 product are Co-operative Theaters of Michigan, booking 99 houses; Pittsburgh Exchange, 19 theaters of the Harris circuit; Indianapolis, 26 houses with Theatrical Managers, Inc.; Albany exchange, 23 theaters to serve the Kallet Circuit.

The Washington office has closed with the Query Circuit in Virginia, and the Seattle exchange has signed the Mercy Circuit.

"Captain of Koepenick" May Get Major Release

West Coast Bureau of THE FILM DAILY

Hollywood—"Captain of Koepenick," John Hall's indie production, is expected to get a major release. Hall will go to New York next week to talk possible distribution deals.

Ohio Co-op In Pix Deals

Cleveland — Milton A. Mooney, head of Co-operative Theaters of Ohio, booking for 54 theaters, states that he has closed these new product contracts to date: Paramount. first block; Warner Brothers, first and second block; Metro; first and second block; 20th-Fox, first and second block; all of Columbia and all of United Artists.

Watchful Waiting by S. D. On Anti-5, Anti-Ascap

Sioux Falls, S. D.—A policy of watchful waiting was adopted by the South Dakota Exhibitors' Ass'n in annual session here. The consent decree, legislation of Minnesota and the Nebraska Ascap laws are being eyed for possible similar action when final decisions are made by the courts in which they are now or will be interpreted.

Local exhibitors plan to meet competition of "jack rabbit" operators using 16 mm. film by themselves using the same size film. Where operators are charging legitimate prices no action is contemplated. Members went on record as favoring taxes for all amusements upon an equitable basis.

Dean Nash of Canton was re-elected president; Bert Johnson of Rapid City, elected vice-president; and A. P. Sorenson of Beresford was re-named secretary. The next meeting of the association will be held in Huron next spring if conditions warrant or next fall for the annual meeting.

Board of Regents to See "Forgotten Village" Today

The Women's City Club of New York has joined in protesting the action of the State Board of Censors in banning "The Forgotten Village," the John Steinbeck-Herbert Kline documentary film in a letter to the Board of Regents, which will review the film here this afternoon on appeal, Juliet M. Cartlett, president of the club, termed the censors' ban "wholly unwarranted."

The letter added, "We are convinced that there is nothing in the film which would offend the morals of any one viewing it. In our considered and mature judgment there is nothing indecent or inhuman in any sequence of the film."

Morris Ernst will represent the distributors, Arthur Mayer and Joseph Burstyn, before the Board of Regents at the hearing which follows the screening.

Robert Benchley Will Be Ampa's Emcee Tomorrow

Robert Benchley will act as emcee at tomorrow's luncheon meeting of Ampa at the Hotel Edison.

Listed to entertain are John Kieran, Juanita Juarez, Don Terry, Grantland Rice, Sterling Holloway, Fannie Hurst, Craig Wood, Billy Vine, Ed East and Polly, and Paul Douglas. The Quiz Kids will be featured in a special recorded broadcast spoofing the film industry.

Guest of honor will be Mrs. Besa Short of Interstate Circuit in Dallas, Texas.

Author Will Script His Story

West Coast Bureau of THE FILM DAILY

Hollywood—Warner Bros. has engaged Bellamy Partridge, author of "The Country Lawyer," to prepare the scenario of his book for the screen.

Green Light for Soviet Product in Argentina

Buenos Aires (By Air Mail) — Russian films are beginning to appear on screens in this country and to pass the hitherto extremely rigid censorship. "Professor Mamlock," which had been brought into Chile, has been purchased for 5,000 pesos by Reich, Argentine distributor, and has netted 10 times that amount in two months of uninterrupted run. Another Russian film, "The Great Russia," dealing with Peter the Great, has met with only moderate success.

The strictly anti-Nazi production, "The Family Oppenheim," also of Russian origin, is being shown here this month, as is the Russian production, "Beethoven Concerto," in the Cine Monumental, which has consistently excluded U. S. product.

Nazi Protest on Films Rejected in Argentina

Buenos Aires (By Cable)—A formal Nazi protest against the exhibition here of "Manhunt," "They Dare Not Love" and "Professor Mamlock," filed with the Argentina Foreign Ministry by the German Embassy, has been rejected by the municipal film censors on the ground that the pictures were not anti-German.

Kalmine Testimonial Seen Setting Pittsburgh Record

Pittsburgh — Farewell testimonial dinner to be tendered by the local Variety Club to Harry M. Kalmine, new general manager of Warner Bros. Theaters, at the William Penn Hotel here Nov. 24 is expected to set a record attendance locally. New York home office execs. will trek here in force for the event.

Committee chairmen for the testimonial were announced yesterday. Moe Silver and John H. Harris are honorary co-chairmen, C. C. Kellenberg is general chairman, assisted by Joe Feldman, I. Elmer Ecker, Ed Stirling, Joseph R. Silberstein and Jerry Deasy. Sub-committees are headed by the following:

Ticket, Ira H. Cohn; entertainment, Joe Hiller, Harry Mayer, Mike Cullen, co-chairmen; speakers, Joe Feldman; publicity, James Totman; menu, Jerry O'Neill, Harry Kramer, co-chairmen; seating arrangements, Harry Feinstein; reception, Bryan (Buck) Stoner; hotel reservations, Harold Lund, Bob Fiske, co-chairmen; gift, Tony Stern; finance, Ben Steerman, Dr. A. I. Wise.

Para. Sets Two Musicals

West Coast Bureau of THE FILM DAILY

Hollywood — Two musicals have been set by Paramount—"Very Hot in Haiti" which is now being written by Walter De Leon and Sid Silvers, and a Tahitian story for Donna Drake. Arthur Phillips is authoring the latter.

Reliance Pix in Argentina

Buenos Aires (By Air Mail)—Productions of Reliance Pictures will be distributed in Argentina by EFA (Establecimientos Filmadores Argentinos).

COMING and GOING

JESSE L. LASKY returned to the Coast night.

WALT DISNEY arrives this morning fr Hollywood.

MARK HELLINGER, 20th-Fox producer, arri Friday from Hollywood and will remain ur the opening of his film, "Rise and Shine."

OSCAR A. DOOB, Loew's Theaters ad ch is in Cleveland for meetings with Charles R mond, district manager, and managers of Great Lakes Division.

MISCHA AUER is due in from the Coast day to begin rehearsals in the stage play, "T Lady Comes Across."

JACK SCHUYLER, FILM DAILY's Syracuse c respondent, is in town for a week's deep fishing.

Conn. Allied Meets Mon. On Decree Poll

New Haven—New Allied meetin on Monday noon at the Hofbrau wi consider the poll consent decree effect on exhibitors.

It is planned to send newly-electe secretary, Maxwell Alderman, visit each independent territory co lecting data on complaints concern ing the decree.

Lawrence Caplan is resigning a secretary. He was given a vote c thanks for his work for the orgar ization.

Kirsch Would Simplify Chicago Tradeshowings

Chicago—Jack Kirsch, Illinois A lied prexy, says present tradeshow ings here are complicated and inconvenient.

He suggests that distributor avoid duplication, each select sep arate day for tradeshowings, pref erably week-day afternoons, elimi nate morning shows, and limi screenings to two pictures daily.

Studio Projectionists Local to Elect Dec. 2

West Coast Bureau of THE FILM DAIL

Hollywood—Local 165, Studio Pro jectionists, will hold annual electior of officers on Dec. 2, nominations t be made Nov. 21. Indications are that James Brigham, president, will b re-elected along with John Swartz business manager, and Jack Payne secretary.

CLOSE THAT DEAL
TOMORROW BY
TELEGRAPHING TODAY VIA
Postal
Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN
APPEAR ON YOUR TELEPHONE BILL.

harges Sabotage f Consent Decree

(*Continued from Page* 1)

mpanies have refused to "lease eir later blocks of pictures unless e earlier blocks were leased" or clined to lease features "unless ven a deal for their short subjects d newsreels," the ITO secretary id it was obvious the two provi- ons were being ignored.

"From the number of complaints ching this office during the past days it is evident that these two rovisions of the consent decree e being systematically sabotaged," added.

Wood explained that the blank rms were being sent out and the rvey conducted "to obtain as much oof as possible." A large number complaints have been received ready, he asserted.

Movie Quizz" Film Game, ses Punch Score Card

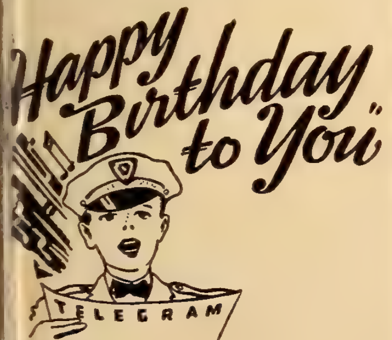
Hollywood—A copyrighted score rd, operated by punch instead of ncil, is the key method of "Movie uizz," a new pictorial I. Q. film ort. A film library of more than o million feet of varied subjects ogram by R. U. McIntosh, for hom the series is being produced, s been acquired for a solid year's ritten and narrated by Grant With- s and Jack Harvey, screen and dio writer.

ffiliated Theaters Adds our to Board; Baker, Prexy

Indianapolis—The Affiliated Thea- rs, Inc., has increased its board om 7 to 11. V. U. Young, Marc olf, and Charles J. Wolf and Al- ert R. Blocher were elected to the w posts. Officers elected were Tom aker, president; Blocher, vice- esident; Sam Eibeck, secretary, d Earl Herndon, treasurer.

undown" High Grosser

Walter Wanger's "Sundown" has yrocketed into the top-grossing ackets on the basis of the second roup of engagements, according to nited Artists. High grosses are re- orted from Salt Lake City, Wil- ington, Tulsa, London, Ont., Los ngeles and San Diego.



eymour Spiegel
ack Oakie
William Collier, Sr.
Jacques Tourneur
Gwen Lee

▼ ▼ ▼

● ● ● CURRENT augmentation by Charlie Einfeld of Warner Bros. ad, publicity, information and general film promotion services recalls to mind that one of the biggest selling points for pix in general is the favorite merchandising dictum of the said WB chieftain......It is simply this: "There's something in every picture that can be sold"......That something, which every film contains in more or less abundance, if sold truthfully, ingeniously, strongly, and in good taste will call up a paying audience for any film, says Einfeld......And he has a fat sheaf of case histories on WB releases to prove his point, among them the superior campaigns on "Sergeant York," "One Foot In Heaven," "Target for Tonight," "Fighting 69th," "Sante Fe Trail," et al......

▼ ▼ ▼

● ● ● *BY the word "something," Einfeld does not mean that there is necessarily but one thing in a pic to sell, but invariably a number of things,—all sorts of assets on which to capitalize, and all sorts of fresh angles to be taken in emphasizing those assets......He preaches to,—yes, and pounds into his promotional forces that precept ......And he gets results......The preaching and pounding are for a very powerful purpose, namely that the PUBLIC must be sold on the worth and merits of each attraction......The public mustn't be allowed to go on taking the screen's super-bargains for granted...... On the matter of bargain, Einfeld justifiably points out that folks think nothing of paying a dime or 15c for a soda or a sundae...... If a soda is worth a dime, he says, a movie is worth a dollar...... Compare the two purchases from any angle,—all-around satisfaction; extent of pleasure derived; long-range stimulation; emotionally, spiritually, educationally; for relaxation, cogitation, inspiration......Indeed, on absolute value, ANY movie is worth a row of sundaes......The Einfeld pattern of selling film-contact, and thereby the film itself, also takes into account selling the exhibitor on selling the picture,—providing him with glittering, high-powered ammunition to fight for maximum profits from engagements......It's a big, co-operative job which cannot be allowed to stay merely in status quo......That, dear reader, is what is behind the current augmentation of the WB promotional forces by Generalissimo Einfeld......*

▼ ▼ ▼

● ● ● BROADWAY and environs are still retrospectively re-living Saturday night's big anniversary party in the Imperial Theater which Oscar Serlin hosted to commemorate the second year of "Life With Father" on the Main Stem......Among the notables on hand were Gertrude Lawrence, Danny Kaye, Groucho Marx, Jimmy Savo, Roland Young, Boris Karloff, Sam Jaffe, Margo, Pola Negri, Gerry Duncan, Nat Karson, the Albert Deanes, Conan Doyle, Jr., Alfred J. McCosker, Deems Taylor, Don Mersereau, Irving Hoffman, Erin O'Brien Moore, Annie Laurie Williams, the Arthur Mayers, William Fitelson, the A. M. Botsfords, Jack Pearl, Clarke Robinson,—and, of course, the "Life With Father" Company.

▼ ▼ ▼

● ● ● *THIS-A AND THAT-A:......20th-Fox's Promotion Manager Rodney Bush has had baby alligators from Georgia's Okefenokee Swamp, locale of org.'s feature "Swamp Water," shipped to newspaper critics to spotlight film's opening next Saturday at the Globe Theater ......Each 'gator bore tag reading: "If you think I'm something, just wait till you see my big grandpappy in 'Swamp Water'"... ● Don't you ever believe that lightning can't strike twice in the same spot...... For two successive days, due to a comedy of errors, this paper insisted Paramount was staying open all day yesterday......'Twasn't so; the home office closed at 1 p.m. along with the others... ● In the three weeks Disney's "Dumbo" has been at the Broadway Theater, more'n* 150,000 *folks have seen it at the house......Wow!......*

Denver U. To Have Film Art Library

(*Continued from Page* 1)

be the first in an institution of learning.

The club will finance the purchase of books, films and articles as the nucleus of the library, establishment of which results from conferences between Frank H. Ricketson Jr., the club's president and Chancellor Caleb F. Gates, Jr., of Denver, U.

Governing board of the library, to be operated as part of the university's Mary Reed Library, will consist of three faculty members and three Screen Club members, the latter to be headed by Ricketson. An advisory committee of Hollywood producers and directors, to be headed by Cecil B. De Mille, will be established.

Lowe-Snell Arbitration Complaint Is Dismissed

(*Continued from Page* 1)

Theater near Fort Leonard Wood, was dismissed by the arbitrator yesterday and costs assessed against the complainants.

Lowe and Snell had charged that the five consenting companies had refused to license product for the Star and that the distributors were discriminating in favor of the Lyric Theater, Lebanon, Mo.

La Plata Arbitration Case Hearing Nov. 26

Washington Bureau of THE FILM DAILY

Washington — Arbitration hearings on the clearance case filed by the Charles Theater, La Plata, Md., against Loew's, Inc., are scheduled to start Nov. 26. Plaintiff complains against the clearance granted to Sidney Lust's Marlboro Theater, Marlboro, over the Charles.

Meanwhile, hearings resume tomorrow on the Linden clearance case, involving the Met, Baltimore. Hearings already have run several days and have attracted considerable interest because Robert Sher and James Hayes, who were active in the preparation of the New York consent decree, are the attorneys for the complainant, D. E. Linden.

Christy Cabanne on "Baines"

West Coast Bureau of THE FILM DAILY

Hollywood—Christy Cabanne was signed by producer Jerry Brandt to direct the next "Scattergood Baines" picture, as yet untitled, for RKO Radio release. Story is a sulky racing yarn by Clarence Budington Kelland. Michael L. Simons is scripting, and production is slated for Nov. 23.

To Give 564 Turks

Loew's New York Theaters will give away a total of 564 turkeys at special game nights preceding the Thanksgiving holiday.

MR. OSTRICH, WAKE UP TO THE PROFIT IN M-G-M SHORTS!

They make more money with Shorts than any exhibitors in America. Take their advice.

← **Listen to the Experts** *(Bob O'Donnell and Besa Short of Interstate Theatres, Texas):*

"In our annual survey of Shorts Most Valuable at the Box-Office, we list M-G-M FIRST with 5 distinguished Shorts and for an ace-in-the-hole, the dependable, never-failing Pete Smith."

(And now see next page →)

Academy Award-winning actor Joseph Schildkraut plots the murder of his aged employer in this scene from the emotion-packed Edgar Allan Poe Classic "The Tell-Tale Heart."

"THE TELL-TALE HEART" A NEW M-G-M TRIUMPH!

"It is one of those rare shorts which will live . . . like a swell and luscious bon-bon coming suddenly out of a candy slot machine . . . exhibitors and their audiences who appreciate solid shorts of enduring worth will give this three rousing cheers." **—FILM DAILY**

"Surely 'The Tell-Tale Heart' will merit a Special Academy Award for elevating the quality of the short subject beyond that of most features, for setting a new standard in short subject production, direction and acting . . . indeed a miniature masterpiece . . . if proof is needed that the short subject is becoming a powerful and persuasive force in screen entertainment, 'The Tell-Tale Heart' can readily supply it; a few more subjects of this calibre and so-called 'second features' will be doomed." **—SHOWMEN'S TRADE REVIEW**

"A different kind of short . . . the novelty of the film and the names of the author and leading actors are merchandising assets."**—M. P. DAILY**

" 'The Tell-Tale Heart' is superb . . . another unusual short from M-G-M." **—VARIETY**

"Consider this subject when a dubious double bill looms . . . the audience that is not satisfied will be quite the rarity." **—BOXOFFICE**

"This is aces for class houses . . . all in all the type of short which should be encouraged . . . excellent." **—THE EXHIBITOR**

QUALITY PRODUCT!

It is an acknowledged fact that M-G-M spends more production money on Shorts than any other company. We pledge anew our willingness to create quality entertainments for your box-office. Play them all: CRIME DOESN'T PAY; PETE SMITH; JOHN NESBITT's brilliant PASSING PARADE human-interest subjects; M-G-M MINIATURES (including CAREY WILSON's "Nostradamus" and others); M-G-M CARTOONS IN TECHNICOLOR (watch for our Christmas gem, "The Night Before Christmas"); OUR GANG COMEDIES; FITZPATRICK TRAVELTALKS IN TECHNICOLOR. Take the advice of Bob O'Donnell and Besa Short. M-G-M Shorts are FIRST!

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"The Devil Pays Off"

with J. Edward Bromberg, Osa Massen, William Wright, Margaret Tallichet

Republic 70 Mins.

GOOD ROMANTIC MELLER WITH TIMELY, EXCITING STORY. WILL GO WELL WITH ADVENTURE FANS.

Among current mellers, this one ranks well above the average because of its thrills, romantic angles, capable acting and direction. In addition, it is timely, for its story deals with the plot in Cuba of J. Edward Bromberg and the agents of a foreign power to divert a fleet of merchant liners, owned by the former, to European ports rather than to the U. S. which is anxious to acquire them. William Wright, a former officer in the U. S. Navy (who was bounced from the service because of his playboy proclivities), is in the hero role.

A friendly Admiral extricates him from a flop house and gives him the assignment of shattering the ship plot, which, of course he succeeds in doing. While en route from New York to Havana, he finds not only Bromberg's alluring wife aboard but also pretty Margaret Tallichet whom Naval Intelligence has sent along to pose as Wright's wife,—a step which turns out to be a reality at the finale.

"The Devil Pays Off" is a good adventure yarn, and might have been a much stronger picture with more polished dialogue and better finesse here and there. As it is, however, it has the punch to please excitement-seeking audiences. Osa Massen is a magnetic personality who plays her role skillfully, as does Miss Tallichet. But the star performance is turned-in by the veteran Bromberg. John H. Auer's direction is right up to the mark, and John Alton's photography is solid.

CAST: J. Edward Bromberg, Osa Massen, William Wright, Margaret Tallichet, Abner Biberman, Martin Kosleck, Chas. D. Brown, Ivan Miller, Roland Varno.

CREDITS: Associate Producer, Albert J. Cohen; Director, John H. Auer; Screenplay, Lawrence Kimble, Malcolm Stuart Boylan; Original Story, George Worthington Yates, Julian Zimet; Production Manager, Al Wilson; Director of Photography, John Alton; Supervising Editor, Murray Seldeen; Film Editor, Howard O'Neil; Art Director, John Victor Mackay; Musical Director, Cy Feuer; Wardrobe, Adele Palmer.

DIRECTION, Okay. PHOTOGRAPHY, Solid.

Kenneth Davenport Dies

West Coast Bureau of THE FILM DAILY

Hollywood — Kenneth Davenport, 63, scenarist, is dead here. He was for many years an associate of the late Douglas Fairbanks. He collaborated with Fairbanks on the scenarios of "The Three Musketeers," "Robin Hood," "The Thief of Bagdad" and others. Funeral will be held here on Friday.

Walsh to Direct "Gentleman Jim"

West Coast Bureau of THE FILM DAILY

Hollywood—Warner Bros. has selected Raoul Walsh to direct its biographical picture on James J. Corbett, "Gentleman Jim," in which Errol Flynn will have the title role. Picture goes into work in January.

"The Stork Pays Off"

with Maxie Rosenbloom, Rochelle Hudson, Victor Jory

Columbia 68 Mins.

FARCE ABOUT A RACKETEER WHO FORSAKES CRIME FOR LOVE IS INEPTLY HANDLED.

What may have seemed like a good idea is badly mangled by inept handling. Plot hinges on the acquisition of a nursery by a racketeer and his henchmen who are under the impression that the Stork's Club is a night club.

With Maxie Rosenbloom, Horace MacMahon and George McKay as the henchmen, the idea of the trio running a nursery for their boss, Victor Jory, might have comic points. However, they are dulled by a series of incredible situations and mediocre continuity.

The mobsters take over the nursery from Rochelle Hudson but hire her to run the place for them. Jory falls in love with Miss Hudson and gradually renounces his career of crime. In fact, he runs for office, confesses his misdemeanors and offsets the attempts of Miss Hudson's divorced husband to smear him in a plot.

CAST: Victor Jory, Rochelle Hudson, Maxie Rosenbloom, Horace MacMahon, George McKay, Ralf Harolde, Danny Mummert, Bonnie Irma Dame, Arthur Loft.

CREDITS: Producer, Jack Fier; Director, Lew Landers; Cameraman, L. W. O'Connell; Screenplay, Fanya Foss and Aleen Leslie; Additional Dialogue, Ned Dandy; Film Editor, Gene Milford.

DIRECTION, Routine. PHOTOGRAPHY, Average.

Hollywood Tele Station Using Industrial Films

West Coast Bureau of THE FILM DAILY

Hollywood — Widespread use of both industrial films and Government subjects supplied by Canada and the U. S. got under way this week on the West Coast via W6XAO, the local Don Lee television station.

The first live talent program from the W6XAO $250,000 transmitter which has just been completed will be seen next Monday, Nov. 17 when a variety show featuring Morey Amsterdam, Mabel Todd and Tony Romano and his orchestra will be featured. A specially-devised television ballet will also be featured during the telecast with the Montez dancers, James Thompson and Valanya to be featured.

While film will play an important role in the future plans of the stations, more than 11,000,000 feet having already been telecast, outdoor special events and live programs will also have a major role in the operation of the station it was stated by Thomas S. Lee, pioneer telecaster and owner of the station.

Capitalization Increased

Dallas — Texas News Reel Theaters, Inc., has increased its capital stock by an amendment filed with the Secretary of State, Austin, from $100 to $85,680.

"Frightened Lady"

with Marius Goring, Helen Haye, Penelope Dudley Ward

J. H. Hoffberg 80 Mins.

BRITISH MYSTERY DRAMA ACCORDED STANDARD TREATMENT AND RATES AS ORDINARY THRILLER.

This adds little lustre to the tradition that the British have a knack of producing melodramas crammed with crimes and brimming over with suspense. It is an ordinary mystery yarn handled in a standard fashion. Film also suffers from technical inferiority.

Cast of British actors is little known to the American public and the British accent may prove a handicap in provincial situations. The players, however, perform in a capable manner.

Based on an Edgar Wallace story, yarn deals with a number of murders committed at the manor of Lady Lebanon. The chauffeur and a doctor, who at one time is suspected, are murdered on the grounds. The murderer turns out to be the son, Lord Lebanon, who is a homicidal maniac. Lady Lebanon had attempted to cloak her son's failing in secrecy in order to perpetuate the line. But she fails as her son reveals himself in the climax as the murderer.

Marius Goring is good as the piano playing slayer, with satisfactory performance by Helen Haye, as the mother, George Tanner, as the Inspector, and Roy Emerton, as one of the eerie looking footmen. Direction, however, is shy on pace.

CAST: Marius Goring, Helen Haye, Penelope Dudley Ward, Patric Barr, John Warwick, Felix Aylmer, Ronald Shiner, George Merritt, Torin Thatcher, Elisabeth Scott, Roy Emerton, George Hayes.

CREDITS: Producer, S. W. Smith; Director, George King; Screenplay, Edward Dryhurst; Original, Edgar Wallace.

DIRECTION, Adequate. PHOTOGRAPHY, Ordinary.

Armistice Day Biz Up; 7 Theaters Draw 75,000

(*Continued from Page 1*)

tice Day showed marked improvement over last year.

Check at 10 o'clock last night showed that more than 75,000 persons crowded into seven Broadway first-run houses for the day. The Music Hall, Roxy, Paramount, Rivoli, Criterion, Strand and Capitol were the strongest in the order named.

RKO Casts Two Productions

West Coast Bureau of THE FILM DAILY

Hollywood—RKO Radio has cast Randolph Scott and James Craig for the leads in "Bombardier." Joseph Cotten and Ruth Warrick will be seen in important roles in "There Goes Lona Henry." The latter goes into work in January. Reeves Espey will produce both. Barbara Stanwyck is being sought for the role of Loua Henry. Connie Boswell has been added to the cast of "Syncopation."

☆ SHORTS ☆

"Army Champions"

(Pete Smith Specialty)

M-G-M 10 Mi

Spectacular, Ace Short

Here is a whale of an interestir reel which shows not only the va progress being made to whip the l S. Army into a spectacularly efficiei fighting force, but also the power the weapons employed and co-ord nated with the personnel. Audien is given an excellent idea of the d structive modern machine guns, ant tank ordnance, coast artillery, trenc mortars, railroad guns and Garar rifles. One wonders, upon viewin this footage, how any army ca stand up under the hell-fire of cu rent weapons. Short has swift an thrilling action, and will grace th program of any theater.

"Information Please," No. 1

RKO 9 min

Average

This is the first issue of the ne series and has John Gunther, note author, as the guest. Considerabl pantomiming is displayed with th quiz boys called upon to interpre it in terms of proverbs and quota tions. Several good laughs are in cluded and reel can be considere up to par.

"Changed Identity"

(A Miniature)

M-G-M 10 Min

Dramatic Reel

This is a dandy dramatic reel wit a swell surprise ending which carrie plenty of punch for any audience Adopted from a radio script, it re counts the murder of one identica twin brother by the other in a trai speeding to Bombay. One of th brothers, who has just robbed hi firm and is fleeing the country, com mits the crime and poses as th brother he has killed. But when h is about to board a boat for the U. S. he is arrested and charged with mur der,—not the killing of his brother It seems that the done-away-wit brother was, in turn, escaping be cause he had murdered his own wife

"Sittin' Pretty"

Paramount 10 mins

Top Sport Reel

Various riding techniques are demonstrated in this Grantland Rice subject with the commentary ably delivered by Ted Husing. Peak portion of the reel is an exhibition o trick riding by Monty Montana and his wife. Kind of riding they do o a horse is amazing. Technique o posting and other fundamentals are shown, in addition to almost unbelievable leaps by that great jumper Plymouth Rock.

THESE THREE

make screen history in RKO RADIO'S outstanding Thanksgiving Week Attraction.

Imagine! The star-director combination of "Rebecca," plus sensational Cary Grant, in one of the most dramatic love stories ever told! . . .

CARY GRANT
JOAN FONTAINE

Suspicion

FROM FRANCIS ILES' BRILLIANT NOVEL, "BEFORE THE FACT"
with SIR CEDRIC HARDWICKE • NIGEL BRUCE • DAME MAY WHITTY
DIRECTED BY ALFRED HITCHCOCK
Screen Play by Samson Raphaelson, Joan Harrison, Alma Reville

R K O
RADIO
PICTURES

BACKED BY SENSATIONAL NATIONAL CAMPAIGN OF FULL-PAGE ADS REACHING 70,000,000 READERS OF 14 MAGAZINES INCLUDING LIFE, LOOK, RED BOOK, COLLIERS AND FAN PUBLICATIONS.

Screen As Radio's News Competitor

(Continued from Page 1)

ginning Jan. 1, it was learned yesterday.

As explained by Clifford Fowler, general manager of the firm, the setup employs the use of a Transradio special ticker which is placed in the projection booth. While the feature is being shown, the ticker records flash news on special DuPont film. At the conclusion of the feature, the roll of film with news bulletins running three minutes is flashed on the screen.

According to Fowler, there will be three advertisements of 20 seconds duration flashed on the screen at the end of every minute of news. Ads are sold to sponsors who will pay at the rate of so much per thousand of paid admissions.

Service, Fowler said, will be supplied free to the theaters for the lease of the screen for a period of 2 months. He pointed out theaters can advertise it is no longer necessary to stay home and listen to the radio for the latest news.

Fowler said he had several national advertisers lined up but at this time was not at liberty to divulge their names.

5 N. J. Skouras Theaters Test Radio Quiz Programs

(Continued from Page 1)

Tuesday and Friday nights at 8:45. No commercial announcements, however, are made from the theaters.

Quiz programs are conducted in the form of a match between contestants in two theaters. For example, a team composed of employees of the Colgate-Palmolive-Peet Corp. in the State Theater, Jersey City, last night matched their wits with Bakelite Co. team at the Brook Theater, Bound Brook. Programs could be heard at both theaters.

The sponsor gives cash prizes and co-operates in all advertising. Other Skouras houses in which the programs originate are the Teaneck, Teaneck; Regent, Kearney; Fulton, Jersey City, and Rivoli, Rutherford. Local companies and organizations supply the teams. First program started Nov. 3.

Mischa Auer Released by "U"

Hollywood—Mischa Auer has obtained release from his Universal contract.

Three Wanger Story Properties for UA

West Coast Bur., THE FILM DAILY

Hollywood—United Artists Prod. has acquired rights to three stories in the transfer of Walter Wanger assets. They include the Harvey Thew-Peter Ordway original, "So Gallantly Gleaming"; the Taylor Caldwell novel, "Dynasty of Death," and Vincent Sheean's "Personal History."

REVIEWS OF SHORT SUBJECTS

"Viva Mexico"
(A Miniature)

M-G-M **9 mins.**

Colorful Travelogue

With interest in the Latin-American Republics high, Metro offers this well-made reel in color of our good neighbor just below the Rio Grande. Shots are varied and interesting, ranging from rural and scenic highlights; the remnants of the once proud Aztec civilization; and including sequences of romantic, modern Mexico's capital, Mexico City. Audiences are given an excellent and clear impression of the country's culture and beauty. Footage is capably narrated. This is one of the better travelogues of the current crop.

"Road In India"

Paramount **11 mins.**

Absorbing One-Reeler

Camera traverses the famed Indian Road through the mysterious India, a strange mixture of the past and the present. Along the modern highway, the customs and the traditions of the past still exist. There are sights of squatting Yogi, a snake charmer, an animal trainer and numerous other threads that go into making an absorbing pattern of society.

"Come Back Miss Pipps"
(Our Gang Comedy)

M-G-M **11 mins.**

Fairly Amusing

It was inevitable that, following the wave of feature films which had the realm of education as their background (such as "Good-Bye, Mr. Chips" and "Cheers For Miss Bishop"), the tab reel kingdom would add its contribution. It is done via Our Gang. The yarn relates how a school teacher is fired from her job for holding a birthday party for one of her public on school time. The kids, to get her reinstated, stage a play for their parents, and through this channel is imparted the meanness of the school board's chairman. There are some amusing scenes and situations, but this chapter in the Gang's adventures lacks the zip which characterizes most of the stories.

"I'll Fix It"

RKO **17 mins.**

Amusing

Starring Edgar Kennedy, this two-reeler concerns Edgar's refusal to pay $100 for the installation of a new water heater, insisting that he can do it himself. The result can be imagined. His clumsiness causes the cost to rise well above $200, not counting damage to the house, law suits and other expense. Short is good for some laughs.

"Georgetown, Pride of Penang"
(FitzPatrick Traveltalk)

M-G-M **9 mins.**

Solid Subject

On a picturesque island on the West Coast of Malaya lies one of the key ports of Britain's Eastern empire. Here James FitzPatrick has turned his cameras on the busy city which combines beauty, modernity, and the native way of life. Georgetown's fine harbor facilities are shown, as are the native boats and activities ashore. The principal merchants of the port are Chinese, as the business section attests. Reel conveys one of the reasons why Britain is concentrating her military might in this general area,—that reason being to preserve the sources of rubber and tin, both of which are products of the Straits Settlements. This subject, filmed in color, is an asset to any shorts program.

"Popular Science"

Paramount **11 mins.**

Good Subject

A number of interesting subjects are crammed into this reel. It opens with a view of the new Pennsylvania Turnpike and a glimpse into its operation. Next is one of those modern "dream" kitchens that takes the work out of housework. One of the most amazing microscopes is shown with lens that can penetrate down to electrons. Sequences are interrupted by a wacky invention by Professor Oakes. Final footage is about the latest training technique developed by the U. S. Forest Service, "smoke jumping," for which a crew of parachutists are used to curb fires.

"Fancy Answers"
(Pete Smith Specialty)

M-G-M **9 mins.**

Neat Quiz Reel

With characteristic flare for originality and laughs, Pete Smith unleashes herewith a quiz reel which all audiences are bound to enjoy. While the subject is titled "Fancy Answers," the questions are just as fancy, each selected for its novelty as well as ability to keep fans interested and curiosity at high pitch. A clock ticks off the several seconds during which the onlooker may decide which of several suggested answers is the correct one. Leave it to Mr. Smith to make the interrogation session one of mirth.

"Sucker List"
(Crime Does Not Pay)

M-G-M **21 mins.**

Dramatic and Revealing

Current two-reeler unmasks the method whereby the innocent and trusting public is fleeced by race track touts. At first the victims are permitted to taste the thrill of winning from hot tips, but after the "come on," they are divested of their savings and sometimes led through fear to raise funds by "borrowing" money from their firms. The tragedy of this situation is symbolized in the picture by a young husband whose wife is about to have a baby. At the finale, the gang is stamped out because some of the victims have had the courage to co-operate with the police. This is a revealing and interesting short, and, like its predecessors, is bound to work much good in eradicating the evils perpetuated by the touts.

Coast Pacts First Big Job, Says Walsh

(Continued from Page 1)

contracts they wanted. He indicated he might either go to the Coast or summon the business delegates to New York for a conference.

Bars Personal Reps.

When asked whether he would appoint a special West Coast representative the way his predecessor did, Walsh replied: "Nobody represents me but myself. Only international representatives and duly elected officers will carry out the duties assigned to them."

Concerning the basic studio agreement, Walsh expressed doubt as to whether the IATSE would re-enter the pact.

"I don't know whether we will reenter it or not. I don't want to take away the right of the locals to negotiate their own contracts. If we did come under the studio agreement, I, as president, would have to negotiate the contracts. That has to be considered. I want to help the locals as much as possible and am willing to let them continue to exercise their autonomy."

The new IATSE prexy showed little concern when questioned over rumors that the studio unions were in danger of jurisdictional raids by other American Federation of Labor unions, namely the Teamsters and the International Brotherhood of Electrical Workers.

Expects No "Raiding"

"You will always hear stories like that at a time like this," he said smiling. "I don't expect any difficulty from that quarter."

Only comment Walsh would make on the action of the Hollywood Local 683, Film Technicians, adopting a resolution demanding the resignation of all members of the IATSE executive board and the expulsion of George E. Browne and William Bioff from the IA is that the International office did not receive a copy from the local. He also pointed out that the action was probably taken before his election and might be considered in a different light by the Coast local today.

Walsh, who on Monday pledged a "honest, efficient and clean administration," felt confident that the International would regain the full confidence of the public.

"We ask the public to have the same faith in us that it has exercised in the 50 years of our existence. One black mark against us in all that time should not cause us to be condemned too strongly," Walsh asserted.

Hershorn Agreement With FPC Is Renewed

Renewal of an agreement with the Franklin Hershorn Theater Co., Ltd., was announced yesterday by J. J. Fitzgibbons, president of Famous Players Canadian Corp. Hershorn operates a group of theaters in the Canadian Maritime Provinces.

CHARLES PETTIJOHN
MPP&DA
28 W. 44T ST. 21ST FL.
N. Y. C.

Cole Sends Out SOS For Small Exhibs

(Continued from Page 1)

amount to 35 to 50 per cent of the gross receipts.

"Motion picture exhibitors," Col. Cole said, "are a class of merchants whose resale prices are fixed. Unlike the merchandiser of tangible goods, he cannot mark up his retail prices in keeping with the charge the distributor makes on his invoice."

Average Weekly Receipts Known

Col. Cole declared, however, that the exhibitor does know what his average weekly receipts are, as well as the maximum receipts on a smash hit. The exhibitor, Col. Cole said, is in a position to determine what his fixed weekly costs are, and his principal expenses can be cumulated in half a dozen or more accounts, such as payroll, supplies, utilities, depreciation, etc.

Continuing, the Colonel said:

"The total of these expense items deducted from his average or estimated receipts gives him a figure that combines his film rental and profit, if any. For instance, a house that has a fixed expense of $75 per week and a maximum weekly receipts of $125 cannot hope to pay 35 per cent for a feature picture, unless the exhibitor is satisfied with $6.25 for his weekly profit.

"Allied has a large number of members who operate theaters in small cities and the problem of film rentals is a serious one with these exhibitors. It is endeavoring to assist these exhibitors to reach a better understanding of their own cost of operation.

"A printed form 8½" x 11", setting out the necessary accounts for the exhibitors to fill in the figures to render an accurate weekly cost of operation is being distributed to Allied members. A number of these sheets were filled out and returned to the office previous to the convention and were used as a basis of round-table discussions.

Must Know Cost of Operation

"From the ones returned, it was patent that the small town exhibitor, in numerous instances, didn't know the cost of operation of his theater. Until he does, he cannot properly budget the amount of money he can pay weekly for film rentals. Hence he becomes an easy target for emotional selling.

"This condition poses a question to the motion picture industry, namely, 'Can the industry allow these small town houses to close because of borderline profit operations?' Aside from the economic waste of their closing, on which human selfishness dictates 'thumbs down,' there's another angle. These small town theaters are in effect the 'knothole gangs' of the super houses in the cities.

"There was a time when the film industry had little competition for the customer's entertainment dollar. That cream has been skimmed. We are now down to the milk. For example, bowling, soft ball, night spots, skating rinks, and even in the Southwest hockey, just to mention a few are offering competition for the customer's dollar.

"Thought must be given to building motion picture patronage. Small town theaters in several hundred Texas towns are conditioning thousands of future citizens of the big towns either for or against motion picture entertainment. When they move to the cities, as they are doing every year, they'll be super house patrons, providing they have had the opportunity of seeing good pictures at the crossroads."

WEDDING BELLS

Newark, N. J.—Margot Crangle, vaudeville headliner and Ed Sniderman, manager of RKO-Proctor's here, have written "happy ending" to a five-year cross-country and trans-Atlantic courtship. They were married by Mayor Vincent Murphy.

Cleveland—Mildred Roth of Columbia will become the bride of Marvin Patterson on Dec. 28. A reception at the Statler Hotel will follow the marriage ceremony.

WHO'S WHO IN HOLLYWOOD

• • • *Introducing Interesting Personalities* • • •

BENJAMIN GLAZER, Producer. Born in Belfast, Ireland, May, 1891, son of Robert and Riva Glazer. Educ. in America at Central High School and University of Pennsylvania Law School. Practiced law in Philadelphia for six years. Wrote short stories, plays and adaptations. Plays and adaptations include "The Master," "Thy Name Is Woman," "Liliom," "The Swan," "Fashions For Men" and "Fifth Column." Just finished writing and producing his first inodependent production "Paris Calling" starring Elisabeth Bergner, Randolph Scott and Basil Rathbone. Plans further pictures for Miss Bergner and other stars. Specialized in writing and producing women's roles for screen, among the notable ones "The Merry Widow" with Mae Murray; "Flesh and the Devil" and "Mata Hari" starring Greta Garbo; "Seventh Heaven" for Janet Gaynor; "A Farewell to Arms" with Helen Hayes. Was a writer and producer at Paramount for ten years. Won two Academy of Motion Picture Arts and Sciences Awards for writing "Seventh Heaven" and "Arise My Love."

FPC to Open Capitol, Fort William, Nov. 21

Toronto—The last theater to be erected by Famous Players Canadian during the present war is the Capitol at Fort William, which is scheduled to open Nov. 21 many weeks after the original date because of the difficulty in obtaining materials and equipment. It was started early this year before the Dominion Government placed a ban, last May, on the construction of further buildings costing more than $10,000 as a war measure. The new Capitol will be serviced from Winnipeg.

20th-Fox Guild Votes For CIO Affiliation

(Continued from Page 1)

ployees Guild (UOPWA-CIO), it was announced yesterday.

While no vote was announced, officials of the Guild described the balloting as almost unanimous. The Guild claims to have more than a majority of 20th-Fox home office employes enrolled.

The 20th-Fox Guild is the third home office employes indie union to okay CIO affiliation. Metro and Columbia groups acted earlier.

Local 109, it is understood, is now engaged in organizing RKO Radio employes on its own.

SPG to Hear Results of CIO Affiliation Ballot

Results of the New York Screen Publicists Guild referendum on CIO affiliation will not be announced until tomorrow's monthly membership meeting, it was indicated yesterday.

While the ballots cast in the mail poll were scheduled to be counted on Monday night, following a postponement from Saturday, it was found necessary to defer the tally until yesterday.

Affiliation, if voted, will be with Local 109, Screen, Office and Professional Employes Guild.

Fisher Succeeds Harris

Edward J. Fisher has been appointed advertising and publicity rep. of Loew's four Cleveland theaters, succeeding J. H. Harris, who has resigned to enter the U. S. Army Air Corps as an instructor. Fisher has been for several years a UA exploiteer in the Cleveland territory.

Rogell on "Moon Struck"

West Coast Bureau of THE FILM DAILY

Hollywood—Albert S. Rogell has been signed by Republic to direc "Moon Struck," a Judy Canova vehicle, formerly titled "Chatterbox." Albert J. Cohen production to go before the cameras Dec. 5.

Para. Terms in Minn. Not Excessive—Agnew

(Continued from Page 1)

nied yesterday by Neil Agnew, general sales manager.

Terms being offered Minnesota exhibitors are no different from thos offered to theater owners in othe states, Agnew said. Product is b ing sold for what it is worth and t fit the individual exhibitor and situation, he insisted.

Members of Northwest Allied at meeting last week declared Paramount was being unreasonabl since it resumed selling in the state It was asserted at the session tha Paramount was offering two picture at 50 per cent, four at 40 per cen and two at 35 per cent. Agnew' answer to the charge was that general sales policy was not a subjec for an official announcement.

Meanwhile, Judge Henry W. Goddard on Friday is expected to gran Warner Bros.' application for relie from selling in Minnesota under th terms of the New York consen decree.

Mitchell Succeeds Pope

Cleveland — George Mitchell ha been named publicity director fo the local RKO theaters. He succeeds Clem Pope who was appointed district manager at the time o Nat Holt's promotion to the Wes Coast.

A. J. Mason Loses Election

Springhill, N. S.—A. J. Mason, veteran owner of the Capitol here, was the only film exhibitor seeking votes in the provincial elections for the legislature. He was defeated as a Liberal candidate in Cumberland County.

Win. Barron Joins Para.

Toronto—Win. Barron has been appointed manager of the film publicity department of Paramount Film Service, Ltd., with office in Toronto. Barron returned from Europe a short time ago after serving as a news correspondent.

OUT OF UNIFORM

Indianapolis — Abe Baker, former Columbia booker here, has been discharged from the Army, and has rejoined the local exchange's booking staff. Jack Dowd, corporal with the 5th anti-tank battalion, Ft. Custer, Mich., has also received his discharge from the Army and has rejoined the booking staff at Warners exchange here.

Dallas—Fred McFadden, who was connected with the publicity department of the Interstate Circuit, has been released from the U. S. Army and will be back at his old post after a short vacation.

Eastman Declares a $4,200,000 Wage Dividend

(See Column 1 Below)

FILE COPY
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THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

L. 80, NO. 96 NEW YORK, THURSDAY, NOVEMBER 13, 1941 TEN CENTS

10 YEARS FOR BIOFF AND 8 FOR BROWNE

Convicted Extortionists Also Fined $20,000 Each; Additional 10-Year Sentences for Conspiracy Are Suspended; Release on Bail Pending Appeal Asked

Willie Bioff yesterday drew a sentence of 10 years in a Federal prison and George E. Browne one of eight years from Federal Judge John C. Knox for violation of Federal anti-racketeering laws in extorting huge sums from the film industry. Each defendant was fined $20,000, with specific instructions from the court that they remain in prison until the fines are paid in full.

At the same time, Judge Knox sentenced each defendant to additional imprisonment terms of ten years on the third (conspiracy)

(Continued on Page 9)

Two Issues Involved in Unity Plan—Kuykendall

Trade Defense Held One, Internal Business Problems Another, MPTOA View

MPTOA sees two "quite different and somewhat unrelated projects" involved in the proposed unity program and "it is a mistake to confuse the two in dealing with them," Ed Kuykendall declares in a bulletin made public yesterday.

ED KUYKENDALL

The MPTOA president asserts that a united front in defense of the business against outside attacks is one issue and the other is joint ne-

(Continued on Page 8)

$4,200,000 Eastman Wage Dividend Set

Rochester—A wage dividend of $4,200,000 was declared by Eastman Kodak Co. here yesterday.

At the same time, an extra common stock dividend of $1 a share was declared for Kodak stockhold-

(Continued on Page 7)

20th-Fox to Ask Court For Franchise Ruling

Federal Judge Henry W. Goddard tomorrow will be asked by 20th-Fox to construe Section 15 of the New York consent decree in connection with certain theater franchises of the company. Section 15 provides that the decree shall not apply to any franchise signed before June 6, 1940. 20th-Fox will seek a ruling that certain franchises are not barred by this provision of the decree.

Knox Spurns Mercy Pleas

Text of Federal Judge John C. Knox's remarks in imposing sentence yesterday on George E. Browne, former IATSE prexy, and Willie Bioff, his ex-West Coast personal rep., convicted on extortion charges:

"This is not unhappily the first time on which I have had occasion to sentence leaders of labor for violation of their country's laws. For reasons that were entirely unsound I have upon each such occasion been asked to consider the circumstances that these leaders upon behalf of the interests of labor are entitled to special dispensations of mercy. Great as is my sympathy for the

(Continued on Page 9)

Convince Solons Pictures Are Not a Luxury—MPTOA

Exhibitors and exhibitor associations throughout the country "must convince legislators that motion picture entertainment is not a luxury to the people of this country and that excessive admission taxes are a real burden to the local theaters, not just a tax that can be entirely passed on to the consumer, without any injury to the theater," Prexy Ed Kuykendall of the MPTOA

(Continued on Page 8)

SPG Rejects Tie-up With CIO's SOPEG

New York Screen Publicists Guild will continue as an indie union, its membership voting down a proposal for affiliation with the CIO via Local 109, Screen Office and Professional Employes Guild, in the recent mail referendum, it was announced yesterday.

Statement issued by the SPG executive council explained the ad-

(Continued on Page 4)

National Board Conference Expected to Attract 300

Three-day 18th Annual Conference of the National Board of Review of Motion Pictures opens today at 10:30 a.m. in the Hotel Pennsylvania, with "Movies in a Democracy" as meeting's theme. Attendance of 300 is anticipated.

Launching the series of sessions will be this morning's huddle of com-

(Continued on Page 9)

20th-Fox and RKO Would Sell in Minn.

RKO will seek to be relieved from complying with certain sections of the New York consent decree in order to sell in Minnesota. An application may be made today to Judge

(Continued on Page 8)

Warner Stockholders Meeting Set for Dec. 8

Annual stockholders meeting of Warner Bros. Pictures, Inc., will be held Dec. 8 in Wilmington.

Proxy notice for the meeting

(Continued on Page 7)

Det. to Raise, Stagger Prices

First-Runs to Start Upping Thanksgiving Day

Detroit—Detroit first-runs agree to raise prices Thanksgiving Day from the present 55 cents at night and 40 at matinees to a completely new staggered schedule. Monday through Thursday will be 40 cents at matinees and 55 at nights; Friday will be 40 cents to six o'clock, 65 at nights; Saturday will be 50 cents to five o'clock, 65 at nights; Sundays and holidays will be 50

(Continued on Page 4)

Pathe Film-duPont Stock Swap Gets Gov't Approval

U. S. Treasury Dept. and the SEC have approved the proposed exchange by Pathe Film Corp. of its holdings in DuPont Film Manufacturing Corp. for common stock in E. I. du Pont de Nemours & Co. On Nov. 10, the Commissioner of

(Continued on Page 4)

24-Hour Operation Looming in Vallejo

San Francisco—Practically all Vallejo film houses, circuits and indies, are playing owl shows. Coining money, too. Navy Yard town is rated one of the hottest boom spots in the U. S., with many stores staying open full 24 hours to cater to three shifts of shipyard workers. Main stem is as crowded at 2 a.m. as at 2 p.m. Talk now is that several of the houses may shortly be showing pictures the clock around.

GEORGE BORTHWICK
M. P. PROD. & DIST.
28 W 44TH ST.
N.Y.C. 21ST FL

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 96 Thurs., Nov. 13, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Wednesday, Nov. 12)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9	9	9	— ¾
Col. Picts. vtc. (2½%)	6¾	6⅜	6⅜	— ⅛
Columbia Picts. pfd.	26¼	26	26¼	— ½
Con. Fm. Ind.	9-16	½	½	—1-16
Con. Fm. Ind. pfd.	9¾	9½	9½	— ⅜
East. Kodak	134⅛	133¼	133¼	— ¾
do pfd.	176	176	176	— ¼
Gen. Th. Eq.	....	....	....	.....
Loew's, Inc.	37½	36¼	36¼	— 1¾
do pfd.	106	110	106	.....
Paramount	15¼	14⅜	14⅜	— ⅞
Para. 1st pfd.	112¼	109	109	— 4
Para. 2nd pfd.	13½	13	13	— ¾
Pathe Film	14	13⅞	13⅞	— ⅛
RKO	2⅜	2⅜	2⅜	— ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8⅛	7⅜	7½	— ¾
20th Century-Fox pfd.	21½	21	21	— 1
Univ. Pict. pfd.	160	160	160	.....
Warner Bros.	4¾	4⅝	4⅝	— ⅛
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46.	....	....	....	.....
Para. B'way 3s55	56½	56½	56½	— 2½
Para. Picts. cv. 3¼s47	100¼	100¼	100¼	.....
Warner Bros.' dbs. 6s48	96	96	96	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	⅝	9-16	9-16	—3-16
Radio-Keith cvs.	⅛	⅛	⅛	—1-32
Sonotone Corp.	2¼	2⅛	2⅛	.....
Technicolor	8¼	8⅛	8⅛	— ¼
Trans-Lux	⅝	⅝	⅝	+ ¼
Universal Corp. vtc.	8⅝	8⅝	8⅝	— ⅜
Universal Picts.	27¼	27	27¼	+ ¼

TO SPEED TELEGRAMS AT LOW COST—PHONE
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

COMING AND GOING

BEN KALMENSON, Warner Bros. general sales manager, is visiting the company's exchanges in the South.

MONROE GREENTHAL, UA advertising and publicity chief, **DAVID E. WESHNER**, exploitation director, **AL MARGOLIES** and **MORRIS HELPRIN** plane out to the Coast Sunday to confer with UA producers.

LEONARD GOLDENSON and **LEON NETTER**, Paramount home office theater executives, return tomorrow from a Southern trip.

R. M. SAVINI, president of Astor Pictures, flies to Charlotte on Friday.

WILLIAM S. HART arrives this morning aboard the Twentieth Century.

EROS VOLUSIA, Brazilian dancer signed by M-G-M, arrives aboard the Argentina Monday.

ELLEN DREW and her husband, **CAPT. SY BARTLETT**, arrive this morning from Washington.

MARIA KORDA is here from the Coast to confer with **MAURICE MAETERLINCK** on pictures which she will produce.

RONALD COLMAN and his wife, **BENITA HUME**, are here from the Coast and stopping at the Waldorf-Astoria Hotel.

BUD ABBOTT and **LOU COSTELLO** arrive this morning from Hollywood.

G. L. CARRINGTON, vice-president and general manager of Altec Service, has returned to New York after a month's stay in Los Angeles.

PAUL NATHANSON, president of Odeon Theaters of Canada, and **A. W. PERRY**, general manager of Empire-Universal Films, are here from Toronto.

Three 'Frisco Theaters, Long Closed, to Reopen

San Francisco—This Thanksgiving, in addition to turkey, Frisco gets three long time dark downtown theaters reopened.

Irving Ackerman is reopening the 2,100-seat Casino as a second-run house, spending around $90,000 renovating the house he had just taken on a 10-year lease.

On unnamed group has taken over the President and will use second-run films, plus a semi-burlesque stage presentation.

The Tivoli will make a stab at a season of light opera, with the "Firefly" as the opening attraction.

This means that, for the first time in at least a decade, there is not a theater in San Francisco gathering dust.

Warners Will Tradeshow Five Features Dec. 1-2

Warners will tradeshow five features nationally on Dec. 1 and 2, with final screening hours and locations to be announced shortly. Pictures which will be tradeshown are: Dec. 1, "The Body Disappears" and "They Died With Their Boots On." Dec. 2, "All Through The Night," "Steel Against The Sky" and "You're In The Army Now."

"Eagle Squadron" to be Distributed by Universal

Deal by which Universal will distribute "Eagle Squadron," Walter Wanger's next production, was reported yesterday as set. Wanger previously had been negotiating with UA. Pic will utilize considerable British background footage.

Greenblatt In Dallas For 5-Day Sales Parley

Dallas — Arthur Greenblatt, general sales manager of Producers Releasing Corp., yesterday opened a five-day sales meeting. Others are scheduled for Oklahoma City, Kansas City, Omaha, Denver and Hollywood.

Lay Cornerstone Saturday For New RCA Laboratories

Cornerstone of the new RCA Laboratories being built at Princeton, N. J., will be laid Saturday at 11:30 a.m.

Maj. Gen. James G. Harbord, chairman of the board of RCA, will officiate with a silver trowel as the cornerstone is placed. Otto S. Schairer, vice-president, in charge of RCA Laboratories, will preside and will present David Sarnoff, president of RCA, and Gano Dunn, member of the board of directors. Sarnoff will speak by radio from the S. S. Matsonia, bound from Honolulu to San Francisco.

It is expected that the Laboratories will open next Spring.

$250,000 Philly Trust Suit Finally Settled

Philadelphia—The $250,000 triple damages anti-trust suit filed by the Harrison Brothers, then operating the Lansdowne, suburban house, against Warners and the eight majors is to be finally settled on the basis of terms originally agreed upon by the litigants last Summer.

This was announced yesterday afternoon as the case was called in U. S. District Court here, with some 12 lawyers, among others, on hand.

Settlement terms included leasing of the Lansdowne by the Warner Circuit.

Plan Washington Funeral For Lieut. Carlo Petersen

Washington funeral services are planned for Lieut. Carlo Petersen, 44, U. S. Naval Reserve, veteran of the first two Byrd Antarctic expeditions and Paramount News photographer, who died in the Marine Hospital at Portland, Me.

Lieutenant Petersen was stricken with a heart attack last Sunday aboard the aircraft carrier Ranger.

William T. Wookey Dies

West Coast Bureau of THE FILM DAILY

Hollywood—William T. Wookey, cashier at Paramount studio for past 24 years, died yesterday after a short illness.

Grainger Leaves Warner Flying East at Week-End

West Coast Bureau of THE FILM DAI

Hollywood—Edmund Grainger, f the last two years with Warner Br as a producer, has severed his co nection with that company and w announce his future plans followi a month's vacation in New York Cit He will plane East at the week-en Grainger's latest Warner featu "International Squadron," open day at the New York Strand.

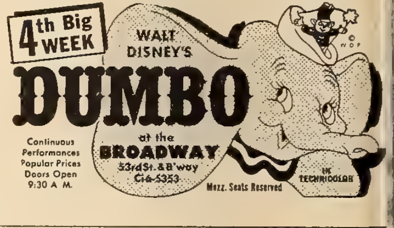
NEW YORK THEATERS

RADIO CITY MUSIC HALL
50th St. & 6th Ave.
FREDERIC MARCH • MARTHA SCOTT
"ONE FOOT IN HEAVEN"
A Warner Bros. Picture
ON STAGE: "THE WALTZ KING"—melodies of Johann Strauss . . . produced by Leonidoff. Symphony Orchestra direction of Rapee.
1st Mezzanine Seats Reserved CIrcle 6-4600

FRED MacMURRAY
MARY MARTIN
ROBERT PRESTON
in Paramount's
"NEW YORK TOWN"
IN PERSON
BILL ROBINSON
JIMMIE LUNCEFORD AND BAND
PARAMOUNT TIMES SQUARE

CARMEN MIRANDA - CESAR ROMERO - ALICE FAYE - JOHN PAYNE
"WEEK-END IN HAVANA"
PLUS A BIG STAGE SHOW
ROXY 7th AVENUE 50th STREET

RKO PALACE B'WAY & 47th St.
TYRONE POWER - BETTY GRABLE
"A YANK IN THE R.A.F."
— and —
"HURRY, CHARLIE, HURRY"
with Leon Errol


4th Big WEEK
WALT DISNEY'S
DUMBO
Continuous Performances Popular Prices Doors Open 9:30 A. M.
at the BROADWAY 53rd St. & B'way Ci6-5353
Mezz. Seats Reserved
IN TECHNICOLOR

20th Century-Fox presents
"HOW GREEN WAS MY VALLEY"
United Artists RIVOLI Broadway at 49th St.
Continuous Pop. Prices. Midnight Shows.

TODAY THE GREAT CURTAINS OF RADIO CITY WILL OPEN ON WARNERS' NEWEST SUCCESS...

FREDRIC MARTHA
MARCH • SCOTT
in
ONE FOOT IN HEAVEN'
with BEULAH BONDI • GENE LOCKHART
ELISABETH FRASER • HARRY DAVENPORT
LAURA HOPE CREWS • GRANT MITCHELL
Screen Play by Casey Robinson
Music by Max Steiner
Directed by **IRVING RAPPER**

To Raise, Stagger Prices in Detroit

(Continued from Page 1)

cents to one o'clock and 65 after that.

No move has been made yet for second-runs to increase admissions, but they will probably jump, and allow the keys to go from the present 35 cents to 40 for week-end changes when they play big pictures, definitely establishing the city on a differential price policy according to the days of the week.

Pathe Film-duPont Stock Swap Gets Gov't Approval

(Continued from Page 1)

Internal Revenue ruled that the exchange between Pathe and du Pont constituted a non-taxable reorganization and that no tax would be imposed upon Pathe on receipt of the du Pont shares.

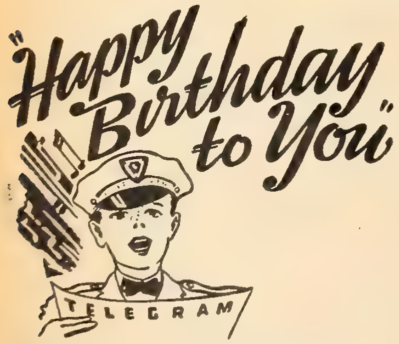
The SEC yesterday gave the necessary approval to the transaction, declaring the plan of re-organization fair and equitable to Pathe stockholders among whom 56,750 shares of du Pont de Nemours common will be distributed for their 3,500 shares of Pathe. After the exchange is made, Pathe Film Corp. will be dissolved.

Pathe was represented in the dealings by Robert Benjamin and Seymour Peyser, of Phillips, Nizer, Benjamin & Krim. They announced yesterday that the machinery for the exchange and the distribution of the du Pont stock would be placed in operation immediately. It is estimated that Pathe stockholders will receive their ratable interest within 10 days.

Publicity Directors Will Welcome AP Editors

West Coast Bureau of THE FILM DAILY

Hollywood — Publicity directors' committee of Association of Motion Picture Producers will arrange special functions, star appearances and other phases of the industry's part in welcoming Associated Press managing editors who will hold their annual convention in Los Angeles in 1942.



Eddie Buzzell
Edward Alperson
H. C. Potter
Robert Sterling
Nicola Napoli
Gertrude Olmstead

● ● ● THAT strange modern version of the David-Goliath tilt continues to be staged in the exhibition field......The odds against the little fellow, David Short, have been even larger than prevailed in the original bout......In that instance, there was only one Goliath to conjure with......But today, it's different......David Short has two gargantuan guys against him,—Goliath Feature and the latter's big "lug" of a brother, Second Feature......The pity of it, too, is that there is no fundamental quarrel 'twixt David Short and Goliath Feature...... Why, right in public they "compliment" each other......But, alas! a large segment of so-called "showmen" have, somewhat sadistically it seems, insisted upon sic-ing Second Feature on the scene and screen......

▼ ▼ ▼

● ● ● *BUT this corner isn't worrying any too much about the eventual outcome of this fantastic situation......Nor should the public and the shorts producers......And that's because many of the exhibitors who are devotees of duals are learning the hard way,—but they're learning......In the next place, it is more apparent every day that David Short is not without a helluva lot of popular support, which is becoming progressively more demonstrative and articulate ......That support likes a balanced, quality diet of film fare,—the balanced diet......It abhors the kind of alleged "feast" which cuts out the appetizer, the soup, the salad and the dessert, and, in their place, along with the one commendable main course, serves up, more often than not, a devastating platter of ersatz tripe......The only protection poor John Q. Public has is his exercisable freewill ......He can walk out on the tripe......Many, many do......*

▼ ▼ ▼

● ● ● ANOTHER bright spot in the happily-clearing-up dilemma of worthy David Short is that every day and in every way he is getting better and better......His "trainers" see to that......Out in his Hollywood camp and wherever else he is groomed, his health and stature are being built-up by solid stories; larger and larger injections of human interest and humor; clever direction; thoroughly adequate casting; top-flight animation, in the case of cartoons; excellent production values, including the technical side......Currently you'll find more Color in his cheeks......You can't keep a good little man like that down!......

▼ ▼ ▼

● ● ● *THERE are other bright spots......The opportunities for David Short are constantly opening-up in the form of* (1) *exhibitor defections from the ranks of duals;* (2) *the great bulk of newly-constructed theaters embracing single bills; and,* (3) *rise of the Drive-Ins ......New niches are being found for shorts......Witness, for example, the idea being instituted by the Drive-In located some two miles northwest of Fort Wayne, Ind.......Its operator isn't shuttering just because Winter comes......He, Don Long (whose name is the very antithesis of "short"), is turning the project into a skating rink for the cold months, and will use shorts of name bands to provide the music......Yes, and these who come to watch the skating can view the tab productions from their parked cars......*

▼ ▼ ▼

● ● ● TODAY in the Hotel Edison, Ampa is holding what amounts to a Short Subject Congress, and it's a fitting move, for 1941-42 is certain to go down in industry annals as Short Subjects' Greatest Year......For that Congress we submit a slogan,—and we're borrowing it from Will H. Hays......It is particularly applicable to the vast entertainment value contained in the contemporary short subject, and one which these exhibitors who have exiled tab reels in favor of the awkward, insipid second feature should speedily adopt: "It's not the size of the dog in the fight, it's the size of the fight in the dog!"......

SPG REJECTS SOPEG TIE-UP

Will Continue to Function as Independent Union

(Continued from Page 1)

verse vote on affiliation res from the belief by "many membe that "such a move was not nece sary to the securing of a speed and acceptable contract." The SP is the first of the indie white colla home office units to reject a CI tie-up; thus far, Local 109 has th Screen Readers Guild and the hom office unions at Loew-Metro, Columbia and 20th-Fox as chapters.

SPG council's statement read i part:

"As negotiations with the produ ers proceed, the Council is convin ed that the Guild membership wi continue to strengthen that unit which it needs to achieve its end and, further, that the membershi is prepared to take whatever ste are necessary to secure its contrac

"The SPG greets the growin strength and unity of the organize office workers and readers, an pledges its close and continued co operation in every way possible. A has always been true, such co operation is necessary to the grea est strength of our own Guild."

On behalf of the CIO, John Stanley, secretary-treasurer of th United Office and Professional Workers of America, issued a statemen expressing "deep regret" over th result of the SPG referendun Stanley, who is in charge of th UOPWA drive to organize the hom offices, continued:

"The results of their referendu vote will delay but not prevent th establishment of maximum unit among all white collar workers i the motion picture industry and, i our opinion, will not serve the bes interests of the publicists themselves.

"The publicists' referendum too place in an atmosphere where pre udices were given more weigh than informed discussion. We hop that this referendum will serve t initiate serious consideration an discussion of affiliation with th CIO as the only means of guaranteeing genuine collective bargainin for employes of motion picture publicity departments."

SPG will hold a membership meeting tonight at the Hotel Piccadill

Triple-Threat Man

Detroit—Ray Schreiber, head of Midwest Theaters, has decided to learn show business from the stage end now. He has started taking lessons in: 1, piano-playing; 2, ballet; and 3, singing.

REALLY SOMETHING TO BLOW YOUR HORN ABOUT!

THE GREATEST ENTERTAINMENT EVER TO PLAY ON ANY SCREEN!

Turn over please

PARAMOUNT'S

"LOUISIANA PURCHASE"

IN TECHNICOLOR!

BOB HOPE ★ VERA ZORINA ★ VICTOR MOORE

with

Irene Bordoni · Dona Drake

featuring 100 Louisiana Belles · Directed by Irving Cummings
Screen Play by Jerome Chodorov and Joseph Fields · Based on the Musical Comedy by Morrie Ryskind · From a story by B. G. De Sylva

Music and Lyrics by **Irving Berlin**

4,200,000 Eastman Vage Dividend Set

(Continued from Page 1)

rs, in addition to a quarterly divi- end of $1.50.

The wage dividend was increased proximately $1,200,000 under the pany's profit-sharing formula by ch the wage dividend is depen- ent upon dividends on the common tock. The wage dividend will be istributed in March.

Stockholders will receive $2,476,-00 additional through declaration of he extra dividend. The regular 1½ er cent dividend on the preferred tock, amounting to $1.50 a share, vas also declared. Voting of the $1 xtra dividend on the common rought declarations for the year o $7, an increase of $1 over the ividends on the company's shares ast year. The wage dividend rate vas increased from $12.50 per $1,00 of wages or salaries received luring the last five years to $17.50.

The amount estimated for the 942 wage dividend is more than million and a half dollars higher han the amount paid in March, 941. The increase over the last vage dividend is due not only to he higher rate of the profit-sharing lividend but also (1) to an increased umber of employes eligible, (2) to n increase in the amount received y individuals because of increased ength of service and because of vertime pay, and (3) to a wage nd salary increase that went into ffect in May.

Warner Stockholders Meeting Set for Dec. 8

(Continued from Page 1)

hows that Maj. Albert Warner, ice-president and treasurer, owns 59,647 shares of common and 14,884 shares of preferred stock and $1,306,000 principal amount of debenures. Prexy Harry M. Warner owns 62,859 common, 9,884 preferred and $661,000 of debentures, and Jack L. Warner, vice-president in charge of production, owns 102,959 common and 14,884 preferred shares and $300,000 of debentures.

In addition the above named directors, together with the New York Trust Co., are trustees of a trust holding 27,533 preferred shares.

"Suspicion" Booking Limits 2 Music Hall Films' Run

Because RKO's "Suspicion" was booked at the Radio City Music Hall to open Nov. 20, Warners' "One Foot in Heaven" and Universal's "Appointment for Love" received only one-week pencilling in. "Heaven" opens today. "Appointment for Love" grossed approximately $93,000 on the week.

United Artists' short subject, "A Letter From Home," opens at the Hall on Nov. 27.

☆ REVIEWS OF THE NEW FILMS ☆

"Tarzan's Secret Treasure"

with Johnny Weissmuller,
Maureen O'Sullivan, John Sheffield

M-G-M 81 Mins.

TARZAN'S LATEST IS GRAND MAKE-BELIEVE; KIND OF PICTURE THAT PROVIDES ENTERTAINMENT AND MAINTAINS GROSSES AT PROFITABLE LEVEL.

Best way to sum up Tarzan's latest exploits is that it is grand make-believe. The kind of picture that audiences enjoy watching because of its imaginative invention and exciting adventure. Exhibs. can roll out the plush carpet for patrons from seven to 70 and feel assured they will be entertained.

Producer B. P. Fineman can take a bow on the production. Sets have a jungle look about them and are in keeping with the story. There is first-rate direction by Richard Thorpe who handles the details with skill, especially the smashing climax.

The Tarzan family consisting of Johnny Weissmuller as Tarzan, his wife, Jane, played by Maureen O'Sullivan, and Tarzan's son, John Sheffield, dwell in their own Shangri-La high in some remote jungle mountain. All is serene until Tarzan's Boy decides to set out for civilization.

He runs across a colored lad, Tumbo, his own age and saves him from a rhinoceros. As the tribe is about to kill Boy, a party of scientists arrives on the scene. It's Tarzan to the rescue of all. Meantime, two of the party find out from Boy there is gold in the mountains where Tarzan lives. When the leader dies from a fever, the two kidnap Jane and Boy and attempt to kill Tarzan. They track back to civilization but are captured by savages.

Tarzan saves his wife and son in a spectacular rescue. Climax is the big sequence in picture and has Tarzan using his swimming ability to overturn the canoes of the natives. Adding to the excitement are the crocodiles that attack the capsized natives.

Weissmuller has kept in trim and looks the part of a jungle hero, and the monosyllabic dialogue is no strain on his acting ability. Miss O'Sullivan looks as lovely as one would expect in a jungle costume. The lad, Sheffield, is a fine performer.

One of the picture's virtues is the presence of Barry Fitzgerald as the photographer in the scientific expedition who remains a friend to the Tarzan family. His Irish brogue is a delight to hear and his sense of comedy is as welcome as a winning three-horse parlay. Cordell Hickman, the colored lad, Reginald Owen, Philip Dorn and Tom Conway are good in supporting roles.

Contributing a great deal to the entertainment is Cheetah, a chimpanzee, who

Production is photographed with sepia film increasing the visual effectiveness of the camera work which is tops, particularly the underwater work.

CAST: Johnny Weissmuller, Maureen O'Sullivan, John Sheffield, Reginald Owen, Barry Fitzgerald, Tom Conway, Philip Dorn, Cordell Hickman.

CREDITS: Producer, B. P. Fineman; Director, Richard Thorpe; Original Screenplay, Myles Connolly and Paul Gangelin; Cameraman, Clyde DeVinna; Special Effects, Warren Newcombe; Film Editor, Gene Ruggiero; Characters Created by Edgar Rice Burroughs.

DIRECTION, First-Rate. PHOTOGRAPHY, Excellent.

"H. M. Pulham, Esq."

with Hedy Lamarr, Robert Young

M-G-M 120 Mins.

ACE ROMANTIC DRAMA WITH POWERFUL PATRON APPEAL, TOP-NOTCH DIRECTION AND ACTING.

Elbowing its way powerfully, and deservedly, into the ranks of the year's top-notch films comes Metro's finely-wrought screen version of John P. Marquand's highly popular novel to give audiences of both keys and subsequents a solid two-hour feast of rousing romantic entertainment, and exhibitors a powerful box-office property.

In point of direction, "H. M. Pulham, Esq." imparts further lustre to the already shining name of King Vidor. Without exception, the sequences have that rhythmic flow which spells mastery in handling both story values and cast talent, to the extent, indeed, that the attraction seems much shorter than its running time indicates. The genius of Vidor is likewise prominent in the manner in which he has developed the retrospective character of the screenplay into a tight, swift-moving, and enthralling entity.

Robert Young, in the title role, and the exciting Hedy Lamarr, in the stellar femme assignment, contribute more than their splendid performances. Additionally they give showmen two rousing money names for their marquees. So expertly is this picture cast that it is difficult, after viewing it, to visualize any substitutions which might have made for better acting-strength. Ruth Hussey, Charles Coburn, Van Heflin, Fay Holden and Bonita Granville have prominent roles, each finely handled, as are the jobs allotted to the other key players.

The saga of "H. M. Pulham, Esq." is told in cut-back episodes,—all but the epilogue—, in the technique of "Citizen Kane" and "Power and the Glory." It is a story of the interference of environment, family sentiment, habit, and stuffy social existence shattering the desired romantic destinies of both Hedy Lamarr and Robert Young. The latter is the scion of an aristocratic, cleaving-to-convention Boston family; the former a plain but beautiful and talented young woman who is making her way in the world as an advertising copy writer and later an executive.

They meet after Young returns from World War No. 1 and is given a job in the same ad agency. Falling irresistibly in love, they plan to wed, but a visit to his family builds in the Lamarr breast an aversion to his kin, the life they and her fiance lead, and fill her with the realization that she can never become a part of it. After they sever their engagement, Young goes home to head the family, there to take the place of his deceased father. Following upper-crust convention and the wishes of his invalid mother, he weds a childhood "sweetheart," while Hedy marries a wealthy man and "swims" in the luxury she would gladly have foregone for wedlock with Young. The tragic end is tempered a great deal by the injection of reason.

When the Fates spin their estimation of 1941-42 big pictures, this one will gain high rank. Ray June's photography is splendid, and the recording by Douglas Shearer, particularly of the off-screen voices which are beautifully used by Vidor to tell what is going on in the minds of the principal characters, is tip-top.

CAST: Hedy Lamarr, Robert Young, Ruth Hussey, Charles Coburn, Van Heflin, Fay Holden, Bonita Granville, Douglas Wood, Charles Halton, Leif Erikson, Phil Brown, David Clyde, Sara Haden.

CREDITS: Director, King Vidor; Screenplay, Elizabeth Hill, King Vidor; Author, John P. Marquand; Director of Photography, Ray June; Musical Score, Bronislau Kaper; Musical Direction, Lennie Hayton; Recording Director, Douglas Shearer; Art Director, Cedric Gibbons; Associate, Malcolm Brown; Film Editor, Harold F. Kress.

DIRECTION, Aces. PHOTOGRAPHY, Splendid.

☆ SHORTS ☆

"Flying Bear"

(An M-G-M Cartoon)

M-G-M **9 mins.**

Fairly Amusing

Aside from the effectiveness achieved as a result of being made in color, and the adroitness of the animating, "Flying Bear" is not an unusual short, merely recounting the adventures of a bear in a comedy airplane flight. Among his experiences are an aerial tilt with a pelican, and a wild and icy ride into the stratosphere which ends up with the bear in the hospital, along with his humanized original plane. An interesting touch is given to the footage by its action taking place at an Army flying field, in travesty, of course.

"The Inside Passage"

(FitzPatrick Traveltalk)

M-G-M **9 Mins.**

Widely Appealing

Along the picturesque inland waterway from Seattle to Alaska, FitzPatrick has filmed this Traveltalk, which, as usual, he narrates himself. There are expertly photographed views of the Ketchikan salmon fisheries and the relatively nearby Indian village where the art of Totem Pole carving is still practiced, and the artisans honored by their fellow natives. Bulk of the remaining sequences comprises scenes of Annette Island and the salmon port of Cordova. The producer has selected his locales carefully, both with an eye to the novel and the pleasing. One of the constant assets of the reel is the capturing of Alaska's overpowering grandeur in the snow-capped mountains seen as frequent backgrounds. Like others in this series, "The Inside Passage" is an eye-filling color.

"In the Zoo"

Paramount **10 mins.**

Amusing

Whereby the animals speak through some unique animation and trick photography. Lines are rather amusing with the payoff coming at the finish. An unusual large variety of animals are photographed. Shots of the animals are interesting and make this a worthwhile program subject.

Convince Solons Pix Not a Luxury—MPTOA

(Continued from Page 1)

warns in a general bulletin released yesterday.

Kuykendall says that apparently so-called "technical" tax legislation, in which exhibs. have little interest "other than correcting the mistake made in exempting children's admissions of less than 10 cents instead of 10 cents and less," will not come up in Congress until after Jan. 1.

Major general increases in Federal taxes will not be seriously considered in Congress until after Mar. 15, the MPTOA adds, and then continues:

"In the meantime, the proposal to increase the payroll tax for social security is being amplified to also include a heavy tax levy on wages and salaries for war purposes. This may get preferred and immediate attention so that the new tax levy can start Jan. 1, 1942, or immediately thereafter. While such a tax may drastically affect retail business generally, including theaters, by sharply curtailing buying power, it is not a special tax on motion pictures."

Discussing the question of higher admission prices, Kuykendall urges "careful study by every theater owner," asserting that "adjustments that can be made now to improve your businesss may be impossible later on when you are desperate to make ends meet."

"The recent action of the Canadian government in freezing theater admissions at present scales under penalty of the law as a war measure may be an ominous warning of what may come in this country," Kuykendall comments.

Marie Saxon, Stage Dancer, Dies

Marie Saxon, 37, former Broadway stage show dancer, died yesterday at her home, Pleasant Ridge Road, Harrison, N. Y., after a long illness. In private life she was Mrs. Syd Silverman, wife of the publisher of Variety. Her last stage appearance was in 1928 in "Ups-a-Daisy."

TO THE COLORS!

St. John, N. B.—Ronald Curran, manager of the Regent, is taking two nights off each week, for a special course in artillery gun-laying. Curran is a non-commissioned officer in the Canadian coast artillery, non-permanent section.

New Orleans—Foster Hotard, former head booker of Vitagraph, and C. C. Casebergeu, ad sales department, left their jobs to enter military service.

Cohens to Reopen Detroit's Town Theater With Colored Stage Attractions and Films

Detroit—Ben and Lou Cohen, circuit operators, will open the 2,200-seat Town Theater, closed since they took it over last Spring, on Dec. 26, with a policy of first-run pictures and big-time colored stage attractions. Tentative bookings will include Louis Armstrong, Bill Robinson, Jimmie Lunceford, and Rochester. B. O. scale will be 55 cents. The emphasis will be upon stage shows rather than pictures, as the house will have difficulty in getting any first class product for this run, and will be forced to use "B's" and indie product largely.

Two Unity Issues, Kuykendall

Trade Defense, Internal Problems Are Cited

(Continued from Page 1)

gotiation between exhibitors and distributors on trade problems. A different approach to each subject will be required, he indicates.

As to a united front in defense of the industry, "MPTOA does not feel that we need such a joint committee merely to gain recognition for MPTOA organizations or to secure the support of our members," Kuykendall writes, adding that the organization will be glad to participate "if our members are convinced that it will help to advance the co-operative effort in defense of the theater interests."

Minority Groups Unimportant

Co-operation on such matters as legislation and taxes has never been a serious problem in the industry, Kuykendall contends, declaring that "minority groups who have refused to co-operate with the rest of the industry for reasons of prejudice or exhibitor politics have had little or no influence on the joint effort or ultimate results."

The matter of settling internal problems presents greater difficulties, Kuykendall says, but the "MPTOA believes they are not insurmountable, and certainly the fair solution of these troublesome grievances is vital to the future and the progress of the industry. We have been trying to bring about negotiations with the distributors for many years with varying degrees of success."

Kuykendall points out that now that the exhibitor organizations appear to be in accord on the principal points of the unity proposal, the opportunity to remove abuses is "wide open" to the distributors.

Study Trouble Causes

Contending, Kuykendall writes:

"We believe that the executives with active experience in this business should sit down and study the problems that cause trouble, should co-operate with us to find acceptable solutions for troublesome trade practice disputes, as is done in other industries between retailer, wholesaler and manufacturer. This industry should not be run entirely on avarice and greed, in either exhibition or distribution.

"There are plenty of fair-minded, responsible and experienced theater owners and company executives to solve our problems on a just and far-sighted basis, people with vision and a sense of responsibility to the public and to the future of the industry as a whole.

"Neither do we think the distributors should undertake such co-operation just because they are forced or coerced into doing something reluctantly by threats of spite legislation, exhibitor reprisals, harassing lawsuits or other intimidation. The industry deserves a more searching, impartial study and analysis of its serious internal problems and difficulties, and a more constructive, intelligent and impartial program than can be developed in an atmosphere of appeasement and coercion.

Causes of Ill-Will

"Concessions grudgingly given under these circumstances, tied up with innumerable conditions, qualifications, and legal provisions, will not be a sound solution, or lasting, of these difficulties, as we so well know from past experience. Such performances ultimately encourage support for destructive legislation like the Neely Bill and 'theater divorce' laws among exhibitors who are well aware that such laws solve no problems and benefit nobody, but who believe they will damage the distributors, and who want to 'get even.'

"The practices and policies that provoke ill-will and complaint in exhibition and distribution can be corrected and abolished without injury to anyone, and with great benefit to the whole industry. There is nothing wrong with the basic methods of operation in this industry, on which its amazing growth and success has been built. A better understanding within the industry of the fundamental principles on which it operates in itself would remove a lot of friction. But the whole approach to solving our difficulties by joint negotiation must be on the basis of good business and an honest desire to build a better industry, not to hang on to unfair advantages nor to grab something away from the other fellow."

Industry Disorganized

Asserting that exhibs. "have grave doubts that the major distributors will take the necessary initiative develop the will to co-operate i negotiating any practical, effecti trade practice program," Kuyke dall asserts:

"The industry is possibly mo disorganized than ever before; it obviously mired down in endless lit gation and Government regulation t a much greater extent than in th past when such co-operation b tween distributors and with the customers was attempted; the eas alibi of risk of anti-trust prosec tion if they co-operate with eac other to end industry abuses and in prove the business is readily avai able for those who want to avoi responsibility.

"Willingness to co-operate and a honest desire to work out trad problems on the part of exhibito and exhibitor organizations is n enough. Such proposals even whe reduced to a fair, practical plan t which no real objection or critici can be made means exactly nothin if the distributors or part of the are determined not to work wit each other in such matters, a MPTOA organizations so well kno MPTOA exhibitors await with muc interest a definite indication tha the major distributors will give o ganized co-operation to a trad practice program at this time. favorable response, now or in th future, is all that is needed."

20th-Fox and RKO Would Sell in Minn.

(Continued from Page 1)

Henry W. Goddard who previous granted permission to Paramou to sell product under the provisio of Minnesota's anti-blocks-of-fi law.

Twentieth Century-Fox, foll ing the example of both Paramou and Warner Bros., applied for th same relief yesterday. Judge Go dard will hear the application t morrow at the same time he scheduled to consider that of Wa ners.

M-G-M appears to be the onl holdout against selling in Minnesot until the criminal actions agains Paramount, 20th Century-Fox an RKO for alleged violations of th state law are clarified. Trial scheduled to start Dec. 15.

Powell Dies of Hurts

Detroit—Charles H. Powell, 5 salesman for National Screen Se vice for 12 years, died as the resu of an automobile accident near Sag naw. Burial was at Bradford, Pa.

STORKS!

Cleveland—Jimmy Shrake, manager of the Capitol Theater, has ne wson, Andrew Frederick.

Bioff May Go to Alcatraz, Browne to Pa. Prison

"Local Situations" Still Under Gov't Investigation, Federal Attorney Reveals

(Continued from Page 1)

ount of the indictment but sus- ded sentence on this count.

the defendants were led away to the Federal house of detention, Martin Conboy announced the immediate filing of an appeal. The notice of appeal, filed later in the day, enumerated 18 different grounds on which the defendants will seek reversal from the U. S. Circuit Court of Appeals.

Conboy will apply to the Circuit Court today for an order releasing Browne and Bioff on bail pending decision on the appeal. Judge Knox in a statement made preliminary to meting out sentence excoriated both defendants as "betrayers of their union," and spurned counsel's mercy pleas.

In a press interview which immediately followed the court hearing, U. S. Attorney Mathias F. Correa opined that Bioff would probably be sent to Alcatraz in view of the nature of his crime and his previous history. Browne, he said, may be sent to Lewisburg Prison in Pennsylvania.

Correa had recommended a 20-year prison term for Bioff and a 10-year sentence for Browne. In his statement to the court he asserted that Browne's crime was the greater one because of the violation "of a sacred trust to his union" but that Bioff was the worse criminal of the two because of his past history.

The U. S. attorney remarked during his interview that he had not intended "knocking off two years from Browne's sentence."

Correa explained that the investigation of "local situations" was still under way. He added that the pending indictment against Nick Dean and Louis Kaufman was not the final word as to extortion payments and that the indictment would probably be revamped after completion of the investigation. Local situations involve the theaters in New York, Chicago, Los Angeles and Joliet, Illinois, Correa intimated.

The smaller major film companies had made payments of lesser amounts to the defendants, Correa suspects." No attempt has been made to go into that phase of situation, he stated. RKO had made no payments because it was under receivership administration at the time, he concluded.

Addressing the court, Correa charged Bioff with having been closely connected with Chicago gangs, including that of Al Capone, from 1922 to 1932. Bioff was fre- ently arrested, he said, and "was very well acquainted with the Chicago police." Correa disclosed that the Government, since the conviction of the defendants, had unsuccessfully sought to learn from the defendants the names of their associates in Chicago and elsewhere. Completing his history of Bioff, Correa characterized him as a "confirmed and hardened criminal of the racketeering type whose chances of rehabilitation are practically negligible."

Browne was described by Correa as a bona fide labor leader who ultimately came under the domination of racketeers. When Correa touched upon Browne's unhampered administration of the two per cent special assessment fund of the IATSE which he estimated to be "well over $1,000,000," the Court said: "I hope legislation soon puts an end to that racket." Between the two, Browne was the weaker character who was obviously under the influence of Bioff and his associates, the U. S. attorney said.

Judge Knox disclosed that he had received a number of letters from "persons at the studios" condemning Browne and Bioff. These persons, the court said, had stated that until now they had been afraid to complain because of the closeness between the defendants and the producers.

Both Conboy and Henry A. Uterhart spoke for the defendants. Conboy requested the court not to be influenced by newspaper comments and editorials. He contended that there was "a sinister aspect to the case" and termed Nicholas M. Schenck's story of demands made by the defendants as "fantastic." Uterhart denied that Bioff was a "Chicago hoodlum."

Judge Knox Spurns Mercy Pleas in Meting Sentence

(Continued from Page 1)

avowed objects of union labor I have never been able to see why a leader of union labor, simply because he occupies that position and when he has violated the law to serve his personal ends, should be entitled to any particular solicitude.

"My idea is that the dishonest men, whether they be found in trade, industry or in the ranks of union labor, should pay the price of their sins. In this case the wrong of these defendants has indeed been heinous. Not only have they violated the laws of the United States but they have signally betrayed the trusts that were committed to their care. Their concern, instead of being that of the members of the union, was their personal gain and advantage. Through their acts they disregarded the welfare of the union and brought their organization into disrepute before the public.

"Right between the eyes, upon the face of union labor, these men have dealt a blow that will leave its scar for years to come. Recreant to their trust, dishonest in heart, mind and action, these defendants have served to make clear our knowledge that when personal gain is to be achieved, the leaders of labor can be as reprehensible and base as any dishonest leader of capital. Human nature, wherever it is found, is about one and the same.

"Upon this theory, I shall pass judgment, trying of course, not to be vindictive. At the same time, I must recall the men and women who trusted them; who believed in them; and who, now, are dismayed and disheartened that their cause stands disgraced and dishonored.

"Soundness and righteousness of the theory of union labor have not been entirely lost, and by the sentences I am about to impose upon these defendants, I am hopeful that the cause of labor may, in part, be redeemed. If this redemption should not now be brought about, not only the defendants' union but in many others, then Heaven help the cause of union labor."

Browne-Bioff Conviction Warning to Those Seeking to Exploit Labor Movement—Green

Conviction and sentencing of George E. Browne, resigned IATSE president, and Willie Bioff on Federal extortion charges "ought to serve as a warning to those who seek to use the labor movement for exploitation purposes," William Green, A F of L prexy, said in a statement issued in Washington yesterday. Browne, until the recent A F of L Seattle convention, was a member of the Federation's executive council.

Green, silent while Browne and Bioff were under fire by the Government, asserted in his statement that the best interests of workers were served when men "who deceive them and betray them are removed from official positions and adequately punished for the commission of crimes of which they have been found guilty."

Green termed exploitation by those who have been chosen to represent workers in organized labor as a crime of the "greatest magnitude." Green added such exploitation can neither be excused nor condoned.

NBRMP Conference Will Attract 300

(Continued from Page 1)

munity motion picture group delegates from all parts of the country who will celebrate 25 years of community film activity with the National Board. In the afternoon, Canadian Film Commissioner John Grierson will discuss "The Co-operation of the Film Industry with the Government Under War Conditions," and other speakers will be Mrs. Rustin McIntosh, Lars Moen, Lester Scott and Mrs. Howard Gans.

Evening session will be at 6 p.m. at Dr. Frederic M. Thrasher's motion picture course at N.Y.U.'s School of Education, with Louis Nizer, prominent film attorney, author, and secretary of the New York Film Board of Trade, as the speaker.

Tomorrow morning Board's review committee will preview an unannounced film in projection room of 20th-Fox. Speakers at afternoon session will be Dr. Russell Potter of Columbia University's Institute of Arts and Sciences; Sergeant Garson Kanin, Bosley Crowther, and Elizabeth Hawes. At this session, Robert Flaherty will show his new Government film, "The Land." Friday evening meeting will be at the Museum of Modern Art's Film Library where Lt. Col. M. E. Gillette, of the Film Training Laboratory at Fort Monmouth, will talk about "Films Our Service Men Learn From," and show some of the films.

Saturday morning will be devoted as usual to the Board's 4-Star Clubs, following which will be the Board's annual luncheon, with K. T. Stevens, Patricia Collings, Flora Robson, Jessie Matthews, and other celebrities as honor guests.

Feature of today's initial session will be showing by Julian Bryan of the films he has just brought back from South America under auspices of the Rockefeller Committee.

Chicago—George E. Browne has resigned as business agent for the Chicago stage hands union, Frank Olson, acting business agent, announces. Election of a successor is set for Dec. 5.

Helen Ferguson's Husband Dies

West Coast Bureau of THE FILM DAILY

Hollywood—Richard L. Hargreaves, 52, Beverly Hills banker and the husband of Helen Ferguson, star of the silent screen, died here yesterday of a heart attack.

CHEER-LEADING CRITICS! HILARIOUS FANS

MONOGRAM SCORES with a COLLEGIATE RIOT

"..Evidences marked showmanship in presenting Grace Hayes, Peter Lind Hayes and Mary Healy, as themselves. Boy tap dancer, Roland Dupree, is veritably a young Astaire."
L. A. TIMES

"Solid entertainment... Peter Hayes' exuberant personality has little trouble in dominating throughout... Direction puts the performers through their paces with verve and animation."
HOLLYWOOD REPORTER

"Hits its mark so nicely—will please wherever played."
SHOWMEN'S TRADE REVIEW

★

"Lively and tuneful, should clean up in college towns. Excellent production."
FILM DAILY

"ZIS BOOM BAH"

with
GRACE HAYES
MARY HEALY
PETER LIND HAYES
HUNTZ HALL
BENNY RUBIN
SKEETS GALLAGHER

PRODUCED BY SAM KATZMAN
Directed By WILLIAM NIGH
SCREENPLAY BY HARVEY GATES & JACK HENLEY
ORIGINAL STORY BY CONNIE LEE & HARVEY GATES

A *Monogram* PICTURE

MONOGRAM PICTURES

HEAR
"ANNABELLA"
"PUT YOUR TRUST IN THE MOON"
"MAKES NO DIFFERENCE WHEN YOU'RE IN THE ARMY"
"I'VE LEARNED TO SMILE AGAIN"

Grainger Envisions a $15,000,000 Rep. Gross

(*See Column 1 Below*)

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THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

80, NO. 97 NEW YORK, FRIDAY, NOVEMBER 14, 1941 TEN CENTS

UNITY CONFERENCE IN CHICAGO IN DEC.

20th-Fox Reports 39-Week Profit of $1,549,164

Recovery Shown as 20th-Fox Jumps From Million Dollar Loss Last Year

Showing a sharp recovery, 20th-Fox yesterday reported a net profit of $1,549,164 for the 39 weeks ended Sept. 27 as compared to a loss of $1,075,611 for the same period last year.

At the same time, the board of directors declared a cash dividend of 37½ cents per share for the fourth quarter of 1941 on the outstanding preferred stock of the corporation, payable Dec. 24 to stockholders of

(*Continued on Page 9*)

Grainger Sees Rep. $15,000,000 Gross

Republic has chalked up approximately $8,000,000 in sales on new season product, it was disclosed yesterday by James R. Grainger, president, as the company ended the two-day regional meeting at the New York Athletic Club.

Grainger, replying to interviewers'

(*Continued on Page 3*)

Southeastern Exhibs. May Escape 30% Current Slash

Washington Bureau of THE FILM DAILY

Washington — Over-all curtailments of 30 per cent in use of electricity by theaters in the Southeast was further deferred to Dec. 1 yes-

(*Continued on Page 9*)

USO's Automovies Draw 1,500 a Show

USO automovies, the mobile film shows that are touring the Army's maneuvers area in the Carolinas to provide film entertainment for men in uniform, are averaging audiences of 1,500 a performance, according to reports yesterday to USO headquarters here. Thus far, more than 160,000 men attended the first 106 film shows presented, it was said.

NATIONAL FILM BOARD FOR U. S.?

Canadian Government Setup "May be Worth Considering" Here, Says Dominion Film Commissioner

Canada's National Film Board, Government film co-ordinating agency, "may be worth considering" as a model for a United States Film Board, the Dominion's Film Commissioner, John Grierson, told the annual conference of the National Board of Review of Motion Pictures, meeting yesterday at the Hotel Pennsylvania.

Grierson, whose conference subject was "Co-operation of the Film Industry with the Government Under War Conditions," outlined the mechanics of the National Film Board and detailed the theatrical aspect of the Dominion Government's film work during World War II.

Trade Rep. Advises Board

Canada's Board, in addition to the Film Commissioner, who is its executive officer, embraces two Ministers, three major civil servants and three members of the public. The latter,

(*Continued on Page 6*)

2-Hour Shorts Show Can Click, Ampa Told

Short subjects, properly selected and exploited, currently have the strength to comprise a full two-hour film program without the presence of a feature picture. Mrs. Besa Short, head of the Short Subjects

(*Continued on Page 6*)

Para., NT Circuits Close Breach, Sign

Paramount and the National Theaters-controlled circuits have patched up their differences and deals have been completed on the company's first two blocks of the new season, Neil Agnew, general sales

(*Continued on Page 9*)

Shorts Are Still Forced, Eastern Pa. Allied Hears

Philadelphia—Members of Eastern Pennsylvania Allied at a meeting yesterday charged that all companies were still forcing the sale of

(*Continued on Page 6*)

Bioff-Browne Bail Plea Before 3 Judges Today

Hearing on the application of William Bioff and George E. Browne for release on bail from the Federal House of Detention pending their

(*Continued on Page 6*)

RKO 39-Wk. Net at $644,744

Represents Gain of More Than 100% Over '40

For the 39 weeks ended Oct. 4, RKO Corp. and subsidiary companies reported a net profit after all charges of $644,744, an increase of more than 100 per cent over the same period last year when the net was $318,385.

For the 53 weeks ended Oct. 4, however, the company reported a net loss of $661,801 after all charges.

Net profit from operations before

(*Continued on Page 9*)

Para. Sues Ind. Theater For Failure to Play 26

First legal action in several years against a theater for failure to play pictures under contract has been filed by Paramount in Indianapolis. Suit was filed Wednesday in Federal court against the Apollo The-

(*Continued on Page 9*)

ITOA to Call Off Parley In N. Y. So as Not to Conflict With Sessions

First all-industry conference in connection with the much-discussed unity program will be held in Chicago "sometime in December," a spokesman said yesterday. It is reported that the big parley has been set tentatively for the first week in December, but it is understood that this is subject to change.

Meanwhile, it appears likely that the ITOA will call off its proposed unity meeting scheduled for late this month in New York so that it

(*Continued on Page 6*)

Second Arbitration Budget at $294,000

Budget for the operation of the motion picture industry's arbitration system has been set at $294,000 for the second year, it was reported yesterday. In addition, a contingent fund of $25,000 has been added. Un-

(*Continued on Page 3*)

Scully to Preside at "U" N. Y. Sales Meet Tomorrow

William A. Scully, Universal's vice-president and general sales manager, calls his second mid-season sales meeting to order tomorrow at

(*Continued on Page 9*)

Ascap Drops Battle On 1937 Wash. Law

Olympia, Wash.—Ascap yesterday dropped its long battle against a Washington statute, enacted in 1937, requiring it to file its compositions with the Secretary of State.

Attorney General Smith Troy announced that with the filing of the extensive roster of songs and tunes Ascap would have compiled "substantially" with the law, enabling it to license radio stations in the State.

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Thursday, Nov. 13)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.				
Col. Picts. vtc. (2½%)	6½	6⅜	6½	+ ⅛
Columbia Picts. pfd.				
Con. Fm. Ind.	½	½	½	
Con. Fm. Ind. pfd.				
East Kodak	133¾	133	133¾	+ ½
do pfd.				
Gen. Th. Eq.				
Loew's, Inc.	36⅞	36⅛	36¾	+ ½
do pfd.	106	106	106	
Paramount	14⅞	14⅝	14¾	+ ⅜
Para. 1st pfd.				
Para. 2nd pfd.				
Pathe Film	14⅛	14	14⅛	+ ¼
RKO	2⅜	2⅜	2⅜	
RKO $6 pfd.	46	46	46	— 2
20th Century-Fox	7⅞	7½	7½	
20th Century-Fox pfd.				
Univ. Pict. pfd.				
Warner Bros.	4¾	4⅝	4¾	+ ⅛
do pfd.	70½	70½	70½	— ¾

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Keith B. F. ref. 6s46				
Loew's deb. 3½s46				
Par. B'way 3s55				
Para. Picts. cv. 3¼s47	100¼	100¼	100¼	
Warner Bros. dbs. 6s48	96	96	96	

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	9-16	9-16	9-16	
Radio-Keith cvs.	⅛	⅛	⅛	
Sonotone Corp.	2⅛	2⅛	2⅛	
Technicolor	8⅛	8⅛	8⅛	
Universal Picts.	26¾	26¾	26¾	— ½

Crescent Circuit to File Two Additional Briefs

Nashville—Two additional briefs will be filed by defendant Crescent Amusement Co., in the Government's anti-trust suit in the U. S. District Court here tomorrow or Monday, according to George H. Armistead, chief defense counsel.

These will cover the various Government charges as related to defendants, the various defense motions, and further legal citations offered by the defendants in support of briefs previously filed. Counsel for both defendants and plaintiffs will be heard by Judge Elmer Davies on Monday, Dec. 1.

Local 244 Receivership Decision Is Reserved

Newark, N. J.—Decision was reserved by Vice-Chancellor Bigelow on the request of six members of Local 244, operators, for the appointment of a receiver.

Andrew Crummy, counsel for the union, denied charges that Louis Kaufman, business agent, and his friends dominate the local, that funds are spent without an accounting and that members opposed to Kaufman are beaten and get poor jobs. Crummy pointed out since Vice-Chancellor Berry appointed a receiver in 1936, similar actions have been started three times. Berry dismissed two of these and Bigelow one for lack of evidence.

Bigelow said he would sign the order presented by Crummy to name William J. Brennan, Jr., as special master to supervise the election Dec. 9, because it does not restrict Brennan as does the order presented by Warren Dixon, Jr., counsel for complainants.

Kaufman and his administration forces were renominated for their respective offices yesterday.

Bigelow asked whether there should be provision on ballot as to whether Kaufman should be paid a Christmas bonus. Crummy said there would be no Christmas bonus, no salary increase or any other proposal while the case is before the court.

The local's executive committee issued a statement through President Harold Shadbolt denying union members were responsible for breaking windows in the home of Reginald Cooper, a former president. The committee termed the charges part of a campaign to discredit the union, its statement reading in part:

"We feel we cannot leave unanswered the series of accusations that violence has been part of the technique of this local. That is absolutely not so. Neither as a group nor individually have we resorted to violence at any time, and we want the public to know it. We welcome the opportunity to have our administration tested in a court conducted election."

Richard Pitman, 67, Dies

Richard Pitman, 67, theatrical agent and former actor who appeared with such stage stars as E. H. Sothern, Maude Adams, John Drew, Viola Allen and others, died yesterday of a heart ailment at the Mary Immaculate Hospital, Jamaica, Queens.

EVERY TELEGRAM'S A RUSH TELEGRAM AT
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

Four Frisco Houses Using Radio as Ballyhoo Stunt

San Francisco — Four downtown film theaters have started using radio as an exploitation stunt. Some dozen other theaters are reported taking spot announcements.

The Fox Theater, 5,000 seats, has engaged Dean Maddox, veteran KFRC emcee, to handle the mike on a twice-weekly "man on the street" quiz in front of the house. The RKO Golden Gate is using a tri-weekly "Under the Marquee" pickup. Both houses offer passes to participants.

The Clay and Larkin, both Herbert Rosener houses, have taken a Sunday night quarter hour on Hearst station KYA for a gossip spiel about current pix and their players.

Hold Funeral Services Today for Mrs. Silverman

Private funeral services for Mrs. Marie Saxon Silverman, 37, wife of Sidne Silverman, publisher of Variety, will be held today in White Plains. Mrs. Silverman, who was known on the musical comedy stage as Marie Saxon, died Wednesday at her home in Harrison after a long illness. Surviving besides her husband and her mother, are a son, Sidne Silverman, Jr., and a brother, Robert J. Landry.

COMING and GOING

SPYROS SKOURAS, EDDIE ZABEL, NT film buyer, and **JOHN HEALEY,** secretary Skouras, arrive this morning by plane San Francisco.

HERMAN WOBBER, 20th-Fox sales mana accompanied by W. C. Gehring, central s manager, leave today for a tour of the exchai in Des Moines, Omaha and Indianapolis.

CHARLES REAGAN is due here from the Co

JOHN SULLIVAN, Chicago arbitratic is in town for conferences.

E. Z. WALTERS, Altec Service comptrol has returned to New York from a two we trip to the Coast.

AL PICKUS of the Stratford, Conn., Thea has returned from a two weeks' trip to India

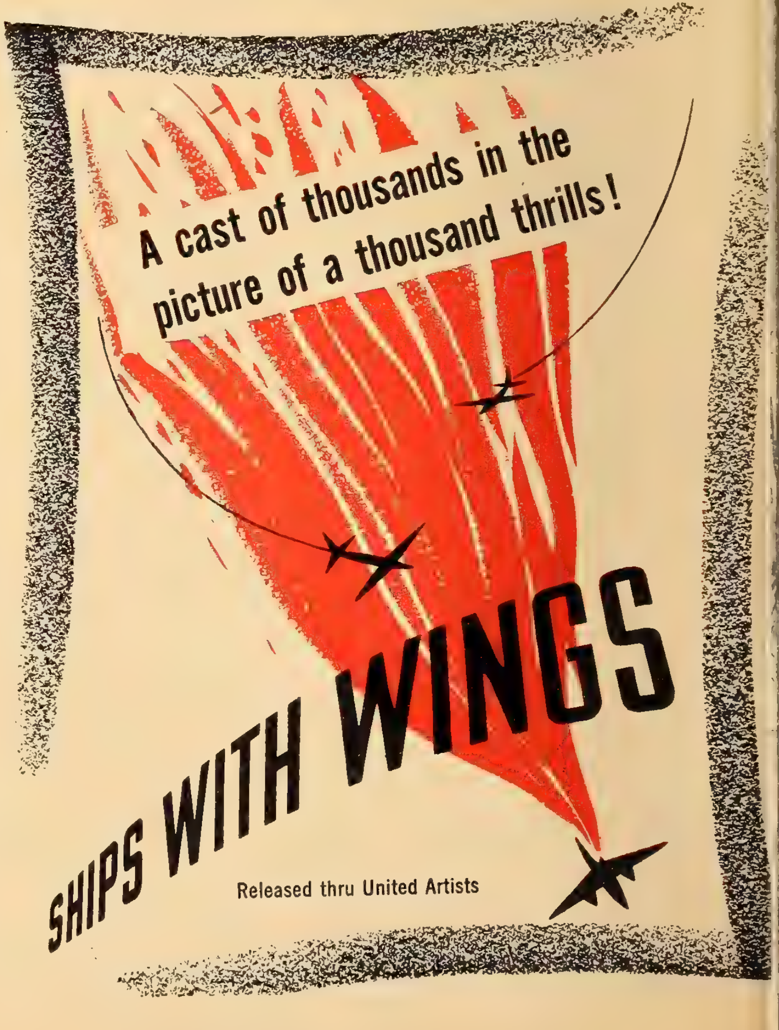
MRS. LOU BROWN, wife of the Loew- publicity manager, New Haven, and daugh **SHIRLEY,** are on a 10-day trip to Washing and Baltimore.

CHESTER B. BAHN, editor of THE FI DAILY, left last night for Syracuse to see Colgate-Syracuse game tomorrow.

Sergeant **LEW MENTLIK** is home on a f lough from Fort McClellan.

"Look Who's Laughing" Scores

San Francisco — RKO's "Lo Who's Laughing" on its world pr miere day Wednesday, establish the highest opening day figure record for the Golden Gate Theat here. New mark includes the inta for the New Year's evening sho and the biggest stage shows to pl the theater. Edgar Bergen a Charlie McCarthy made a p.a.


A cast of thousands in the picture of a thousand thrills!
SHIPS WITH WINGS
Released thru United Artists

econd Arbitration udget at $294,000

(Continued from Page 1)

the New York consent decree, maximum budget for the second was fixed at $465,000.

osts, however, for the second r can be reduced materially due the releasing of the tribunal fa- ties for commercial and indus- arbitration in other lines of ss. This means that fees col- in the arbitration of disputes side the film business will be it between the motion picture ar- ration system and the American bitration Association, 50 per cent the total fees going to each group.

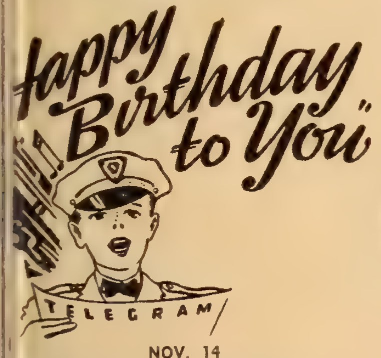
he new budget represents a sav- of more than $190,000 under the ginal budget approved by the De- tment of Justice last year when AAA was granted $490,000 for establishment of the tribunals their operation. C. V. Whitney, sident of the AAA, pointed out terday that only $300,000 of that ount had been expended.

he association also announced terday that as a result of the film ustry's contribution, plans were ng made to set up voluntary ar- ration councils in each of the tes and that the present person- of the motion picture tribunals uld assist in forming them. These te groups will be in a position to ise local industry on arbitration arbitration methods.

he budget committee consists of l Felix Warburg, Hon. Van Vech- Veeder and Joseph H. Hazen.

rty for Carol Bruce

arol Bruce will be hosted today Bud Abbott and Lou Costello a cocktail party at the Hotel tor. Dick Foran, Director Arthur bin and Mischa Auer also will at- d. All but Auer have just com- ted their work for Universal's eep 'Em Flying." Auer has a tured role in "Hellzapoppin."



NOV. 14

cholas M. Schenck
rson Kanin
gene O'Brien
Doris Anderson
Betty Caldwell
John Monyhan
Veronica Lake

NOV. 15

erbert Rawlinson
ewis Stone
Hal Dansen
Samuel Ornitz
Benjamin Katzenstein

NOV. 16

awrence Tibbett
orinne Griffith
Bruce Mitchell
Caryl Lincoln

▼ ▼ ▼

● ● ● YES'DAY noontide, Ampa held its luncheon meetin' and proved itself the closest thing to Barnum since Bailey......Into the Grand Ballroom of the Hotel Edison surged close to 800 film- and kin-folk to glorify the short subject......The locale was appropriate in that Edison launched this biz commercially, and the Ampa-ites set off what appears to be a renaissance for the tab reels of the biz in a hostelry which bears the panhandle of the same Wizard of Menlo Park...... Although the affair gave impetus to kicking out the second feature, Prexy Vincent Trotta and his aides had a dual dais......In the front line feedbag trench along with Marse Trotta were Master of Ceremonies Bob Benchley, Ed East & Polly, Juanita Juarez, Billy Vine, Jack Warner, John Kieran, Graham McNamee (who presided o'er the door prizes' draw), Abbott & Costello, Guest of Honor Besa Short, William S. Hart, Don Terry, Grantland Rice, and Craig Wood......In the supporting gastronomic "trench" sat M. J. (Columbia) Weisfeldt, Oscar (Paramount) Morgan, Harry (RKO Radio) Michalson, William (20th-Fox) Clark, Bernard B. (Universal) Greisler, Norman (Warner Bros.) Moray, and Earl (Shorts Pioneer) Hammons......

▼ ▼ ▼

● ● ● *PACKED with people, punch, pep and pluchritude, the meetin' was a challenge to the feature solons to strut their stuff...... The shorts departments of pic orgs. even had gloriously streamlined gals in abbreviated costumes an' placarded "We Want Shorts," while tabloid pants, cut out of gay colored paper, festooned the upper reaches of the dining solon in wave upon wave......Every major company pitched-in with physical and material effort to make this a colossal affair,—and it was......Souvenirs galore were the place cards, and even a 16-page souvenir program was printed......To tell you of all the goin's-on would be like writing "Gone With The Wind" on a postage stamp......But suffice to say that Ampa will have to conjure-up something to top itself; that William S. Hart received an ovation and delivered a response which will long, long be remembered by this industry he has served so magnificently and that Besa Short gave filmland a beautiful cue as to what can be done with shorts via real enterprise......The Messrs. Hoblitzelle and O'Donnell should be very proud of her this morning as she alights from her plane in Dallas, carrying her bouquet and Superman doll......Of such are Superwomen......*

▼ ▼ ▼

● ● ● STUFF:......Jack (Technicolor) Clark goes to the altar soon . . . ● Russell Birdwell is makin' spectacular headway in Britain a-gathering material for his new book, "Cheerio to Death" . . . ● Local Film Row is eye-ing avidly the Carol Bruce birthday party this afternoon in Ye Hotel Astor . . . ● It's a long story, but hats off to Hortense (Columbia) Shorr for never missing a chance to spotlight her company . . . ● Abbott & Costello have accepted the invitation of the Cleveland Press to head that paper's annual Christmas Show to be held in the Public Auditorium there on Nov. 18 . . . ● W. G. Van Schmus hosted a tea yesterday afternoon in the Music Hall's Studios Apartment for the sons and daughters of ministers in recognition of the co-operation accorded by the latter in the making of Warners' "One Foot in Heaven," now in the initial week of its run at the world's greatest film playhouse . . . ● Dr. J. B. Fishman, Allied Theater Owners of Connecticut's prexy, is a member of the finance and publicity sub-committees of the Committee to Defend America, headed by some of the outstanding men of New Haven and Yale......

* * *

Grainger Sees Rep. $15,000,000 Gross

(Continued from Page 1)

questions, declared that the company should gross between $14,000,000 and $15,000,000 in sales on the 1941-42 lineup.

Optimistic following meetings in New Orleans and Chicago, Grainger said the company has closed deals with all independent and affiliated circuits except two. He added that he expected to sign those circuits shortly for a 100 per cent average.

Sales Up 50% Over Last Year

Grainger stated that the company had increased its sales about 50 per cent over last year and had added approximately 1,000 new accounts to its books. He pointed out the company has been selling fast since May and credited the consent decree with an assist for the fast start.

JAMES R. GRAINGER

At the same time, Moe J. Siegel, studio head announced Republic was embarking on a policy of building new stars for 1942 and increasing the budget on all Gene Autry pictures.

He said the company was planning on spending $1,000,000 on advertising and publicity in building up such young players as Fay McKenzie, Mary Lee, Ray Middleton and others. Siegel stated the stars would be sent on personal appearance tours throughout the country.

To Produce "Supreme" Autrys

Concerning the Autry pictures, he explained the Autrys were classified under Supreme and Premier. Only two are in the latter class, with "Down Mexico Way," the first. Siegel said the studio would not produce Autry pictures of the latter type.

The meeting attracted the following representatives of Republic's Eastern branches: Arthur Newman, Albany branch manager; M. E. Morey, Boston branch manager; Jack Bellman, Buffalo branch manager; Sam Seletsky, New Haven branch manager; Morris Epstein, New York branch manager; Nat L. Lefton, Cleveland and Cincinnati franchise holder; Sam P. Gorrel, Cleveland branch manager; George H. Kirby, Cincinnati branch manager; Max Gillis, Philadelphia branch manager; J. H. Alexander and Sam A. Fineberg, Pittsburgh franchise holders; Jake Flax, Washington, D. C., franchise holder, and Sam Seplowin, Detroit branch manager.

H. J. Yates headed the home office delegation which included G. C. Schaefer, Walter Titus, J. J. O'Connell, Seymour Borus, Harry Marcus, Jack Pindat and Charles Reed Jones.

Picture forecast—PROFIT VISIBILITY

BUD ABBOTT and LOU COSTELLO in

"KEEP 'EM FLYING"

with

MARTHA RAYE • CAROL BRUCE

WILLIAM GARGAN • DICK FORAN

CHARLES LANG • SIX HITS

Screenplay by True Boardman, Nat Perrin, John Grant
Original Story by Edmund L. Hartmann
Directed by ARTHUR LUBIN
Associate Producer GLENN TRYON

UNLIMITED!

• ALL OVER THE COUNTRY EXHIBITORS ARE MAKING ROOM TO LET THOSE ABBOTT AND COSTELLO GROSSES ZOOM!

WORLD PREMIERE FOX THEATRE IN DETROIT, NOV. 19!

Abbott & Costello, Carol Bruce, Dick Foran, Martha Raye, Maria Montez — IN PERSON!

NETWORK BROADCAST OF PREMIERE COAST-TO-COAST!

MAYOR DEDICATES DATE AS "KEEP 'EM FLYING" DAY!

15,000 POSTERS DISTRIBUTED THROUGHOUT DETROIT!

BIG RECEPTION AT FORD PLANT!

"KEEP 'EM FLYING" SECTIONS IN CITY'S NEWSPAPERS!

A UNIVERSAL PICTURE

NATIONAL RELEASE NOV. 28th

2-Hour Shorts Show Can Click, Ampa Told

(Continued from Page 1)

Dept. of the Interstate Circuit, declared yesterday in an address delivered at a huge Ampa luncheon meeting in the Hotel Edison ballroom.

The session, at which she was the principal speaker, was attended by between 700 and 800 members of the industry, chiefly those associated with the short subjects field.

Mrs. Short recounted how, in 1934, Karl Hoblitzelle and R. J. "Bob" O'Donnell have established a division of their circuit to include a Program Building and Short Subject Booking Department as an experiment in promoting tab reel productions, and which has proved to be eminently successful.

Cites 16 "Cardinal Points"

The set-up consists of these 16 so-called "Cardinal Points:" (1) Each subject screened immediately upon release; (2) Detailed and unopinionated advance reviews provided on each subject; (3) Special programs built at the request of the individual manager; (4) Prompt service and adjustments; (5) Special publicity and mat service, not obtainable through the distributor, to be made available; (6) Cost of programs to be reduced through careful booking; (7) Balance and variety injected in each program; (8) No duplication in cast and subject matter of shorts and features; (9) Weak features to be supported by strong shorts of known value; (10) Accurate records and scrap books to be kept for each town; (11) Weekly short subject reports to be received from each manager, and each report to be carefully checked and the information utilized; (12) Extremely close contact to be maintained with circuit publicity department; (13) Support and co-operation from all exchange bookers to be maintained; (14) A weekly magazine to be published to carry reviews and to feature "credit where credit is due" distinctions for outstanding short subject merchandising, and to allow exchange of ideas between managers; (15) Close co-operation and contact to be established with producers with the purpose of improving quality and eliminating undesirable series; and (16) Care to be exercised in selecting staff for department with points of consideration to be comparable to those in selecting department head.

462 Changes In Program

Mrs. Short said that her division started with one department head and one assistant, and now has four booker-secretaries giving personal attention to each of the 462 changes of program in the 165 theaters operating in 35 cities and towns in Texas and New Mexico.

Interstate Circuit, she added, stands practically alone in its boast that duals have not become a policy in its theaters, and, some two-hour shows consist entirely of shorts and have been money-makers to the point of breaking records. This has been accomplished, she added, by giving shorts the same type of campaigns as features receive. In certain cases shorts were billed over features.

One intensive shorts campaign, involving only one program, resulted in more than 20,000 lines of publicity.

Mrs. Short left New York last night by plane for Dallas.

NATIONAL FILM BOARD FOR U. S.?

(Continued from Page 1)

Grierson explained, were "chosen for their interest in the film as an instrument of creative national policy." The Canadian film industry is not represented on the Board, but, instead, the Board has an industry advisor, Dave Coplan of Columbia Pictures, as a dollar-a-year man.

Defining the latter's duties, Grierson said "it is his job to keep the Commissioner posted on the views of the trade and in general how the winds are blowing, telling the Commissioner, as he often does, when the Government is pressing too hard, or making mistakes from the professional point of view, or where the Government may use an opportunity of co-operation it has failed to appreciate."

Should the U. S. determine to adapt the Dominion setup, Grierson said, it might be advisable to have not one but two or three Commissioners to cover the wider and more complex American territory. Observing that England has not arrived at this position although attempting to do so, Grierson offered this criticism of the British setup:

Criticizes British Pix Setup

"The Ministry of Information Films has not the central authority of our National Film Board and unfortunately shares the Government film territory with other bodies like the British Council and there is not the common policy one would wish to see. Nor is it quite in control of the film policy of the various departments."

Further, commented Grierson, the MOI "is certainly unable to promise the trade a planned scheme of production and a common standard of entertainment value."

Should the U. S. be involved in War, Grierson said the Government "will be wise if it leaves a great deal of initiative to the industry itself."

"It may be that at least half of the problem will be solved if your Commissioner or Commissioners have an understanding of both Government needs and industry requirements, and keep in touch with the leaders of the industry," Grierson added.

Conference Continuing

Others to address the conference sessions yesterday were James Shelley Hamilton, National Board executive director; Lester F. Scott, Mrs. Howard S. Gans, Mrs. Miriam Sutro Price, Henry Hart, Mrs. Rustin McIntosh, Lars Moen, Julien Bryan, Dr. Frederick M. Thrasher and Louis Nizer, the two latter speaking last night at the session held at the School of Education, New York University.

The conference continues in session today and tomorrow. Twentieth-Fox is screening "Swamp Water" for the delegates at the home office this morning.

Bioff-Browne Bail Plea Before 3 Judges Today

(Continued from Page 1)

appeal was postponed yesterday by U. S. Circuit Judge Thomas W. Swann until this morning so that three judges could hear the argument.

The Court stated that it would be more appropriate if the two other judges, Augustus W. Hand and Harry B. Chase, now sitting with him on appeal matters should hear the application than one judge.

Martin Conboy will represent the defendants and U. S. Attorney Mathias F. Correa will act for the Government.

Kirby Buckner Dead

Grapevine, Tex.—Kirby Buckner, owner of the Palace theater, is dead.

"Keep 'Em Flying" to Open With Fanfare in Detroit

With national defense as its theme, Universal will hold its world premiere of Abbott and Costello's "Keep 'Em Flying," in Detroit, Tuesday, heralding the forthcoming proclamation by the United States Army Air Corps of its nation-wide Keep 'Em Flying Program, beginning Nov. 27.

Detroit will entertain a host of Hollywood notables, among them Bud Abbott and Lou Costello, stars of the picture; Carol Bruce and Dick Foran, who play the romantic leads; Arthur Lubin, director of "Keep 'Em Flying"; Maria Montez, Universal star. Martha Raye and William Gargan, of the cast and others may also attend.

Mayor Jeffries has proclaimed Nov. 19 as Keep 'Em Flying Day in Detroit, and the premiere festivities will begin with a Keep 'Em Flying rally to be staged on the steps of Detroit's City Hall. Persons representing labor, management and the United States Army have been invited to speak and it is expected that Governor Van Wagoner of Michigan will address the meeting. The affair will end with a parade up Woodward Avenue to the Fox Theater, where the premiere will be held.

Usherettes in Hartford

Hartford, Conn.—The Allyn is latest in the territory to employ usherettes because of the labor shortage.

Unity Conference In Chicago in Dec.

(Continued from Page 1)

will not conflict in any way with the Allied-sponsored parleys in Chicago. The ITOA asserted that it would "pledge for at least 4,000 independent exhibitors throughout the United States with whom we have already spoken; they will have their representatives in Chicago at coming meeting."

It was reported yesterday that the heads of the various film companies indicated that the first week of December was an "open week" insofar as industry activities were concerned and that the period would be the most convenient.

Allied's unity committee is expected to make an official announcement next week.

Shorts Are Still Forced, Eastern Pa. Allied Hears

(Continued from Page 1)

short subjects with feature deals. While no details were revealed, it was reported that a plan to combat the alleged practice was being devised.

7 Hours' Propaganda On Canada's Screens

Canadian Government propaganda films in the aggregate will occupy over the next year up to seven hours' screen time across the entire Dominion, John Grierson, Canada's Film Commissioner, said here yesterday in addressing the National Board of Review's annual conference at the Hotel Pennsylvania.

"We may issue in this way as many as 100 items of essential interest to the Government," stated Grierson. "The average audience will be somewhere in the region of 2,000,000."

Grierson pointed out that one Dominion Government series, "Canada Carries On," is being sold commercially to about 90 per cent of Canada's theaters.

"If you haven't seen it in the States, it is only because we have been a bit diffident about operating down here," he explained. "We thought you might think we were trying to do something to you—or something—and we wouldn't hurt you for the world."

Discussing the use of trailers for campaigns, Grierson said it had been found advisable instead to use clips, to be added to newsreels. Grierson added he was now arguing with the Canadian industry on the number of trailers to be utilized in 1942, with the industry suggesting six, and Grierson favoring 12.

Kleid on Recovery Road

Bernard Kleid, veteran National Theater Supply Co. executive, is recuperating from an appendectomy operation at Israel Zion Hospital, Brooklyn.

THEY'LL MOW-W-W YOU DOWN!

Radio's FOURmost
laugh stars
TOGETHER
On the screen!

EDGAR BERGEN AND CHARLIE McCARTHY

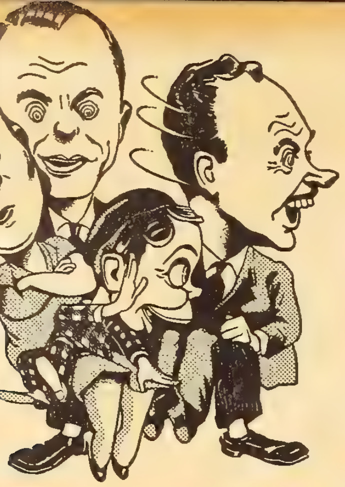
Blushing Edgar and his pine-knot protege knot you with laughter as they tangle with love!

FIBBER McGEE AND MOLLY

The fabulous fabricator and his bright-as-a-button Better Half at their beaming best!

LUCILLE BALL

The lovely lurer in her one-woman war on Bergen's heart!



HEAVENLY DAYS! . . .

What a furious fiesta of frenzied folly!...The BIG FOUR of the air waves in the screen's biggest radio-star comedy. The billing sensation of any marquee–anywhere!

EDGAR BERGEN & CHARLIE McCARTHY

FIBBER McGEE & MOLLY

and LUCILLE BALL

in

LOOK WHO'S LAUGHING

RKO RADIO PICTURES

PRODUCED and DIRECTED BY ALLAN DWAN

STORY AND SCREEN PLAY BY JAMES V. KERN

LITHO

RKO 39-Week Net $644,744, 100% Gain

(Continued from Page 1)

other charges during the 39 weeks just ended was $1,971,201. Depreciation was listed at $997,658, while provision for income taxes was set at $289,266. Provision for dividends on preferred stock of a sub[illegible]ry company, in the hands of the [illegible]ic, was $39,501.

The provision for Federal income taxes was based on a 31 per cent rate for 1941 against a 24 per cent rate last year. The excess profits tax does not affect the companies.

Southeastern Exhibs. May Escape 30% Current Slash

(Continued from Page 1)

terday by the OPM with good prospects that Winter rains will end the necessity for this drastic cut before that time.

The blackout on theater marquees, however, was continued with further stipulation, effective Monday, that no exhib. could use more power than was used in September. The blackout is expected to more than take care of this.

Officials said theater operators had co-operated splendidly in conservation of power not only by means of the blackout but also by curtailing inside lighting whenever possible.

Atlanta Voluntary Current Curtailment Gets Approval

Nashville—A plan proposed by the Nashville Chamber of Commerce for voluntary curtailment of electric current consumption has been approved by J. A. Krug, OPM director, Atlanta, Ga., and it is now indicated that marquee and store window display lighting may be restored by Dec. or before. Until that time theaters are restricted to 150 watts under the marquee and in the box-office. A deep cut in box-office receipts, particularly for big uptown houses, has resulted from the display lighting curtailment, but general illumination of the business sections will boost attendance again, theater managers believe.

Use of gasoline and oil lamps for front lighting for theaters, along with all business houses, has been banned by the state fire marshal and local fire prevention laws have been invoked to protect insurance contracts.

Screen Writers Guild Elects Buchman Prexy

est Coast Bureau of THE FILM DAILY

Hollywood — The Screen Writers Guild elected Sidney Buchman president; Ralph Block, vice-president; Robert Rossen, secretary, and Lester Cole, treasurer.

Army May Train Projectionists to Solve Shortage of Operators at Camp Blanding

Camp Blanding, Fla.—To assure sufficient projectionists to staff the booths of the eight new permanent Army theaters now under construction here, and scheduled to be completed in two months, Capt. Louis A. Guessaz, camp theater officer, is considering the training of enlisted personnel as operators.

At the present time, there are only six experienced projectionists available, while 14 more will be needed to fully man the booths in the eight Army theaters.

Para. Sues Ind. Theater For Failure to Play 26

(Continued from Page 1)

ater, Indianapolis, to recover damages amounting to $5,847.63.

Paramount charges that the Apollo failed to play 26 features on the 1939-40 program. Judgment is asked for breach of contract.

Clearance Demand Filed By Cicero House in Chi.

Chicago—Asking clearance second week after general release, Benjamin and Albert Bartelstein, operating the Annetta Theater in Cicero, yesterday filed a demand for arbitration. Named in the complaint are the five consenting companies and three circuits.

Clearance Arbitration Case Filed by Roy Jarman

Chicago—Roy Jarman, Don Theater, Grove, Ill., filed an arbitration case yesterday against RKO, Paramount, 20th-Fox and Loew's, claiming clearance given the Tivoli Theater, Downers Grove, and the Westmont Theater, Westmont, Ill., is unreasonable.

Abrams & Abrams represented the plaintiff.

Watervliet Hearing Yesterday

Detroit — The Watervliet arbitration case was heard yesterday at length in the first Michigan case affecting all small village theaters. All parties are to file final briefs, and Arbitrator Paul Voorhies, former Michigan Attorney General, is to render his decision by Dec. 23.

Ritchey Sets Monogram Argentine Distribution

Buenos Aires (By Cable)—Norton V. Ritchey, vice-president of Monogram in charge of foreign operations, announced here that he has entered into a contract with Distribuidora Panamericana to distribute Monogram's current product in Argentina.

At the same time, Ritchey has appointed Nat Liebeskind, RKO's former South American supervisor, to act as Monogram's special rep. in Argentina, Uruguay and Paraguay, with headquarters in Buenos Aires.

Ritchey, who has already visited Cuba, Venezuela and Brazil, has Santiago, Chile, as his next stop.

Local 488 to Nominate

Harrisburg, Pa.—Officers of Local 488, IATSE, will be nominated on Sunday, with election scheduled for Dec. 21.

Exhibition Conditions in S. A. Satisfactory—Siegel

Exhibition conditions currently in South America were described yesterday as satisfactory for U. S. films by Jack Siegel, manager of foreign branch operations for Columbia Pictures, who returned to New York earlier this week after attending the company's convention the latter part of last month in Buenos Aires, following which he visited distribution centers in Peru, Colombia and Ecuador.

Siegel said that his organization and its Latin-American outlets are anticipating a banner season in both Central and South America, with the latter's fiscal distribution year getting under way the latter part of February or early March. Optimistic outlook, he said, is predicated upon the product which his company has available from the Coast studios, plus a group of films made in Spain and augmented by at least a trio of British-produced attractions.

The Columbia convention in Buenos Aires, he declared, was very successful from every point of view.

Joseph A. McConville, company's foreign manager, is still in that city and will be until Nov. 27 when he leaves for Rio. From latter, he will leave for New York in order to be at the home office before Christmas.

John Hay Whitney, Siegel declared, made a fine impression during his trip through South America and created a great deal of good-will for all U. S. industry, including filmland.

Paramount-NT Circuits Close Breach, Sign Pacts

(Continued from Page 1)

manager, announced yesterday. Contracts were signed with Fox West Coast, Fox Mid-West, Fox Intermountain, Fox Wisconsin and Evergreen circuits.

Deals with the individual circuits were negotiated by Charles M. Reagan, assistant sales manager, during his recent trip to Milwaukee, Kansas City, Denver and Los Angeles.

Previously, Paramount announced that it would sell away from the theater groups.

C. C. Pettijohn's Kin Dead

Indianapolis — Mrs. Zelda Pettijohn, wife of Dr. B. B. Pettijohn, brother of Charles C. Pettijohn, MPPDA general counsel, died Tuesday at St. Vincent's Hospital after a short illness.

20th-Fox Reports Big Gain in Income

(Continued from Page 1)

record at the close of business Dec. 10.

Before arriving at the net profit, the company provided a reserve for foreign assets of $3,150,000 as compared to a reserve of $2,200,000 for the 39 weeks last year.

Figures for the third quarter ended Sept. 27 show that the consolidated net profit, after all charges including provision of $1,650,000 of reserve for foreign assets, was $687,886 compared with a second quarter of profit of $457,189.

Earnings of National Theaters are not included since that corporation did not declare dividends during the first 39 weeks of either year.

Gross income of the company from film rentals, during the first 39 weeks, according to the report, amounted to $32,548,311.

Scully to Preside at "U" N. Y. Sales Meet Tomorrow

(Continued from Page 1)

the Astor Hotel, with district and branch managers of the Eastern and Southern divisions attending. Scheduled to speak are:

Prexy Nate J. Blumberg; J. Cheever Cowdin, board chairman; Matthew Fox, vice-president stationed at the studio; J. J. O'Connor, vice-president; Jules Levey of Mayfair Prod.; F. J. A. McCarthy, Southern and Candian division manager; Fred Meyers, Eastern division manager; E. T. Gomersall, Western division manager; E. L. McEvoy, special rep.; Bernard Kreisler, shorts manager; J. J. Jordan, manager of contract playdate department; F. T. Murray, branch operations manager; A. J. Sharick, accessories manager; Morris Alin, editor of Progress; and Louis Pollock, Eastern advertising and publicity manager.

Attending the meeting from Canada will be Paul Nathanson, president of Odeon Theaters and Empire-Universal Films, and A. W. Perry, general manager of Empire-Universal Films.

Universal field reps. who will attend are:

Dave Levy, manager of the Big 'U' exchange in New York; District Manager Harry D. Graham and Branch Managers W. M. Richardson, Atlanta; J. A. Pritchard, Charlotte; H. I. Mansfield, Memphis; and Leroy Brauer, New Orleans.

District Manager Dave Miller and Branch Managers J. J. Spandau, Albany; J. J. Scully, Buffalo; J. V. Frew, Cleveland; and P. T. Dana, Pittsburgh.

District Manager Jules Lapidus and Branch Managers Paul Baron, Boston; J. V. Pavone, New Haven; George E. Schwartz, Philadelphia; and Max Cohen, Washington.

Van Schmus Convalescing

W. G. Van Schmus, managing director of Radio City Music Hall, is convalescing after a brief illness.

ALEXANDRE DUMAS' STRANGEST STORY OF TWO BROTHERS WITH BUT A SINGLE SOUL!

TWINS . . . invisibly bound to each other for life—yet worlds apart and enemies to the death! . . . living, loving, fighting as one man! When one brother holds a beautiful woman, the other thrills to her love! When one brother writhes under the lash, the other feels his pain! Dumas' most unusual, most exciting drama—now dwarfs all previous achievements of the adventure screen!

Edward Small presents

ALEXANDRE DUMAS' masterpiece of adventure and romance

THE CORSICAN BROTHERS

STARRING

DOUGLAS FAIRBANKS, JR.

RUTH WARRICK · AKIM TAMIROFF · J. Carrol Naish · H. B. Warner
Henry Wilcoxon · John Emery · Gloria Holden · Veda Ann Borg · Directed by Gregory Ratoff

Screenplay by George Bruce · From a free adaptation of the Dumas story
by George Bruce and Howard Estabrook · Released through UNITED ARTISTS

This is a reproduction of an ad on YOUR BIG CHRISTMAS ATTRACTION that will appear in Life, on newsstands December 19th, as well as a 4-color ad in Look, on the newsstands December 16th—and then a whole barrage of ads in five additional national magazines!

M. P. PROD. DIST.
21ST FL.

FILE COPY
DO NOT REMOVE

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

L. 80, NO. 98 NEW YORK, MONDAY, NOVEMBER 17, 1941 TEN CENTS

CRESCENT BRIEF ATTACKS GOV'T CLAIM

Warners, RKO, 20th-Fox to Sell in Minnesota

THE WEEK IN REVIEW

Bioff 10, Browne 8 Years

By L. H. MITCHELL

SENTENCE: Federal Judge John . Knox on Wednesday sentenced Villie Bioff to 10 years in Federal rison and George E. Browne, ATSE prexy, to eight years, and ined each $20,000, following their onviction on extortion charge. Defense attorneys announced appeals vould be taken. Judge Knox scored oth defendants in pronouncing senence, spurning all pleas for mercy n account of their labor connecions. . . . William Green, AF of L rexy, silent during the trial, isued statement that conviction of he two should serve as warning to ll attempting to exploit labor for elfish ends. . . . Following Browne's esignation as IATSE prexy, Richard . Walsh of Brooklyn was named to hat post.

* * *

FINANCIAL: Twentieth Century-Fox reported a 39-week net of $1,49,164 as against a loss of a milion in the same period of 1940. . . RKO Radio's 39-week net was 644,744, a gain of more than 100 er cent over the same 39 weeks of ast year. . . . Eastman Kodak delared a $4,200,000 wage dividend. . . James R. Grainger, Republic rexy, envisioned a gross of $15,00,000 for that company for 1941-2.

* * *

ANTI-FIVE: Governor Stassen of Minnesota informed N. W. Allied e would not call a special session f the Legislature to repeal the tate's anti-five law as William F. Rodgers had suggested should be one. . . . Warner Bros., RKO and 0th-Fox applied to Judge Henry . Goddard for ruling similar to hat granted to Para., permitting hem to sell in Minn. despite the locks-of-five provision of the conent decree. . . . Neil F. Agnew, Para. sales chief, denied that terms emanded for company's product in Minn. were excessive.

* * *

UNITY: First all-industry confer-

(Continued on Page 6)

Relief From Consent Decree is Granted By Federal Judge Goddard

Warner Bros., RKO and 20th-Fox on Friday won leave to sell product to Minnesota without the necessity of complying with consent decree provisions requiring the sale of films in blocks-of-five and with preliminary tradeshowings. Federal Judge Henry W. Goddard signed orders to that effect on the bench after the Government stated that it made no objections.

At the same time Judge Goddard

(Continued on Page 5)

Judge Rules Decree Exempts Franchises

Section 15 of the consent decree was construed on Friday by Federal Judge Henry W. Goddard as to exempt from the decree's restrictions a three-year franchise between 20th-Fox and approximately 100 theaters of the Sudekum circuit. The court in its decision followed its previous

(Continued on Page 5)

Film Alliance of U. S. To Produce on Coast

Film Alliance of the United States, which recently turned over some of its product to Astor Pictures Corp. and Monogram for distribution, will become a production organization shortly, it was learned at the week-

(Continued on Page 6)

Loew's May Seek Relief in Minn.

Executives of Loew's are considering an application to Judge Henry W. Goddard for relief from the consent decree in selling product in Minnesota. Decision had not been reached at the week-end but indications are that Loew's will follow its decree-mates in getting court approval.

See Industry Probe Headed for Wash-up

Washington Bureau of THE FILM DAILY

Washington—Unless all signs are misleading, the investigation of charges of warmongering by the film industry by the Senate Interstate Commerce sub-committee headed by Sen. D. Worth Clark, D., Idaho, is definitely washed up.

Indications are that the committee will continue to stall and defer resumption of hearings until the inquiry is either forgotten or made

(Continued on Page 7)

Regents Reverse Ban On "Forgotten Village"

Board of Regents Friday reversed the ban of its sub-committee on John Steinbeck's "The Forgotten Village." The Board found nothing indecent or harmful to public morality in the motherhood episode.

Action of the Regents was un-

(Continued on Page 4)

Contends Exhibition of Motion Pictures Is Not Interstate Commerce

Nashville—That "interstate commerce ends when films are delivered in the state where they are to be exhibited" and that "exhibition of films is not interstate commerce" is the contention of legal counsel for Crescent Amusement Company and eight other defendants in a brief filed Saturday in the Government's anti-trust suit, with the citations from other film litigations to prove such contention.

The case of Sugar Institute vs. U. S. (1936) 297 U. S. 553,600 is cited as proof that "each Sherman

(Continued on Page 7)

Ia.-Neb. Allied Will Discuss Anti-5 Law

Des Moines—Consideration of a law similar to the Minnesota act governing film selling will be one of the highlights in a four-point legislative program for discussion at the annual convention of Allied Theater Owners of Iowa and Nebraska to be held here Nov. 24-25.

Leo Wolcott, president of the

(Continued on Page 4)

5 Montreal Exhibs. Fined For Admitting Juves

Montreal—Five suburban theater operators were fined $10 and costs each, Friday, after pleading guilty to allowing children under 16 years

(Continued on Page 4)

Deny Bail For Browne, Bioff

Release was Requested Pending an Appeal

Release on bail was denied Friday by the U. S. Circuit Court of Appeals on an application by William Bioff and George E. Browne who sought release from the Federal House of Detention pending their appeal.. A disclosure was made by U. S. Attorney Mathias F. Correa during argument that George E. Browne had used property of Local 110, Chicago

(Continued on Page 4)

50% of Funds from India Blocked, Distribs. Learn

Fifty per cent of the funds remitted to distribs. from India have been blocked, it was learned at the week-end. Ban, of which foreign managers had been advised, went into effect on Oct. 22. Ruling passed

(Continued on Page 4)

Complaint Dropped After One Hearing

Memphis—After one hearing, operators of the Cotton Bowl Theater, Leplanto, Ark., withdrew its complaint charging refusal on the part of four distributors to license product for the house. Named in the complaint were RKO, Paramount, 20th Century-Fox and Warner Bros. and the Strand Theater, Leplanto.

THE NEWSPAPER OF FILMDOM — THE FILM DAILY — ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Friday, Nov. 14)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	6⅝	6½	6⅝	+ ⅛
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	⅝	9-16	⅝	+ ⅛
Con. Fm. Ind. pfd.	9¾	9½	9¾	+ ¼
East. Kodak	135	134	135	+ 1¼
do pfd.	176	176	176	.....
Gen. Th. Eq.	12½	12	12⅛	— ⅛
Loew's, Inc.	37½	36¾	37½	+ ¾
do pfd.	....	....	....	.....
Paramount	15¼	14⅞	15¼	+ ½
Para. 1st pfd.	112	112	112	+ 3
Para. 2nd pfd.	13¾	13½	13¾	+ ¾
Pathe Film	14¼	14⅛	14⅛	.....
RKO	2½	2⅜	2½	+ ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	7⅞	7⅝	7⅞	+ ⅜
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	4⅞	4¾	4¾	.....
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	102½	102½	102½	— ½
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	100½	100½	100½	+ ¼
Para. dbs. 4s56	100⅝	100⅝	100⅝	+ ⅛
Warner Bros.' dbs. 6s48	....	....	....	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	9-16	9-16	9-16	....
Radio-Keith cvs.	⅛	⅛	⅛	....
Technicolor	8¼	8	8¼	+ ⅛
Trans-Lux	9-16	½	½	— ⅛
Universal Corp. vtc.	9	8⅞	9	+ ⅜
Universal Picts.	28¼	27	28¼	+ 1½

N. Y. OVER-THE-COUNTER SECURITIES

	Bid.	Asked
Met. Playhouse, Inc. 2nd deb. '45	67¼	70¼
Roxy Thea. Bldg. 4s 1st '57	60	64

Edwin Gray Dies

Portsmouth, N. H. — Edwin W. Gray, 72, once a ticket taker at the old Music Hall, is dead here. He was a member of the state legislature.

DISTRICT MANAGER

Now associated with leading theater circuit wishes to make change for personal reasons. Not on his way out or working on notice. Excellent record, two positions in fifteen years. Valuable man for circuit, or independent who wishes to retire from active operation. Write Box 750, THE FILM DAILY, 1501 Broadway, N. Y. C.

COMING AND GOING

MURRAY SILVERSTONE, and his wife, arrived from Hollywood over the week-end.

LEON NETTER and LEONARD GOLDENSON, Paramount home office executives, have returned from Atlanta.

ROSALIND RUSSELL, and her husband, FREDDIE BRISSON, returned to the Coast Sunday following a short honeymoon in Cuba.

STEVE BROIDY, Monogram general sales manager, returned to the company's home offices in Hollywood after a trip through the key centers.

LESTER COHEN, new Warner manager in Trinidad, left Friday for his new post.

GRAD SEARS is back in town.

RISE STEVENS arrives in New York tomorrow for her seasonal operatic debut at the Met.

GABRIEL PASCAL is expected back on the Coast today to resume preparation for his first production for RKO.

RUFUS LE MAIRE, of Paramount, is in New York looking at the plays.

SAM DEMBOW arrives in Hollywood today.

HOBART BOSWORTH is due in New York this week.

R. K. HAWKINSON, RKO's Latin-American manager, heads for Buenos Aires next Friday by plane on the first leg of a South American trip.

Lasky to Produce Boy Scout Film for Warners

The story of the Boy Scouts of America and the great work it is doing will be brought to the screen by Warner Bros. under arrangements just concluded between the producers and the Scouts organizations, it was announced yesterday by Jack L. Warner, vice-president in charge of production. Jesse L. Lasky will produce in association with Hal B. Wallis.

An actual scout from the membership of the Boy Scouts of America will be chosen to play the principal role in the picture, Warner stated. The film will dramatize the history of the scout movement, starting with Baden-Powell in the Boer War, and the amazing development of the movement in the U. S.

Joseph Felder Named Mono. N. Y. Exchange Mgr.

West Coast Bureau of THE FILM DAILY

Hollywood — Joseph Felder has been appointed manager of Monogram's New York Exchange.

OEM to Work Closely With Pix, Nat'l Board Told

The Office of Emergency Management will work closely with the motion picture industry because it believes that a well-informed public is one of the first lines of defense, Garson Kanin told the National Board of Review convention here Friday. Kanin, who is the film consultant for the OEM, said that the artists should have more to say in regard to production.

Bosley Crowther, New York Times critic, told the delegates that the time had come for Hollywood to take less money and more satisfaction from its work inasmuch as Hollywood expresses America.

Elizabeth Hawes, fashion authority was a speaker Friday. U. S. training films were shown to the delegates Friday night by Lt. Col. M. E. Gillett.

Convention closed with a luncheon Saturday afternoon. Approximately 300 delegates from 38 states attended the sessions. A new board member, Quincy Howe, editor for Simon & Schuster, was announced.

NOTICE OF

20TH CENTURY-FOX TRADE SHOWING

for the benefit of exhibitors generally

CORRECTION

NEW YORK, N. Y.

The trade showing of . . . .
"HOW GREEN WAS MY VALLEY" (20th-Fox)
at the 20th Century-Fox Exchange, 345 W. 44th St., announced for Nov. 21, 10 A.M. and 2 P.M. *has been cancelled.* This notice affects New York only and corrects the listing which appeared in Motion Picture Herald, issue of November 15th.

"Rise and Shine" Gets Heavy 20th-Fox Plugging

Twentieth-Fox has prepared an ir tensive radio and trailer campaign fo "Rise and Shine," Mark Hellinger first production for the studio. Lind Darnell, one of the stars, will hav appeared on seven national broa casts in which the film will be plugged. Exhibs will receive speci teaser trailers in addition to the r ular trailer, and special mus sound tracks with songs from th picture.

NEW YORK THEATERS

RADIO CITY MUSIC HALL
50th St. & 6th Ave.
FREDERIC MARCH • MARTHA SCOTT
"ONE FOOT IN HEAVEN"
A Warner Bros. Picture
ON STAGE: "THE WALTZ KING"—melodies of Johann Strauss . . . produced by Leonidoff. Symphony Orchestra direction of Rapee.
1st Mezzanine Seats Reserved CIrcle 6-4600

FRED MacMURRAY
MARY MARTIN
ROBERT PRESTON
in Paramount's
"NEW YORK TOWN"
IN PERSON
BILL ROBINSON
JIMMIE LUNCEFORD AND BAND
PARAMOUNT TIMES SQUARE

CARMEN MIRANDA - CESAR ROMERO - ALICE FAYE - JOHN PAYNE
"WEEK-END IN HAVANA"
PLUS A BIG STAGE SHOW
ROXY
7th AVENUE 50th STREET

RKO PALACE B'WAY & 47th St.
TYRONE POWER - BETTY GRABLE
"A YANK IN THE R.A.F."
— and —
"HURRY, CHARLIE, HURRY"
with Leon Errol

4th Big WEEK
WALT DISNEY'S
DUMBO
Continuous Performances Popular Prices Doors Open 9:30 A. M.
at the BROADWAY 53rd St. & B'way CI6-5353
Mezz. Seats Reserved
TECHNICOLOR

20th Century-Fox presents
"HOW GREEN WAS MY VALLEY"
United Artists
RIVOLI
Broadway at 49th St.
Continuous Pop. Prices. Midnight Shows.

FLASH

UNDERSTAND 20TH

AS ANOTHER TREMENDOUS HIT

ONFIRM OR DENY! HEAR TRAD

RESS HAILS IT AS SUREFIRE

BOXOFFICE SMASH -- CONFIRM

OR DENY!

CONFIRMED

"CONFIRM OR DENY" SHOULD DO SMASHING BUSINESS AT BOXOFFICE. IT IS TOPFLIGHT ENTERTAINMENT WITH A STIRRING SUSPENSEFUL SCREEN PLAY, EXPERT PRODUCTION AND DIRECTION AND OUTSTANDING PERFORMANCES BY AMECHE, BENNETT AND RODDY MACDOWALL. LEN HAMMOND AND ARCHIE MAYO ARE ENTITLED TO THE RAVE NOTICES THAT THEY WILL RECEIVE FROM NEWSPAPER CRITICS EVERYWHERE AS WILL JO SWERLING FOR UNUNUSAL SCREENPLAY.

-- Daily Variety

"CONFIRM OR DENY" EMERGES AS ONE OF THE MOST TENSE AND EXCITING TOPICAL MELODRAMAS OF THE SEASON. WORD OF MOUTH ADVERTISING WILL PUT THIS ATTRACTION IN THE TOP MONEY BRACKET AND RETURNS WILL BE FAR ABOVE AVERAGE.

-- Hollywood Reporter

"CONFIRM OR DENY" HAS TIMELINESS, PUNCH AND PLENTY OF THRILL! A REALLY EXPLOITABLE PICTURE!

-- Motion Picture Daily

20th CENTURY FOX

Ia.-Neb. Allied Will Discuss Anti-5 Law

(Continued from Page 1)

group, announced last week that other legislative subjects would include adequate and uniform fire regulations for theaters, an anti-Ascap law similar to the one in Nebraska and a proposal to put school activities funds in the hands of school boards so that the funds can be audited and published.

Plan whereby circuits will be admitted to membership will be discussed at the session, Wolcott said. Action also is expected to be taken against "jack rabbit" or portable circuits.

It is not likely that the Iowa legislature will be presented with a proposed anti-decree law, but opposition to the blocks-of-five method has been expressed openly by Iowa exhibitors. Iowa Allied has protested against the method to the Department of Justice, asserting that the consent decree is a "failure" and demanding a "return to enforced block-booking."

5 Montreal Exhibs. Fined For Admitting Juves

(Continued from Page 1)

to attend their houses. Fines are the result of a drive initiated by the attorney general of Quebec. Other operators are expected to appear in court in the near future.

Those fined yesterday were Albert Duclos, Avalon Theater, Longueuil; Louis Rosenbloom, Royal, Lachine; Suburban Theaters Co., St. Lambert, and W. H. Wright, Rialto and M. E. Savard, Rivoli, Montreal.

50% of Funds from India Blocked, Distribs. Learn

(Continued from Page 1)

by Government of India also applies to Burma and Ceylon.

Stiuation in India has proved a difficult one for distribs. In addition to monetary quota, the companies are confronted with a like quota on the number of pictures that can be imported.

Edna Murphy
Crane Wilbur
Frank Fay
Sara Haden
Ella Neal
Milton H. Feld
Eddie Baker
Leon Rosenberg
Samuel Goldstein
John R. Freuler
Wilma Freeman

Michigan Theater to Push Up Opening Date To Meet Abbott and Costello Competition

Detroit—The Michigan Theater this week will open its new show on Wednesday instead of Friday in order to meet the competition of the Fox where the new Abbott and Costello picture, "Keep 'Em Flying," has its world premiere Wednesday with the stars and others in person. Michigan also will be able to cash in on Thanksgiving Eve business as well as the holiday itself.

Regents Reverse Ban On "Forgotten Village"

(Continued from Page 1)

precedented in the annals of the State Education Department. The Board not only overturned the decision of the State Board of Review, but refused to abide by the findings of its own sub-committee which had upheld the Review Board's ban.

Nine of the 12 members of the Board attended Friday's viewing of the film in New York. None would comment on the decision, but one member said the decision had been "very close."

Film is slated to open early this week at the Belmont.

Harry C. Arthur, Jr., Again St. Louis V. C. Chief Barker

St. Louis—At a special luncheon meeting held this week at the Coronado Hotel, the local Variety Club re-elected virtually its entire 1941 crew of barkers. Harry C. Arthur, Jr., chief barker last year, once again found himself at the helm, the unanimous choice of the crew elected. Louis K. Ansell also repeats for the forthcoming year at first assistant chief barker, while George Wiegand was upped from dough-guy to second assistant chief barker.

Edward L. Murphy, comptroller and treasurer of Fanchon & Marco Service Corp., was named dough-guy for 1942 by the crew, and Ray Nolan, RKO Radio exchange manager, was elected into the office of property master.

Canvassmen for the 1942 season are: Fred Wehrenberg, Herb Washburn, Alvin Wolff, Sam Shucart, Clarence M. Turley, and Clarence D. Hill.

Delegates appointed to represent the Tent at the annual convention were: Louis R. Ansell and George Wiegand, while alternative delegates are Joseph C. Ansell and A. L. (Tony) Matrici. National canvassman is Louis K. Ansell.

Host to Boys Town Eleven

Pittsburgh—At the expense of the local Variety Club, which is footing all the bills, the Boys Town Football Team is making a four-day visit to this city, ending next Wednesday.

Leonard Named Chi. Film Critic

Chicago — William Leonard has been named film and theater critic for the Chicago Journal of Commerce, succeeding Claudia Cassidy who joins Marshall Field's new paper of which Wolfe Kaufman was named film editor.

Columbia To Distribute Five Spanish Features

Buenos Aires (By Air Mail) — One of the many interesting trade developments growing out of the recent convention of Columbia Pictures here is the plan of that company to distribute, along with its own product, a number of Spanish films comprising "Maria de la O," with Carmen Amaya; "Hero By Force," with Anita Colome; "Marianela," with Mary Carillo; "The Unpopular Girl," with Tarsila Criado; and "The Flower Girl," with Maria Guerrero.

According to Joseph A. McConville, Columbia's foreign manager, who has been in South America since the Oct. 23-25 convention, the company will also distribute the following British films: "Five Men," with Leslie Howard; "Unfinished Story" and "Gas Light."

Jack Segal, Columbia's assistant foreign manager, returned by plane to New York yesterday from Buenos Aires, after attending the company's convention with Foreign Manager J. A. McConville.

Palace, St. Catherines, Added to Odeon String

Toronto — Odeon circuit has acquired the Palace Theater, St. Catherines, which recently was opened by Oscar Hanson after his break witr N. L. Nathanson.

Interstate and Telenews In Joint Dallas Operation

Dallas—R. J. O'Donnell announced yesterday that the new Telenews Theater will be jointly operated by Interstate Circuit, Inc., and Telenews Theaters, Inc. H. V. Kaltenborn may do a p.a. at the opening.

Everon In Pekin Post

Chicago—Vernon Everon has been named city manager for the Great States circuit at Pekin. Julius N. Connelly was appointed manager of the Palace theater at Danville and John N. Brady has been promoted to the management of the Lincoln theater in Danville.

Local 273 Elects Today

New Haven—Local No. 273, projectionists, will meet today at Trades Council Hall, with Anthony Basilicato presiding, for annual election of officers and final ratification of local circuit contracts.

Bail is Denied For Browne, Bioff

(Continued from Page 1)

operators' union, in supplying h
$50,000 bail prior to the trial.

Correa contended that there wa
no substantial question on appeal
be decided and hotly fought the e
ercise of the court's discretion
favor of a release of the defend
In an affidavit signed by Correa
was asserted the defendants throug
control of the IATSE "have acce
to very large sums of money whic
rightfully belonged to the membe
of the labor organization but whic
funds the defendants are in a pos
tion to employ for the purpose
putting up bail."

Asked by Circuit Judge Thoma
Swann what amount of bail Corr
would recommend if the court sa
fit to free the defendants, the pro
ecutor demanded $250,000 for ea
with a specific direction that
union funds be used.

Correa's affidavit claimed that t
defendants had extorted over $1
000,000 from the film industry "a
the record in no wise indicates th
the defendants do not presently r
tain at least a large amount of t
fruits of their extortion."

Correa and Judge John C. Kno
have received numerous annonymou
communications to the effect th
Bioff intended to become a fugiti
in the event that he should be r
leased on bail, the affidavit stated

Martin Conboy, who argued on b
half of the defendants, asserted th
the question of statute of limitatio
and the constitutionality of the ant
racketeering law presented substa
tial issues for the court to decide.

Federal Court to Quiz Browne-Bioff on Property

William Bioff and George
Browne must face rigorous que
tioning today in the criminal pa
of the Federal Court on the exte
of their public property under a
order of Federal Judge Henry
Goddard which was signed on Fr
day.

The Court granted the order o
the application of the U. S. Atto
ney's office as an aid towards th
collection of $20,000 fines impose
against each defendant by Judg
John C. Knox. The fines, accor
ing to the Government, have n
yet been paid.

20th-Fox Buys "My Friend Flicka

West Coast Bureau of THE FILM DAI

Hollywood — Twentieth Century
Fox has bought screen rights
Mary O'Hara's best seller nove
"My Friend Flicka," and will sta
Roddy McDowall in it.

Maine MP Council Elects

Portland, Me.—The Maine Motio
Picture Council at its annual meet
ing elected Mrs. Elsie B. Files o
this city president. Mrs. Harry Bot
wick, wife of the manager of th
State Theater, was named on th
board of directors.

Varners, Fox, RKO o Sell in Minn.

(*Continued from Page 1*)

enied, without prejudice to a sub- quent renewal of the motion, a ea of 20th-Fox for a modification Section 7 of the decree which per- its an exhibitor to cancel a picture ere it is objectionable to moral ndards of a community.

Frederick Lorenzen, 20th-Fox at- rney, argued that this clause was nnecessary and improper in Min- esota so long as an exhibitor in at state had the blanket right to 20 per cent cancellation under the cal statute. Special Assistant ttorney General Seymour Simon sagreed with this contention claim- g that the Minnesota law did not ffect Section 7 in any way.

Judge Goddard refused to con- der the application at the present me. He promised to reconsider e question if it was shown that n amendment to the decree was ecessary once the company com- enced selling in Minnesota under e state law.

Immediately after Judge Goddard's ling, Ben Kalmenson, Warner ros. sales manager, notified T. E. ortensen, publisher of Greater musements, Minneapolis trade pa- er, that the company had taken im- ediate stepjs to make Warner prod- ct available in Minnesota. Kalmen- on said the company had been an- icipating the action and had made lans accordingly.

V. W. Allied Elated As Anti-5 Relief is Extended

Minneapolis — Officers and mem- ers of Allied Theater Owners of he Northwest were elated here hen news was received that War- er Bros., RKO and Twentieth Cen- ury - Fox had obtained relief in ew York from the Federal court onsent decree.

"This action will allow many Min- esota theaters to remain open, hich otherwise might have had to lose before the first of the year or lack of suitable pictures," said red Strom, Northwest Allied's ex- cutive secretary.

Strom announced Allied's board f directors would meet in special ession today to consider action of he three majors and to survey the roduct situation under the new et-up.

He said his organization would ake no steps to prevail upon M-G- M, the only major now still bound y the New York decree, to seek elief in New York Federal court.

M of T in Manchester

Manchester, N. H. — March of ime is filming its latest full-length roduction, tentatively titled "Main Street, U. S. A., on Defense," in Manchester.

ALONG THE RIALTO

with Phil M. Daly

● ● ● **GRACE NOTE:**......That phrase "lucky stars" should be changed to "lucky motion picture operators"......Witness the week-end wireless yarn from Vichy telling of the failure to find the body of the eighth victim of the airplane crash which ended the life of France's Minister of War, General Charles Huntziger......Victim No. 8 didn't outcrop because he,—a film operator who had accompanied Huntziger on latter's African trip—, fortunately wasn't aboard the plane......

▼ ▼ ▼

● ● ● *MINOR KEY:......Buddy, for the past four years official mascot of the Mayfair Theater in St. John, N. B., is dead......This imported bluebird had the freedom of the theater and never attempted to fly away......Demise was brought on by a return showing of "Snow White"......After seeing the bluebird in the Disney fantasy, Buddy went morose and pined away......All efforts to restore his normal fine spirits failed, and he kept mostly to his ornate cage, although the door of this was always open......R.I.P.......*

▼ ▼ ▼

● ● ● **ANDANTE:**......"Horses—Ride One Downtown and See Movie Free," was clarioned through Springfield, Ill., to publicize the pic "Texas" at the Senate Theater......Management planned to use new city parking meters for hitchin' posts......Citizens were informed they could ride a horse (if they had one) up to the theater any time after 4 p.m.; hitch the nag to the meter; see the show on the cuff, and door-man would drop the necessary "hay" in the meter-slot......No traffic complications arose......Only one horseman showed up......

▼ ▼ ▼

● ● ● *ALLEGRETTO:......"Laff Salvos of 1941," staged by film, radio and stage stars now wearing Uncle Sam's uniforms in Portsmouth, N. H., training centers, is now becoming a "circuit" affair.....First presented at the Arcadia, Portsmouth movie house, and then repeated there, the show was booked for two performances at another pic outlet,—in Dover......The cast has also appeared in the Practical Arts Auditorium in Manchester......*

▼ ▼ ▼

● ● ● **ALLEGRO:**......Eddie Mitchell, Honolulu theater owner, can smell a meal a long way off......He dropped into Oakland, Calif., the other night for a dinner, his presence at which entailed a 4,000-mile air trip......Seems that Eddie was a guest last year at the first annual dinner of the "No Stuffed Shirts" Club, and promised the West Coast gourmet org. that he would attend the '41 dinner......True to his word, he hopped aboard a Clipper; landed in Sunny Cal.; talked and ate his way through to the final demi-tasse; and then flew straight back to Honolulu......

▼ ▼ ▼

● ● ● *CRESCENDO:......The week's social activities wound-up with a bang via the Big Bertha birthday party Universal tendered Friday afternoon in the Hotel Astor's East Ballroom for Carol Bruce ......The Messrs. Abbott & Costello shephered the guests included 'mong whom were J. Cheever Cowdin, Nate J. Blumberg, Jack Alicoate, J. J. O'Connor, Danny Kaye, Bide Dudley........Don Terry, Arthur Lubin, Matty Fox, Charles D. Prutzman, Adolph Schimel, A. W. Perry, Claire Hague, William A. Scully......D. A. Levy, Jules Lapidus, F. J. A. McCarthy, Lou Pollock, Hank Linet, Sergt. Lew Mentlik...... Evelyn Kolman, F. T. Murray, Tom Mead, Jules Levey and E. L. McEvoy......*

▼ ▼ ▼

● ● ● **HEMI-DEMI-SEMI-QUAVER:**......Phil M. is in the dog house with a linotypist for company......Seems we reported the Ampa shorts luncheon in this colyum on Friday morn, and therein, as bold as a woman Xmas shopper, was Bernard B. (Universal) Kreisler's last name spelled with a capital "G"......The best alibi for the error can probably be furnished by Emerson Yorke and Jack Level......

Judge Rules Decree Exempts Franchises

(*Continued from Page 1*)

ruling on the question of the validity of a franchise between Loew's, Inc., and the M & P circuit.

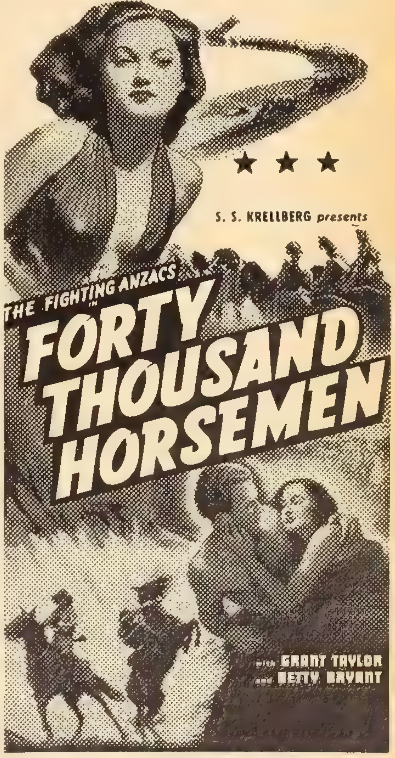
Special Assistant Attorney General Seymour Simon obtained from Judge Goddard a six-months extension of time to effect an appeal if the Government decides to test the franchises in the circuit court. Section 15 exempts from the decree all franchises made prior to June 6, 1940. Twentieth-Fox presented a petition alleging that although the franchise had been signed on Aug. 1940, the agreement had been reached and the deal sheets had been completed prior to the June 6 deadline.

WB Sets 5 Releases

Warner Bros. has set five pictures for release between Dec. 6 and Jan. 10. "The Body Disappears" is scheduled for Dec. 6 to be followed by "Steel Against the Sky," Dec. 13; "You're In the Army Now," Dec. 25; "They Died With Their Boots On," Jan. 1, and "All Through the Night," Jan. 10.

RED HOT DRAMA...

thrilling ... epic ... Forty-thousand hell-roaring Anzacs charging savagely behind long, gleaming bayonets ... magnificent direction ...nothing more thrilling on any screen! — N. Y. SUN



SKYROCKETING BOX-OFFICE RECEIPTS

GOODWILL PICTURES
630 NINTH AVE. NEW YORK CITY
U. S. DISTRIBUTORS

☆ REVIEWS OF THE NEW FILMS ☆

"Rise and Shine"

with Jack Oakie, Linda Darnell, George Murphy

20th-Fox 93 Mins.

FOOTBALL MUSICAL IS A TOUCHDOWN PARADE OF LAUGHS; LOADED FOR STRONG GROSSES EVERYWHERE.

"Rise and Shine" is an entertaining musical satire on college football. It is a farcical account of the dumbest football hero that ever went to school. Throw in a gambler who wants to make sure of the big game and you can get an idea of what ensues. Film is filled with merriment and will score for strong grosses.

Mark Hellinger displays a shrewd appreciation of picture values in his first assignment as a producer at 20th-Fox. Allan Dwan's direction is competent and smooth throughout and Herman J. Mankiewicz's script sparkles with gags. Tunesmiths Leo Robin and Ralph Rainger cross the musical goal line again with some lilting songs.

Yarn, based on James Thurber's, "My Life and Hard Times," is about a gambler who sends a night club dancer and former All-American to the college town so that he can be informed of the progress of the great Boley Bolenciecwz and the Clayton football team. There the former All-American falls in love with the college professor's daughter and thwarts the plans of the gambler to kidnap Boley and keep him out of the big game. There is a touch of the Thurber humor about the professor's family. The professor likes to practice magic. There is a grandfather who still fights the Civil War while Mother is sweet and unconcerned.

Jack Oakie makes a swell football player. Clayton is the college to go to if all the co-eds are as cute as Linda Darnell. As the former All-American, George Murphy is tops, especially in his dance numbers. Walter Brennan contributes a sterling performance as the grandfather and there are equally fine comic portrayals by Milton Berle, Sheldon Leonard, Donald Meek, Emma Dunn, Ruth Donnelly and Ray Walburn.

Songs are "Hail to Bolenciecwz," "Get Thee Behind Me, Clayton," "Central Two-Two-Oh-Oh," "I Want to Be the Guy" and "I'm Making a Play for You."

CAST: Jack Oakie, Linda Darnell, George Murphy, Walter Brennan, Sheldon Leonard, Donald Meek, Ruth Donnelly, Raymond Walburn, Donald McBride, Emma Dunn, Charles Waldron, William Haade, Dick Rich, John Heistand, Francis Pierlot.

CREDITS: Producer, Mark Hellinger; Director, Allan Dwan; Screenplay, Herman J. Mankiewicz; Based on book by James Thurber; Cameraman, Edward Cronjager; Film Editor, Allen McNeil; Dances staged by Hermes Pan.

DIRECTION, Good. PHOTOGRAPHY, Top Notch.

Holden in Army Camp Pic

West Coast Bureau of THE FILM DAILY

Hollywood—Para. has cast William Holden in a story of Army camp life, "Absent Without Leave," based on an I. A. R. Wylie short story, "Over the Hill," to be published next month. Robert Pirosh will make the adaptation and Fred Kohlmar will produce.

"The Perfect Snob"

with Charles Ruggles, Charlotte Greenwood, Lynn Bari

20th-Fox 61 Mins.

SECONDARY FEATURE THAT HARDLY MAKES THE GRADE; IMPROBABLE TALE OF GIRL WHO REALIZES LOVE IS MORE IMPORTANT THAN MONEY.

This unimportant and uninspired romantic comedy is about one of those ambitious mothers who would like to see their daughter marry a man of wealth. The plan fails when father intervenes.

It all starts when mother takes daughter to Honolulu following graduation. Father is a kindly veterinarian who follows the family when he hears daughter is going to marry a wealthy man almost twice her age. Father then engages a handsome young man, who he thinks is poor, to break up the engagement. The young man is really a wealthy sugar planter but does not reveal his identity until he is sure of the girl's love for him.

From such routine story material, it is surprising how well Charles Ruggles and Charlotte Greenwood manage. Lynn Bari is the attractive girl. A newcomer, Cornel Wilde, makes a personable appearance but Anthony Quinn as his partner who also falls in love with the girl is a standout. Alan Mowbray is his usual capable self as the wealthy man.

CAST: Charles Ruggles, Charlotte Greenwood, Lynn Bari, Cornel Wilde, Anthony Quinn, Alan Mowbray, Chester Clute, LeRoy Mason, Jack Chefe.

CREDITS: Producer, Walter Morosco; Director, Ray McCarey; Original Screenplay, Lee Loeb and Harold Buchman; Cameraman, Charles Clarke; Film Editor, J. Watson Webb.

DIRECTION, Routine. PHOTOGRAPHY, Good.

Film Alliance of U. S. To Produce on Coast

(Continued from Page 1)

end. Under plans now in work, Film Alliance will produce a series of pictures in Hollywood.

Meanwhile, Monogram has taken over three Film Alliance pictures. They are "Silent Battle," "Meet Maxwell Archer" and "This Man in Paris." Film Alliance still has 30 pictures for release.

Lester Cohen is Named Warner Trinidad Head

Lester Cohen has been named manager for Warner Bros. in Trinidad by Robert Schless, foreign department head. Cohen left Friday for Port O' Spain, Trinidad, B.M.I., to take over his post.

Co-op. Booking Before Ill. Allied

Chicago—Illinois Allied held a meeting Friday at the Congress Hotel with co-operative booking under discussion. Jack Kirsch, prexy, and Morris Leonard, were named co-chairmen for the Christmas basket show Dec. 23.

"Double Trouble"

with Harry Langdon, Charles Rogers

Monogram 63 Mins.

(HOLLYWOOD PREVIEW)

LANGDON'S COMEDY WOVEN THROUGH GOOD STORY IN ABOVE AVERAGE BUDGETER SHOULD FIND FAVOR WITH AUDIENCES AND EXHIBS.

This picture, Harry Langdon's return to films in a story which allows his particular brand of comedy to run free, will find ready reception as supporting fare, with the possibility of a series of this type finding a ready market.

Given a solid story background and above average production values for its bracket by Producer Dixon R. Harwin and Associate Producer Barney A. Sarecky, Langdon, under Megger West's skillful direction, turns in a performance that should please "remembering" fans and attract many new ones.

Charles Rogers, too, is deserving of plaudits for his able comedy, as is Frank Jaquet, Catherine Lewis, Dave O'Brien, Benny Rubin and the rest of the supporting cast.

Faced with the necessity of recovering a $100,000 bracelet which Langdon has unwittingly allowed to be sealed into one of thousands of cans of beans being packed at the plant of his benefactor, Jaquet, and to save Jaquet from bankruptcy due to the diamonds, the boys (Langdon and Rogers), set out to find the missing bracelet. Meanwhile (O'Brien) advertising manager for Jaquet, capitalizes on the "canned diamonds," publicizing the fact and starting a sales boom. The diamonds are found by the "boys" and all ends well as O'Brien wins the love of the boss's daughter (Miss Lewis).

CAST: Harry Langdon, Charles Rogers, Catherine Lewis, Louise Curry, Benny Rubin, Mira McKinney, Frank Jaquet, Wheeler Oakman, David Cavendish, Dave O'Brien, Edward Kane, Dick Alexander, Ruth Hiatt, Alfred Hall, Guy Kingsford, Fred Santley, Richard Cramer, Art Hamberger.

CREDITS: Producer, Dixon R. Harwin; Associate Producer, Barney A. Sarecky; Director, William West; Screenplay, Jack Natteford; Cameraman, Arthur Martinelli; Art Director, David Milton; Musical Director, Ross DiMaggio.

Direction, Skillful. PHOTOGRAPHY, Good.

Bronston Gets Financing For Three Pictures

West Coast Bureau of THE FILM DAILY

Hollywood—Samuel Bronston has obtained financing for three independent productions, he stated at the week-end. First film to be produced will be Jack London's "Mutiny on the Elsinore."

Bronston obtained screen rights to all of London's novels from his widow last year. He is now associate producer on "Martin Eden" for Columbia.

New Metro N. O. Booker

New Orleans—Samuel Wright, Jr. is the new first booker at M-G-M. He replaces Herbert Schlesinger who resigned to go with Twentieth-Century-Fox in Charlotte, N. C.

THE WEEK IN REVIEW

Bioff 10, Browne 8 Years

(Continued from Page 1)

ence in connection with Allie unity program will be held in Ch cago "sometime in December". . . Warner Bros. and RKO announ they would participate in the in try's unity program. . . . Ed Ku kendall, MPTOA prexy, in organiz tion's Bulletin warned there we two issues involved in the uni proposal: 1. A united front within th industry against outside interest 2. Negotiations between exhibito and distributors on trade problem

* * *

MISCELLANY: OPM announce it would establish a theater div sion with a special advisory commi tee from the industry. . . . Richar F. Walsh, new prexy of the IATSI announced Coast contracts would b the first big business under his a ministration of the International affairs. . . . Bette Davis was electe prexy of the M. P. Academy, an announced that Darryl F. Zanuc would continue as head of the R search Council. . . . W. G. Va Schmus heads the film division the Red Cross membership driv . . . SPG balloting rejected affiliatio with the CIO through SOPEG. . . Arbitration budget for the secon year under the consent decree wa set at $294,000 against $465,000 fo the first year which saw expenditure $190,000 under the budget. . . . Par and National Theater circuits hav come to an agreement and produc contracts have been signed. . . . Two hour programs of short subject exclusively can click, Mrs. Bes Short, head of Interstate Theater of Texas's shorts department, tol a mammoth turn-out at Ampa's mid week luncheon. . . . John Grierson head of Canada's National Film Board, suggested at the Nationa Board of Review's N. Y. conferenc a similar board "might be wort considering" in the U. S. . . . Detroi first-runs will raise prices, staggering them on days of the week starting Thanksgiving Day. . . . IT of Ohio will make a survey of selling practices by the distribs, an report at its annual meeting Nov 25-28. Pete J. Wood, unit's secretary, charged sabotaging of th consent decree. . . . Col. H. A. Cole prexy of Texas Allied, sounded a SOS call for the small exhib., asserting formula should be found t aid him in buying pix.

"Valley" Tradeshowings Friday

Tradeshowings of Darryl F. Zanuck's "How Green Was My Valley" have been set for next Friday, in all 20th Century-Fox exchanges except New York City, where the picture has already been shown. The showings will take place at 10 a.m. and 2 p.m.

rescent's Brief ttacks Gov't Claim

(Continued from Page 1)

ti-trust case must be decided on own particular facts." Binderup Exchange (1923), 263 U. S., 291 d Interstate Circuit, Inc., vs. U. S. 39). 306 U. S., 208, are cited to lish the premise that "the dis-ution of motion picture films oss state lines, including the con-cts calling for transportation to states, constitutes interstate com-rce" and then the case of Mutual m Corporation vs. Industrial Com-ssion of Ohio, (1915), 236 U. S.,), is cited to establish the point at "such interstate commerce ends en the films are delivered in the te where they are to be exhibited."

Intrastate Rulings

The brief's further contention that e exhibition of motion pictures d the maintenance and operation the theaters where they are shown local and intrastate in nature" supported by reference to the fol-ving cases:

Hart vs. Keith Exchange (1923), 2 U. S., 271/12 Fed. (2D), 341; tiorari denied 273 U. S., 703 and ynton vs. Fox West Coast The-ers Corporation (C.C.A. 10, 1932), F (2S), 851.

The brief, which runs to 124 nted pages and more than 30,000 rds, cites the fact that the filing the original proceedings was the sult of complaints made to the partment of Justice by Tim W. ith, W. F. Roth, Fred Gorman, d Max Buchanan, and there fol-vs the suggestion to Judge Elmer Davies, to whom the brief is di-ted, that he consider the "manner d demeanor" as well as the testi-ny of the men as they appeared witnesses in the suit, reminding n that he himself stated from the nch that Tim W. Smith "impressed as entitled to very little cred-ce." And in a further effort to rrow the scope of the litigation, brief also stated that Crescent d its affiliates operated theaters in position with independents in only situations and that this competi-n still exists in three of the six d that in not one of these situa-ns does the independent exhibitor im not to be able to obtain the st-run product of at least two jor distributors.

Alleges No Public Complaint

Treating the angle of "public in-est," necessary to establish a lation of the Sherman anti-trust v, the brief stated: "There is not ine of proof in the record that the blic anywhere was complaining at the defendant exhibitors were arging higher admission prices or re not exhibiting good pictures, d did not have good, comfortable modern theaters."

A second brief, replying in detail the Government's "findings of ct" filed on Oct. 15, was to be filed.

Local counsel and principals in e Crescent suit are interpreting e news from the office of the D of at Washington to the effect that bert L. Wright has little hopes of getting enough on the "Little Three" in the local suit to aid in forcing them into the consent decree in time to prevent the "Big Five" from using the "escape clause" to get out themselves.

This reasoning is based on the fact that Judge Davies dismissed Columbia as a defendant in the Crescent suit and admitted from the bench that Universal and United Artists were "still in only by a slender thread."

▣ The Broadway Parade ▣

Picture and Distributor	Theater
Dumbo (RKO Radio-Walt Disney)—4th week	Broadway
The Chocolate Soldier (Metro-Goldwyn-Mayer Pictures)—3rd week	Astor
How Green Was My Valley (Twentieth Century-Fox)—3rd week	Rivoli
Ladies in Retirement (Metro-Goldwyn-Mayer Pictures)—2nd week	Capitol
International Lady (United Artists-Edward Small)—2nd week	Criterion
Week-End in Havana (Twentieth Century-Fox)—2nd week	Roxy
South of Tahiti (Universal Pictures)—2nd week	Rialto
One Foot in Heaven (Warner Bros. Pictures)	Music Hall
New York Town (Paramount Pictures)	Paramount
International Squadron (Warner Bros. Pictures)	Strand
Swamp Water (Twentieth Century-Fox)	Globe
This England (Esquire Films)	World
The Secrets of the Lone Wolf (Columbia Pictures)	Central
A Yank in the RAF (Twentieth Century-Fox) (a-b)	Palace
Hurry, Charlie, Hurry (RKO Radio Pictures) (a)	Palace
Gunman from Bodie (Monogram Pictures) (a)	New York
Hard Guy (Producers Releasing Corp.) (a)	New York

◆ FOREIGN LAUGUAGE FEATURES ◆

The King (Trio Films)—4th week	5th Ave. Playhouse
Wings of Victory (Artkino Films)	Stanley
Hanna in Society (Scandia Films)	48th St. Theater

◆ FUTURE OPENINGS . ◆

Skylark (Paramount Pictures)—Nov. 19	Paramount
The Shadow of the Thin Man (Metro-Goldwyn-Mayer Pictures)—Nov. 20	Capitol
Suspicion (RKO Radio Pictures)—Nov. 20	Music Hall
They Died With Their Boots On (Warner Bros. Pictures)—Nov. 20	Strand
Sergeant York (Warner Bros. Pictures-Lasky)—Nov. 20 (b)	Palace
You Belong to Me (Columbia Pictures)	Roxy
Among Those Living (Paramount Pictures) (c)	Criterion
Hellzapoppin (Universal Pictures) (c)	Rivoli
Billie the Kid Wanted (Producers Releasing Corp.)—Nov. 18 (a)	New York
Secrets of the Wasteland (Paramount Pictures)—Nov. 18 (a)	New York

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

More Than 600 Expected At Exhibitors' Forum

More than 600 exhibitors in Ohio, West Virginia and Kentucky have been invited to attend M-G-M's Exhibitors' Forum in Columbus, O., on Nov. 25 at the Deshler-Wallick Hotel.

According to the program prepared by H. M. Richey, the events will include a welcome by Gov. John W. Bricker, floor discussions, inspection of exhibits, talks by William Ferguson, Edward Salzberg, William A. Greene, Edwin M. Booth, Frank Drew, Martin Smith and an inspection of the "Show Builder" truck under the guidance of the truck's skipper, Ken Prickett.

Forum will be held in conjunction with the ITO of Ohio's annual convention.

$167,576 Robins Estate

Youngstown, O.—An appraisement filed in Probate Court here set at $167,576, the estate of the late David M. Robins, former manager of the Warner Theater here, and brother-in-law of Harry, Jack and Maj. Albert Warner. Robins, who died Aug. 25, left his estate to his wife, with bequeaths to Jewish organizations in Cleveland, Denver and Youngstown.

Dembow on Coast On "Salute" to Freeman

Sam Dembow, Jr. arrives in Los Angeles today to confer with E. V. Richards, A. H. Blank and Bob O'Donnell on the "Salute to Y. Frank Freeman" and to discuss plans for dinner to the winners to be held in Los Angeles late in January, which will conclude the "Salute."

While in Los Angeles Dembow will also inspect the progress being made on the work of remodeling and modernizing the former El Capitan Theater in Hollywood, which is slated to be opened soon as the Paramount Hollywood Theater.

Hedy Lamarr in "Tortilla Flat"

West Coast Bureau of THE FILM DAILY

Hollywood—Metro has cast Hedy Lamarr as Dolores and John Garfield as Danny in John Steinbeck's "Tortilla Flat," which John Lee Mahin adapted to the screen. Spencer Tracy will likely play Pilon, Sidney Franklin will produce and Victor Fleming direct. Production starts late in November.

Marjorie Weaver on Payroll

West Coast Bureau of THE FILM DAILY

Hollywood — Marjorie Weaver is back on the 20th-Fox payroll after being suspended for some weeks for failure to report at Republic on a loan-out. Studio has exercised its option on her services.

Irene Manning in Cohan Biog.

West Coast Bureau of THE FILM DAILY

Hoolywood—Irene Manning, light opera singer formerly known as Hope Manning, has been engaged by Warner Bros. to play the role of Fay Templeton in its biographical film on the life of George M. Cohan, "Yankee Doodle Dandy."

See Industry Probe Headed for Wash-up

(Continued from Page 1)

wholly a dead issue by events still to come.

Postponed with the excuse that the neutrality debate necessarily must have the right of way, it is now said that the committee will remain in recess until after the new Lend-Lease bill is out of the way. When that measure is enacted, it is anticipated that the committee will find another plausible excuse for delay.

Hoffberg Gets Re-issue Rights to Four "U" Pix

Hoffberg Productions, Inc. has acquired the reissue rights to four Universal pictures for New York state and northern New Jersey. Films are "Lady in the Morgue," "Danger on the Air," "The Westland Case" and "The Black Doll." Company also obtained reissue rights from Walter Futter for the Charlie Chaplin revival feature, "Cavalcade of Laughs," for the same territory.

Wilcox Starts Mollison Pic in England Monday

London (By Cable)—Herbert Wilcox will send "Woman With Wings" into production here Monday, with Robert Newton opposite Anna Neagle. It's the story of James Mollison and his wife, the late Amy Mollison, who was drowned when her plane dove into the Thames.

"Thin Man," "Woman" Dated

"Shadow of the Thin Man" will be the Thanksgiving week attraction in 42 key city situations, M-G-M announced yesterday. At the same time, M-G-M also announced that "Two-Faced Woman," will open in 17 cities on Nov. 27.

Farewell for Alice Lee

New Haven—The Metro Pep Club gave Alice Lee a farewell party on the eve of her departure for Boston, where she will be Metro contract clerk. She has held the same position in New Haven for many years. Shirley Gerell and Natale Sternberg are new members of the Metro staff here.

FRIENDLY SERVICE SAVES TIME AND MONEY AT Postal Telegraph

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TEAMWORK

ALL three Eastman negative films contribute to the over-all excellence of today's productions. Although they specialize in different fields, they join forces readily because of one important attribute enjoyed in common—unvarying high quality. Eastman Kodak Company, Rochester, N. Y.

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THE FILM DAILY

ltimate in Character
nternational in Scope
ndependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

80, NO. 99 NEW YORK, TUESDAY, NOVEMBER 18, 1941 TEN CENTS

RAFTERY, UA PREXY; SEARS, SALES CHIEF

Entire Industry is to Write Unity Plan—Kirsch

l Allied Could Do 'as to Outline a Form General Terms

ndianapolis—The industry unity n, as proposed by Allied, will be itten by the entire industry and by any Allied committee, Jack sch, president of the Illinois unit, d the Indiana Allied convention e yesterday.

Kirsch pointed out that when Al- announced its harmony proposal, other organization or interest been consulted. All Allied could Kirsch said, was to outline in neral terms a form of all-indus-

(Continued on Page 7)

U" is Preparing 18 ories for 1942-43

Universal's studio, hitting on all cylinders, already has 18 stories preparation for the 1942-43 sea- n, it was disclosed by President te J. Blumberg at the mid-season les convention at the Hotel Astor er the week-end.

Convention, which brought the

(Continued on Page 7)

ock-Sork Triple-Damage nti-Trust Suit Withdrawn

Philadelphia—The anti-trust suit r $62,700 triple damages filed in ederal court here last November Harry Block and Henry Sork, erators of the Rio Theater, Read-

(Continued on Page 5)

First Newsreel Co. Gets Priority Okay

Washington Bur., THE FILM DAILY

Washington—First request by a newsreel producer for priorities on essential materials has been granted and several others are in the process of being cleared by OPM, it was learned here yesterday. The request already granted was for necessary materials for developing tanks. Those now being studied are for camera equipment.

Schenck Discounts Kent-Wobber Rumors

Reports that Sidney R. Kent would resign as president of 20th Century-Fox by Jan. 1 were discounted yesterday by Joseph M. Schenck. Schenck said that one of the conditions under which 20th Century came over to Fox was that Kent would remain as the head of the company.

Schenck also discounted reports that Herman Wobber would withdraw from the company, even though Wobber would like to return to his home in San Francisco. Wobber, Schenck said, can have a new contract as general sales manager if he wants one.

Richards Challenges Decree in Tex. Case

Dallas—E. V. Richards, president of Paramount-Richards Corp., challenged the authority of the New York consent decree to supersede the courts in the adjudication of issues in the motion picture industry dur-

(Continued on Page 6)

Objectionable Pictures Increasing, L of D Claim

Washington Bureau of THE FILM DAILY

Washington—A continued increase in the number of films rated as objectionable by the Legion of Decency is revealed in the report delivered by Archbishop John T. McNicholas,

(Continued on Page 6)

Laudy Lawrence Elected Vice-President, Executive Co-ordinator; Arthur W. Kelly Heads Finance Committee; George Bagnall, New Production Committee

Under an executive reorganization of United Artists Corp. Edward C. Raftery and Gradwell L. Sears were named president and vice-president, respectively, of the organization yesterday.

GRADWELL L. SEARS

Laudy Lawrence, formerly general manager of European operations for Loew's, Inc., has been elected a vice-president of UA.

Appointments were announced by David O. Selznick who explained that a unanimous agreement had been reached among the interests

(Continued on Page 7)

"American Way" Own Best Envoy—Whitney

Declaring that the "American way" is its own best ambassador and that any future films sent to Latin-America will be truthful in their picturization of American life and objectives, John Hay Whitney yesterday outlined the plans of the motion picture committee of the Office of Co-ordinator of Inter-American Affairs to the trade press.

During his trip through the Southern hemisphere, Whitney said he had discussions with President Vargas of Brazil, Foreign Minister Ros-

(Continued on Page 5)

"Sieg in Westen" Appeal Argued in Albany Today

The Non-Sectarian Anti-Nazi League, through Richard Rollins, who heads its department of investigation, is appealing to the Appellate Division of the Supreme Court, at Albany, from a decision made by Supreme Court Justice Francis Bergen last August, dismissing a petition presented by Rollins to restrain

(Continued on Page 6)

Order Apex Decision Modified on Appeal

Modification of an arbitrator's award has been ordered by the motion picture appeals board in the

(Continued on Page 5)

Browne-Bioff Personal Assets Eyed by Court

Examinations into the personal assets of Willie Bioff and George E. Browne in aid of the collection by

(Continued on Page 6)

Goldwyn Return to UA Talked

May Follow Exec. Personnel Realignment

Joseph Schenck Scotches Lichtman-20th-Fox Reports

Reports that Al Lichtman, Loew's vice-president, would join 20th-Fox were scotched by Joseph M. Schenck yesterday. Schenck explained that Lichtman was satisfied where he

(Continued on Page 5)

Return of Samuel Goldwyn to United Artists, where he was a producer-owner for 14 years, upon the expiration of his RKO contract looms as a strong possibility now that UA has completed the realignment of its executive personnel, it was learned last night.

That UA is definitely interested in having Goldwyn return to the

(Continued on Page 6)

Charles R. Rogers To Produce for UA

Charles R. Rogers, who last produced for Paramount, is expected to join the ranks of UA producers shortly, it was learned last night. Deal is in the final stages and will be completed in two or three days. Rogers, a former vice-president of Universal, is still a member of the board.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Monday, Nov. 17)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	9⅛	9⅛	9⅛	+ ⅛
Col. Picts. vtc. (2½%)	6½	6½	6½	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	11-16	11-16	11-16	+1-16
Con. Fm. Ind. pfd.	9¾	9¾	9¾	.....
East. Kodak	135	133½	133½	— 1½
do pfd.	....	....	....	.....
Gen. Th. Eq.	12⅛	12⅛	12⅛	.....
Loew's, Inc.	38	37¾	38	.....
do pfd.	105¾	105¾	105¾	.....
Paramount	15¼	15	15	— ¼
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	13¾	13⅝	13¾	.....
Pathe Film	14⅛	14⅛	14⅛	.....
RKO	2½	2½	2½	.....
RKO $6 pfd.	46½	46	46	— ½
20th Century-Fox	7⅞	7¾	7¾	— ⅛
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	4⅞	4¾	4⅞	+ ⅛
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	57	56½	57	+ ½
Para. Picts. cv. 3¼s47	100⅝	100⅝	100⅝	+ ½
Warner Bros.' dbs. 6s48	96½	96½	96½	.....
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	⅛	⅛	⅛	.....
Sonotone Corp.	2⅛	2⅛	2⅛	.....
Technicolor	8½	8⅛	8⅛	— ⅛
Trans-Lux	9-16	9-16	9-16	+1-16
Universal Corp. vtc.	9	9	9	+ ⅛
Universal Picts.	....	....	....	.....

Equity in Move to Bar Reds from Office or Jobs

Actors Equity through a referendum has decided to amend its constitution to prohibit members of, or sympathizers with, Reds, Nazis, or Fascists from holding office in Equity or being employed by it.

Vote, counted yesterday, was 330 to 236 on the amendment move. Vote on inclusion of "sympathizers" in the ban was 273 for to 49 against.

Council starts work today on the amendment for submission at the quarterly meeting on Jan. 9.

Crescent Reply Brief Refutes Gov't. Charge Of Illegal Use of Circuit Buying Power

Nashville—Reply brief filed here by counsel for the Crescent Amusement Co. in the Government's anti-trust suit, in answer to the Government's brief filed Oct. 17, denies the legal construction made by the Government counsel upon Interstate vs. United States, and proceeds to argue against plaintiff's charges of illegal use of "circuit buying power."

Brief further holds that the Sherman Act does not prohibit reasonable restraint of trade, prohibit competition nor insure survival in a competitive field; further that defendant's franchises with distribs. are not of unreasonable duration nor exclusive.

Albany V. C. Maps Plans For Silver Testimonial

Albany—Members of the newly organized Variety Club tent here met with Lou Golding, district manager of Fabian Theaters, in the Palace Theater last night to map plans for a banquet in honor of Moe Silver, formerly Warner Theater Circuit zone manager in this territory.

Silver, who was honored by his selection as First Chief Barker for Tent 9, will relinquish the office some time next month due to his duties as Warner Theater divisional manager in Pittsburgh. Silver's successor will be Lou Golding, presently the first assistant barker. The banquet will be held early in December.

Ballot on Six Warner Board Nominees Dec. 8

The six directors nominated for re-election to board of directors of Warner Bros.—Joseph Bernhard, Waddill Catchings, Robert W. Perkins, Albert Warner, Harry M. Warner and Jack L. Warner—will come up for voting at the annual meeting of the stockholders at Wilmington, Del., Dec. 8.

Term is for two years.

Metro Will Construct Second Chilean House

Valparaiso, Chile (By Air Mail)—Metro will erect a second Chilean theater here. House, a 2,000-seater, will be ready for opening about Apr. 15 next. First Metro house in this country was the Cine Metro, erected in Santiago in 1936.

Report William Goldman Seeking Miami Theater

Miami—William Goldman, Philadelphia exhib., formerly general manager of Stanley Company of America, is reported dickering for a theater here.

Adventure Releasing "Invasion"

Adventure Films Inc. announces it will roadshow its latest exploitation release, "Invasion," which was produced and directed by Bud Pollard.

Signs Oakie on 3-Pix Contract

West Coast Bureau of THE FILM DAILY

Hollywood — Twentieth Century-Fox has given Jack Oakie a three-picture contract for 1942.

"Sergeant York" Will Open At Boston Met. Nov. 28

Warner Bros. "Sergeant York" has been set to open at the Metropolitan Theater, Boston, November 8, with a press showing to be held at a theater two days prior to the opening date. Phil Engel, Eastern field publicity representative for Warners, arrives in Boston today to augment a group of field men already working on the advance campaign.

Picture will play two weeks at the Metropolitan and will then play two weeks at both the Fenway and Paramount, giving it six weeks of consecutive first-run playing time. "York" will open in 10 other key M & P houses within three weeks after the Boston opening, and other important New England engagements are now being set.

WB Reopening Houses In Cleveland, Torrington

Cleveland—Warner Bros. are reopening the Lake, downtown house, on Thanksgiving Day, with a double feature policy. The Lake has been operated on an open and closed basis for the past five years. Last year Warners opened it in September and kept it open continuously until the first week in December. In the Spring of 1941 Brandts of New York took it over for five weeks. It has been closed since March.

Torrington, Conn.—Warners will reopen the Alhambra, closed for a few years, on Friday for week-end operation only. John Scanlon, manager of the Warner here, will also manage the week-end house.

Ice-capades, First of Five Ice Shows, to Play Boston

Boston—First of the ice shows is headed Hubward. Ice-capades will appear at Boston Garden early in December for eight day. At least four others will come in during the season to worry exhibs.

The Hub Rodeo at the Garden grossed 10 per cent over rodeo of one year ago, total receipts for the week going well over the $100,000 mark.

"Forgotten Village" into Belmont

"Forgotten Village," finally licensed for exhibition in New York state, opens at the Belmont theater today.

COMING and GOING

NICHOLAS M. SCHENCK leaves for the Co at the end of the week.

S. CHARLES EINFELD returned to the Co yesterday.

ANN CORCORAN, signed to a Warner c tract, leaves for the Coast tomorrow.

SI FABIAN, passed the week-end in Alba in connection with the proposed testimo Moe Silver, recently promoted to Warn aters Pittsburgh divisional managership.

JEANETTE BERLINER, Republic booker, N Haven, will spend Thanksgiving in New Y with her father, Joseph Berliner.

GENE DuBARRY, manager of the Lincoln, N Haven, will go to New York with Mrs. DuBa for Thanksgiving.

JAKE MILSTEIN arrives from Hollywood tod

EDMUND GRAINGER planes in from the Co this morning for a three-week stay.

MERLE OBERON leaves for Hollywood to where she will appear in "This Changing Worl

TED O'SHEA, M-G-M Central sales manag **BURTON BISHOP**, district manager for Kan City, Oklahoma and Memphis, and **CHARL E. KESSNICH**, district manager for Texas, in Dallas.

TOMMY MacLEOD, Universal Studios, **TOM HARMON**, **WESLEY GREENE**, National Fi Board of Chicago, are stopping at the Warwi Hotel.

COLETTE LYONS, screen actress, is at Hotel Elysee.

MARK HELLINGER, accompanied by **M HELLINGER**, are stopping at the Waldorf-Asto Hotel.

WALTER STEADMAN, traveling auditor National Screen Service is visiting exchan in Seattle and Portland.

TYRONE POWER, and his wife, **ANNABELL** arrived last night from Hollywood and w remain until Sunday.

Quincy Howe to Be Next National Board President

Quincy Howe, editor for Simon Schuster and WQXR news comme tator, was revealed as the next pre ident of the National Board of R view of Motion Pictures at the clo ing session of the annual confe ence Saturday. Howe succeeds D A. A. Brill on Jan. 1.

Hold "Night of Stars" Producers' Meeting Today

Next to the last meeting of th producers' committee of "Night Stars," scheduled for Madiso Square Garden Nov. 26, will be hel today in the offices of Marvi Schenck, chairman of the committe

THE SHORTEST DISTANCE BETWEEN TWO POINTS IS
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

"WE'RE AS PROUD OF OUR STAND AS WE ARE OF CUSTER'S!..."

We could release THEY DIED WITH THEIR BOOTS ON for Thanksgiving and we'd make money. So would you. But we're not going to release it.

Instead, BOOTS will be launched in a definitely limited number of Thanksgiving engagements–much in the manner of SERGEANT YORK–but at regular prices.

And when we do turn the print over to you for Christmas playdates, we'll both make a lot more money.

Because with that print you'll get, without charge, invaluable experience that can't be bought. You'll know exactly what went into successful campaigns. You'll know in advance the kind of business the picture will do–just as you ★ ★

knew that SERGEANT YORK was tops. Yes, this time you'll even know how many holdover weeks to allow – before your engagement starts.

Sure, it's an unprecedented plan! And it will probably confound a lot of smart guys! But it's great merchandising – it's that *extra* merchandising – that has the whole trade humming about

Warner Bros.

ERROL
FLYNN · OLIVIA DE HAVILLAND
in
"They Died with Their Boots On"
with
ARTHUR KENNEDY · CHARLEY GRAPEWIN · GENE LOCKHART
Directed by RAOUL WALSH
Original Screen Play by Wally Kline and Aeneas MacKenzie
Music by Max Steiner

"American Way" Own Best Envoy—Whitney

(*Continued from Page* 1)

setti of Chile and with officials of other countries on an extensive program of interchange of shorts and 16 mm. films between the U. S. and the Latin nations to aid in the familiarization of each people with the other.

Hollywood will give its co-operation in making the films, Whitney said. He will meet on the Coast next week with heads of the major companies, most of whom will be there for annual Fall studio conferences, to discuss plans for production of the shorts and 16 mm. product.

"Everyone from President Vargas down expressed a great desire to see more of the United States way of doing things," Whitney explained, in giving the reason for the augmented Latin - American program. "We intend to show them in unvarnished, straightforward, interesting documentary-type films how people in this country live, what they do to make a living, where they go to school, how they play and the other rudiments of the American Way which are to us elemental, but which to the Latins are of great interest."

In this connection, Whitney disclosed that Brazil's Minister of Education, Roquette Pinto, told him that he is very anxious to develop the use of educational films in the school room and wants U. S.-made pictures for that purpose. In Chile there is likewise keen desire for wider exhibition of U. S. educational films, said Whitney, to the extent that the foreign minister is setting up a special committee to co-operate with the Co-ordinator's office.

The films sent south will be made under the supervision of Kenneth Macgowan, 20th Century-Fox producer, on loan to the Co-ordinator's office. Distribution, wholly non-theatrical, will be handled through an organization being set up by Phil Reisman, RKO foreign manager, who has been lent "part-time" to Whitney's office by George J. Schaefer, president of RKO. Reisman's setup will handle distribution of 35 mm. Latin pictures reduced to 16 mm. form, in this country as well as the U. S. pictures in South and Central America.

Whitney also disclosed that producer Walter Wanger will succeed in the post recently vacated by Kenneth Thomson as executive secretary of the Motion Picture Society for the Americas. This is the Hollywood group which works with Whitney's office on production.

RKO's Ton of Turks

More than a ton of turkeys will be awarded patrons of RKO nabe theaters at Thanksgiving parties being held tonight and tomorrow night. In many instances, baskets with the complete holiday dinners will accompany the birds.

● ● ● **DAVID O. SELZNICK'S** cocktail party for the new UA management yesterday at the Waldorf Towers attracted many an industry notable......Among those to greet the host, Ed Raftery, Grad L. Sears, Arthur W. Kelly, Laudy Lawrence, George L. Bagnall and others of the UA official family were......Nicholas M. Schenck, Joseph M. Schenck, Jack Alicoate, Nate J. Blumberg, Ned E. Depinet, Leo Spitz, John Hay Whitney, Don M. Mersereau, John J. O'Connor, Charles R. Rodgers, Colvin Brown, Chester B. Bahn, Clayton Bond, Eddie Alperson, Charles Koerner, Malcolm Kingsburg, Carl Leserman, Harry Brandt, William Brandt, Jack Shea, Gus Eyssell, Chick Lewis, Pete Harrison......In fact, Selznick's apartment during the party housed so many top execs. that the trade press scribes, dashing from room to room, crowded a full week's interviewing stint into some 120 minutes......

▼ ▼ ▼

● ● ● *THIS-A AND THAT-A:......Tonight, Walt Disney and some of his famous stars will appear on the Treasury Hour from eight to nine p.m. o'er WJZ-NBC network,—two of the luminaries bein' Cliff Edwards and Ginny Simms. . . .* ● *Walter Huston will do a bit (a la part in "Maltese Falcon") in "In This Our Life," directed by his son, John. . . .* ● *Lou Brown and Harry Shaw have arranged with Dan Mulvey, sports editor of the New Haven Register, to give running commentary of the Yale-Princeton game, along with the pix of the battle booked for a week's showing in the Loew-Poli stand up there......*

▼ ▼ ▼

● ● ● **PIGSKIN PLAINT:**......A bunch of local Film Row gridiron followers continue to wonder why in hades sensible sports writers keep referring to certain current college "11's" as the teams which played in bowl games months and months ago......Contention is (and rightly) that the teams ain't the same because of personnel shifts, and that the sports scribes should be more accurate in their writings......And who should know "casting" as well as the pic fraternity?......

Block-Sork Triple-Damage Anti-Trust Suit Withdrawn

(*Continued from Page* 1)

ing, against 13 distribs, including Republic, and subsidiaries and eight up-state exhibs., was withdrawn yesterday. No announcement was made of the reason but trade reports are that no settlement of any kind was made.

Block-Sork suit was the first filed under the consent decree. It alleged discrimination in distribution. Exhib. defendants named were Comerford-Publix, Comerford Amusement Co.; George Lessy, operating the Capitol, Reading; David Brodstein, operating the Orpheum, Reading; Wilmer & Vincent, and Jay Emanuel's two firms, East Reading Theater Co., operating the Park, and Rajah Theater Co., operating the Rajah, Reading.

Kestenbaum, O'Sullivan's Aide

Samuel S. Kestenbaum has been appointed assistant to Joseph O'Sullivan, PRC's director of advertising and publicity. Kestenbaum, formerly with Monogram and Republic, joined PRC in October, 1940, in charge of prints. His new duties cover exploitation and fan publicity.

Joseph Schenck Scotches Lichtman-20th-Fox Reports

(*Continued from Page* 1)

was and he had a lucrative contract.

"But how about your friendship with Mr. Lichtman, doesn't that count?" Schenck was asked.

"I could not ask a friend of mine to do something against his best interests," Schenck answered.

McClintic's "Letty Lynton" Counter Claim Dismissed

A $50,000 counter claim against Paramount Pictures, Inc., Charles Frohman, Inc. and Gilbert Miller in connection with the suit of Guthrie McClintic for $67,608 against Edward Sheldon and Margaret Ayer Barnes was dismissed yesterday by N. Y. Supreme Court Justice Ferdinand Pecora.

The counter claim was filed after McClintic sued claiming that he was entitled to 50 per cent of a recovery obtained by Sheldon and Miss Barnes against Loew's, Inc. for plagiarism of their play "Dishonorable Lady" in the M-G-M film "Letty Lynton." The counter claim asserted that production of the play in Great Britain was backed by the respondents and McClintic without the playwrights' authorizations.

Order Apex Decision Modified on Appeal

(*Continued from Page* 1)

case filed by the Apex Theater, Washington.

K-B Amusement Co., operators of the Apex, charged in its complaint that the clearance enjoyed by Warners' Uptown, and Calvert over the Apex was unreasonable. Louis Denit, arbitrator, upheld the complainant and ordered all clearance eliminated between the two theaters and the Apex.

Warner Bros. theaters, however, filed an appeal against the decision and the appeals board modified the award to read that the maximum clearance of the Uptown and Calvert over the Apex shall be five days after the last playdate in whichever theater a picture plays first. In other respects, the award was affirmed.

Original named only Warner Bros. and Loew's.

Burn Midnight Oil to Hear Parkside Arbitration Case

Detroit — Parkside Theater arbitration case in continued session yesterday before former Gov. Wilbur M. Brucker is proving most bitterly contested case yet heard in the Detroit tribunal. All-day session was continued last night with additional arguments scheduled to last till midnight.

An effort is being made to thrash out differences and obtain some basis of agreement without the necessity of resorting to arbitrator's decision.

Grant Theater, New Haven, Files Clearance Case

Charging unfair clearance and the withholding of prints, the Grant Theater, New Haven, has filed a demand for arbitration, naming 20th Century-Fox, Loew's, Warner Bros. and RKO, and the Pequot Theater as the interested party.

Complainant asks that the Pequot be given a maximum of seven days' clearance over the Grant and that prints be made available.

Plan Xmas Basket Show

Chicago—Jack Kirsch and Morris Leonard are co-chairmen of the committee in charge of the annual Christmas basket show to be staged by circuits and indies on the morning of Dec. 23.

Claude Macgowan
Frances Marion

Margaret Seddon
Eugenia Gilbert

Richards Challenges Decree in Tex. Case

(Continued from Page 1)

ing the arbitration hearings of the McLendon case last week.

The challenge, made in a letter to the Dallas tribunal clerk, created a sensation at the hearing where it was read. When asked if the letter was written on the advice of counsel, George Wright, attorney for 20th Century-Fox, told THE FILM DAILY that the letter was written over the serious objection of Richards' attorney.

Contents of the letter came out during the arbitration of B. R. McLendon's complaint in behalf of his State and Texan Theaters, Atlanta, Tex. Defendants asked that the case be dismissed for the reason that none of them had contracts with the complainant at the time, although they had contracts when the case was filed. Defendants were overruled.

Some two years ago, suit was filed in the Federal Court in Dallas over the issue of clearance held by Paramount-Richards theaters over McLendon's Atlanta theaters. At that time McLendon was allegedly forced to play pictures 30 days behind Paramount-Richards Texarkana theaters, but due to the latter company's late booking it was frequently 90 to 120 days after release date before pictures played in Atlanta, according to testimony.

A compromise was effected in the Federal Court case and McLendon was guaranteed to receive pictures 45 to 60 days after release date.

When this agreement became effective, Paramount-Richards began to play "A" pictures in some instances on release date, in other instances it was given pre-release dates on "A" pictures. This, in effect, moved McLendon's play dates from 30 days behind Paramount-Richards Theaters to 45-60 days behind them.

Testimony was introduced that Atlanta, Texas, is 28 miles from Texarkana; that Texarkana has a population of 28,00 persons while Atlanta has 2,400; that McLendon's State Theater was completed July 13 this year at a cost of $30,000 and that while it seats 750 persons it represents the latest improvements in theater equipment; that it charges an admission price that is in excess of Paramount-Richards first-run house in Texarkana; that clearance in this situation is unreasonable because the difference in physical equipment is in favor of the Atlanta Theater; that the distance is great enough so that clearance is not necessary, and that in numerous similar situations clearance is not asked for nor expected.

Wm. S. Hart in Hospital Here

William S. Hart, silent screen western star, who arrived here Thursday from his Santa Clara ranch in California, entered the Columbia-Presbyterian Medical Center on Sunday for an operation to remove cataracts from his eyes.

Goldwyn Return to UA Talked

May Follow Exec. Personnel Realignment

(Continued from Page 1)

fold was indicated clearly by David O. Selznick. When asked about reports of Goldwyn returning to UA following the completion of his RKO deal, Selznick answered: "I hope it is true."

"I certainly intend to talk to him," was Selznick's answer to the question whether UA had made any overtures to Goldwyn.

Goldwyn's releasing deal with RKO, it was learned, is for one year calling for the delivery of two pictures. Contract also includes an option on Goldwyn's services. The producer winds up his obligations with the delivery of "Ball of Fire" which will be released shortly. His first for RKO was "The Little Foxes."

It was felt among UA executives that Goldwyn would some day come back to the company he joined as a producer in 1926. The following year he became a producer-owner and continued in that capacity until February of this year when he sold his interest to the corporation, ending a three-year legal squabble.

Should Goldwyn affiliate again with UA, he would confine his activity in the company to that of a producer and would no longer be interested in becoming a part owner, it was said by an authoritative source.

Objectionable Pictures Increasing, L of D Claim

(Continued from Page 1)

O.P., of Cincinnati, chairman of the Episcopal Committee on Motion Pictures, before the Annual General Meeting of the Archbishops and Bishops of the United States here.

Reminding the Bishops of the customary renewal of the pledge of the Legion of Decency in all churches on Sunday, Dec. 14, Archbishop McNicholas asked that it be pointed out to the parents and pastors that films rated as A-2, unobjectionable for adults, are not suitable for children.

The Archbishop reported that the National Legion of Decency reviewed a total of 521 feature pictures between November, 1940, and November, 1941. Of these, he said, 267 films, or 51.25 per cent of the total reviewed, were placed in Class A. Section 1—Unobjectionable for General Patronage; 197 films, or 37.81 per cent of those reviewed, were placed in Class A. Section 2—Unobjectionable for Adults; 50 films, or 9.6 per cent of those reviewed, were placed in Class B.—Objecionable in part, and 7, or 1.34 per cent of those reviewed, were placed in Class C.—Condemned.

Comparable percentages for the preceding 12-month period were: Class A-1, 50 per cent; Class A-2, 39 per cent; Class B, 9 per cent; Class C, 2 per cent; separately classified, .18 per cent.

Archbishop McNicholas emphasized the necessity of strong diocesan organization of the Legion of Decency to implement the work of the national office for wholesome pictures.

Industry Under Fire, Defended At Philly Catholic Congress

Philadelphia — The film industry was both assailed and defended by speakers at the national congress of the Confraternity of Christian Doctrine here.

The criticism came from the Rev. John J. McClafferty, executive secretary of the National Legion of Decency, who, reporting on the increase in the number of films found objectionable, warned that World War II in some respects had speeded the spiral "morally downward," and from the Rev. Robert E. Tracey, director of the archdiocese of New Orleans. Father Tracey in a panel discussion assailed the press, stage and radio as well as films, and pleaded for the establishment of a Confraternity of Christian Doctrine in every parish.

Industry defense was voiced by Martin Quigley, of Quigley Publications, who said that the industry's record was "an attitude and an accomplishment that is unique in the history of business."

"Sieg in Westen" Appeal Argued in Albany Today

(Continued from Page 1)

the exhibition of the Nazi film, "Victory In The West," distributed by Ufa. The appeal will be heard in Albany today.

The arguments are of particular importance both to the petitioner and the State Department of Education, because it is the first case of its kind in this State and will establish a precedent to guide the Motion Picture Division in classifying similar films in the future.

According to the brief filed by Julius L. Goldstein, attorney and chairman of the League's Executive Committee, "Victory In the West" is a feature-length Nazi propaganda film which tends to incite to crime, and which should be submitted to the Motion Picture Division for preliminary licensing. The film is now shown without a license under the guise that it is a newsreel.

In the brief filed by the respondent, Frank P. Graves, as Commissioner of Education of the State of New York, it is pointed out that: "While the Commissioner of Education has been named respondent herein, and consequently files this brief as such, the Court will appreciate that the Commissioner's positioi is more amicus curiae than that of a respondent. If they are not newsreels, they should be examined and licensed if within the statute. If they are newsreels, they are not subject to the jurisdiction of the Department. . ."

DEATH RECORD

Lieut. Frank L. Armstrong

St. John, N. B.—Lieut. Frank L. Armstrong, Canadian Ordnance Corps, formerly with Paramount at its Long Island studios, and later with Visomatic, Inc., at New York and Chicago, was buried here, his birthplace.

Gustav E. Knickelbein

Milwaukee — Gustav E. Knickelbein, 74, for more than 20 years head stage manager for the Orpheum circuit, is dead here. He is survived by his wife, a daughter and a son.

Otto Willkomm

Milwaukee — Otto Willkomm, 54, former screen comic and vaude acrobat, is dead here.

Herbert O. Sontag

Milwaukee—Herbert O. Sontag, 61, former pianist at the Pabst Theater, is dead here.

Mrs. Edna Marshall

San Francisco—Mrs. Edna Marshall, 51, wife of Richard Marshall, prominent San Francisco theatrical manager, died as the result of hurts in an auto accident.

William Sullivan, Sr.

Montreal—William Sullivan, Sr., 80, one-time orchestra member at Loew's, the Princess and the old Academy of Music, is dead.

Walter J. Seifert

Springfield, Mass.—Walter J. Seifert, 45, died here after a brief illness. He was organist of the Strand Theater, Hartford, for a number of years.

Fred J. Penfound

Seattle—Fred J. Penfound, formerly manager of theaters in Minneapolis and Hibbing, Minn., died of pneumonia while visiting at the home of a sister here.

Browne-Bioff Personal Assets Eyed by Court

(Continued from Page 1)

the Government of $20,000 fines were conducted yesterday by Assistant U. S. Attorney Martin Klein before Federal Judge Henry W. Goddard in the Federal Court House.

The U. S. attorney's office declined comment on the examinations which were held with the public excluded.

20th-Fox Quint Arrives

Twentieth - Fox's championship basketball team, one of four top-ranking amateur teams in the country to participate in the Golden Jubilee Basketball Tournament to be held in Madison Square Garden on Nov. 19-24, arrive in New York today. Tomorrow night, the team will open the Golden Jubilee against the Roanoke Legionaires.

The LIFE
and LOVES
of an
EXCITING
Woman!

HER MOST ENTHRALLING PORTRAYAL!...
ROSING
her heart glowed...
DAVID
consternation...
ROGER
her pulses throbbed...

with **CONRAD VEIDT ★ DEAN JAGGER ★ JOHN**

Based on a novel by Lady Eleanor Smith • Screen play by Frederick Kohner, Michael Wilson, Paul Trivers • Directed

Loretta Young

as the irresistible Lina...who loved dangerously and paid the price! Her story may shock most men...but every woman will understand it... and every showman will hail it!

OR

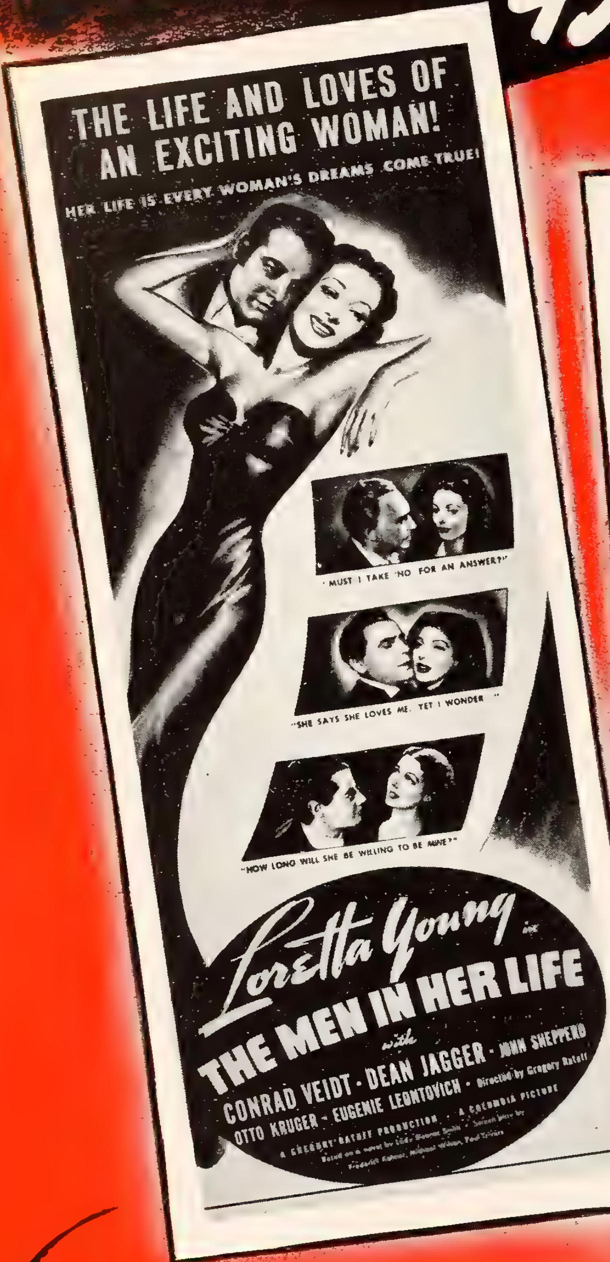
earned from him

THE MEN IN HER LIFE

HEPPERD ★ OTTO KRUGER ★ EUGENIE LEONTOVICH

REGORY RATOFF · **A GREGORY RATOFF PRODUCTION** · A COLUMBIA PICTURE

PRE-SOLD DIRECT TO 45,000,000 READERS!


THE LIFE AND LOVES OF AN EXCITING WOMAN!

HER LIFE IS EVERY WOMAN'S DREAMS COME TRUE!

"MUST I TAKE 'NO' FOR AN ANSWER?"

"SHE SAYS SHE LOVES ME. YET I WONDER"

"HOW LONG WILL SHE BE WILLING TO BE MINE?"

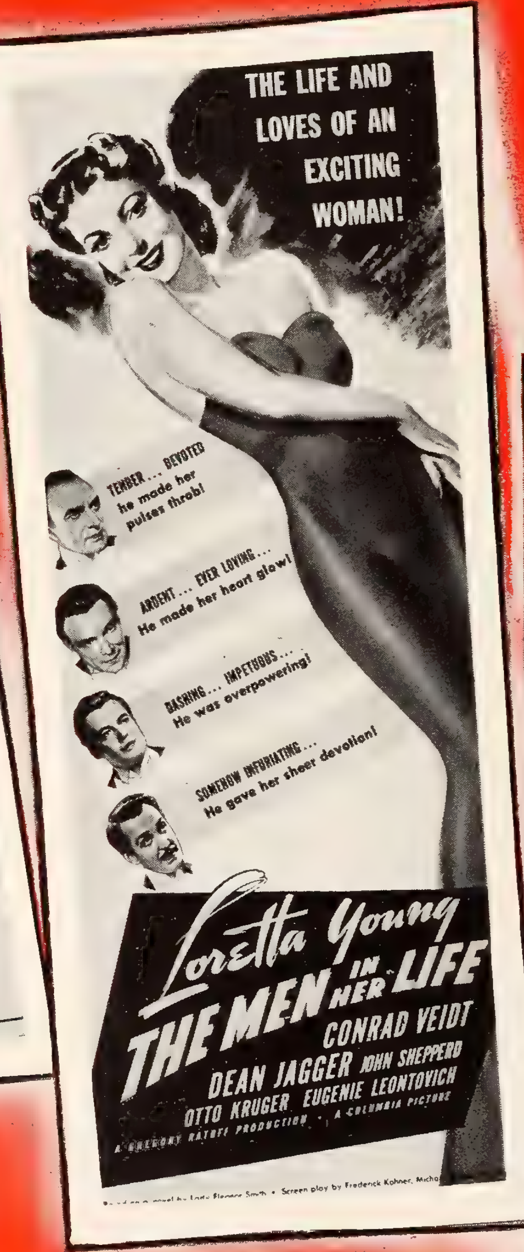
Loretta Young in THE MEN IN HER LIFE

with CONRAD VEIDT · DEAN JAGGER · JOHN SHEPPERD

OTTO KRUGER · EUGENIE LEONTOVICH · Directed by Gregory Ratoff

A GREGORY RATOFF PRODUCTION · A COLUMBIA PICTURE

THIS AD APPEARED IN **LIFE** MAGAZINE


THE LIFE AND LOVES OF AN EXCITING WOMAN!

TENDER... DEVOTED he made her pulses throb!

ARDENT... EVER LOVING... He made her heart glow!

DASHING... IMPETUOUS... He was overpowering!

SOMEHOW INFURIATING... He gave her sheer devotion!

Loretta Young

THE MEN IN HER LIFE

CONRAD VEIDT

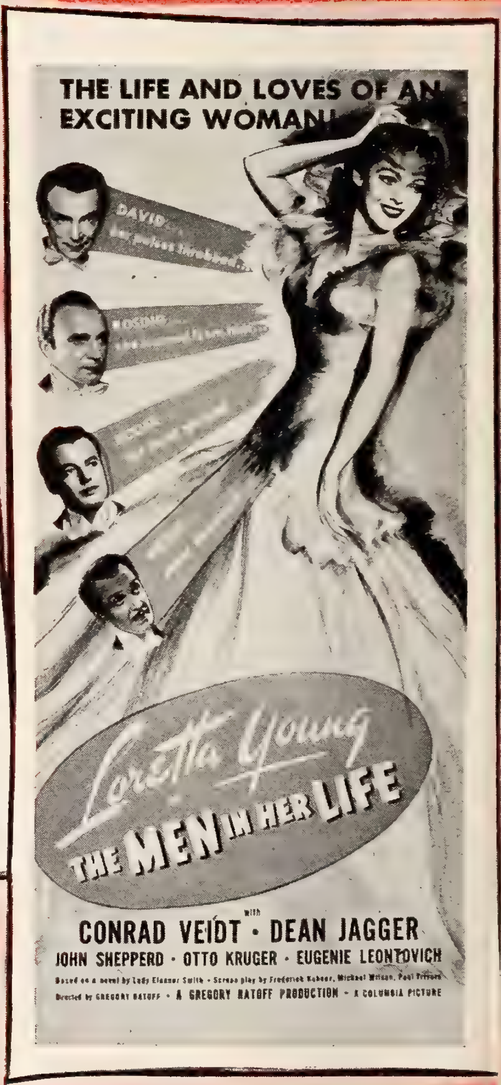
DEAN JAGGER JOHN SHEPPERD

OTTO KRUGER EUGENIE LEONTOVICH

A GREGORY RATOFF PRODUCTION · A COLUMBIA PICTURE

Based on a novel by Lady Eleanor Smith • Screen play by Frederick Kohner, Micha

THIS AD APPEARED IN **LOOK** MAGAZINE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Loretta Young

THE MEN IN HER LIFE

with

CONRAD VEIDT · DEAN JAGGER

JOHN SHEPPERD · OTTO KRUGER · EUGENIE LEONTOVICH

Based on a novel by Lady Eleanor Smith · Screen play by Frederick Kohner, Michael Wilson, Paul Trivers

Directed by GREGORY RATOFF · A GREGORY RATOFF PRODUCTION · A COLUMBIA PICTURE

THIS AD APPEARED IN 15 NATIONAL FAN MAGAZINES

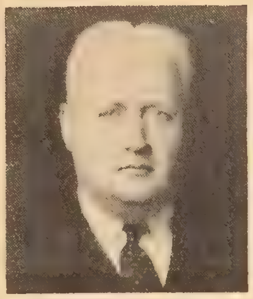
COLUMBIA PICTURES

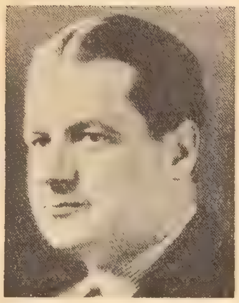
PRINTED IN U. S. A.

Edw. C. Raftery Fills Long-Vacant UA Top Spot

In the Limelight as UA Sets New Management

DAVID O. SELZNICK


EDWARD C. RAFTERY


ARTHUR W. KELLY

LAUDY LAWRENCE

GEORGE L. BAGNALL

Carl Leserman Understood Joining UA Sales Setup, Resuming Sears Ass'n

(*Continued from Page* 1)

headed by Charles Chaplin, Mary [illegible]kford, Alexander Korda and him-[illegible], constituting all the stockholders of UA.

It was announced that Sears, who for several years was president of Vitagraph, will be UA's general manager of domestic distribution and that his contract covers a period of five years and calls for a salary plus a percentage of the corporation's earnings.

Leserman Understood Joining

While the announcement did not mention it, Carl Leserman, who was Sears' assistant at Warner Bros., is understood to be joining the UA sales setup.

Raftery, who was elected for the conventional one-year term, will continue as general counsel of the company and will not relinquish his partnership in the firm of O'Brien, Driscoll and Raftery. He will headquarter in New York, but spend considerable time on the Coast.

Arthur W. Kelly will continue as vice-president of UA and also has been elected chairman of the important Finance Committee. Laudy Lawrence will serve as executive coordinator and as the top executive of the foreign department. Walter Gould, however, will remain as foreign department manager.

According to the announcement, it is planned to transfer a large part of the duties formerly assumed by the board of directors to a new Executive Committee composed of Raftery, Sears, Kelly and Lawrence.

Bagnall Heads Production Com.

Under the chairmanship of George L. Bagnall, a new Production Committee will be established in Hollywood. In addition to Bagnall, this committee will be composed of four members, each representing the Chaplin, Pickford, Selznick and Korda studios. Daniel O'Shea has been appointed executive vice-president of the Selznick company and other representatives will be appointed within a week.

The new committee will also have charge of the corporation's financial interests in various productions as well as the operation of United Artists Productions, Inc., which is the new name of the Walter Wanger organization recently taken over by UA. Thus, UA owns 100 per cent of "Sundown."

To Increase Indie Production

UA, through Romaine Productions, a second wholly-owned subsidiary, also is providing 100 per cent financing for "To Be Or Not To Be," the Jack Benny-Carole Lombard pic now being produced by Alexander Korda and directed by Ernst Lubitsch. This deal, it was explained, was made last Summer before UA acquired the Wanger producing corporation. Romaine may or may not make other productions, it was reported.

The extent of UA production, itself, will await determination of the company's new program, it was said.

Under the revised management, UA will expand its program and increase the amount of independent production. All proposals for new product will be routed through the new committee which will seek the advice of Sears and the New York Executive Committee. Board of directors will not take on new product until it has had the joint recommendations of these groups.

While the other executives will take on their new duties immediately, Sears will not assume his new post until Nov. 24, although originally he did not plan to become active until after Jan. 1.

Sears said he intended to retain the UA sales personnel throughout the country and that there would be "no upheaval in the present organization either in the home office or exchange centers."

Selznick in a formal statement paid warm individual tributes to Sears, Raftery, Kelly, Lawrence and Bagnall, while Sears in another said he was "deeply honored" and that he regarded his new affiliation as a "great privilege."

"U" Preparing 18 Stories For 1942-43, Says Blumberg

(*Continued from Page* 1)

Eastern and Southern branch and district managers here, also was marked by the finalizing of the deal by which Universal will distribute Walter Wanger's "Eagle Squadron." Pic will be released in the early Spring. Production will start at Universal's studio by Jan. 5. Cast will be announced shortly. Shooting of background footage has been under way in England for some time.

Matthew Fox, "U" vice-prexy stationed at the studio, told the convention that the Frank Lloyd production, "Saboteur," which Alfred Hitchcock will direct for Universal, will co-star Robert Cummings and Priscilla Lane. Fox reviewed production plans generally.

J. Cheever Cowdin, board chairman, analyzed the company's financial setup in relation to the balance necessary between production and sales.

Concannon to State Lake

Chicago — Miles Concannon, veteran B & K Loop manager has been named manager of the State Lake theater, succeeding Charley Cottle, who takes over the management of the Loop Roosevelt theater.

Eddie Klein Recuperating

After two major operations and five weeks in hospital, Edward L. (Eddie) Klein is now at the Hotel Gregorian, New York, where he is recuperating.

Settlement Reached in Graeper's Egyptian Case

A settlement has been reached in the arbitration case filed by Graeper's Egyptian Theater, Portland, Ore. The Egyptian sought to reduce the first-run clearance from 91 to 45 days.

Intervenors were the Hollywood, Oriental, Paramount, Orpheum and Liberty theaters. Only one hearing was held. Terms of the settlement were not revealed.

Olympic, Cicero, Ill., Case Settled by Consent

By mutual consent, the arbitration case filed by the R. G. Theater Corp. operating Olympic Theater, Cicero, Ill., has been settled. Terms of the settlement have not been revealed.

Management of the Olympic charged that the clearance granted to its competition was excessive.

Blackschlager Forms Firm

Cincinnati — Mitchell Blackschlager has resigned as salesman for United Artists here to form Popular Pictures Co. for distribution of indie product in the Ohio, Kentucky and West Virginia territory. Milton Turner succeeds Blackschlager for UA.

Chapman in Motor Mishap

Grand Rapids, Mich. — Sid Chapman, salesman for RKO in Western Michigan, narrowly escaped serious injury when his car overturned several times near Hastings.

Entire Industry To Pen Unity Plan

(*Continued from Page* 1)

try organization and list subjects with which it could deal.

"To have gone further," he said, "would have been impertinent, since the others who are expected to cooperate have a right to join in the writing of the details. Allied was not so brash as to think that it could write an elaborate plan in all its details and expect the rest of the industry to swallow it, word, line and sentence."

Kirsch said that Allied's sincerity of purpose had been demonstrated. However, he asserted, the only danger "we now face is the ever-present danger that certain exhibitor leaders, instead of practicing the unselfishness that Allied leaders have shown, may wreck the movement by playing exhibitor politics. If that should happen—and I hope it will not—the responsibility will be placed where it belongs."

Others to address the ATOI convention yesterday were H. M. Richey of Metro and Claude Lee of Paramount.

The unit elects new officers today. Retiring president is Roy Harrold.

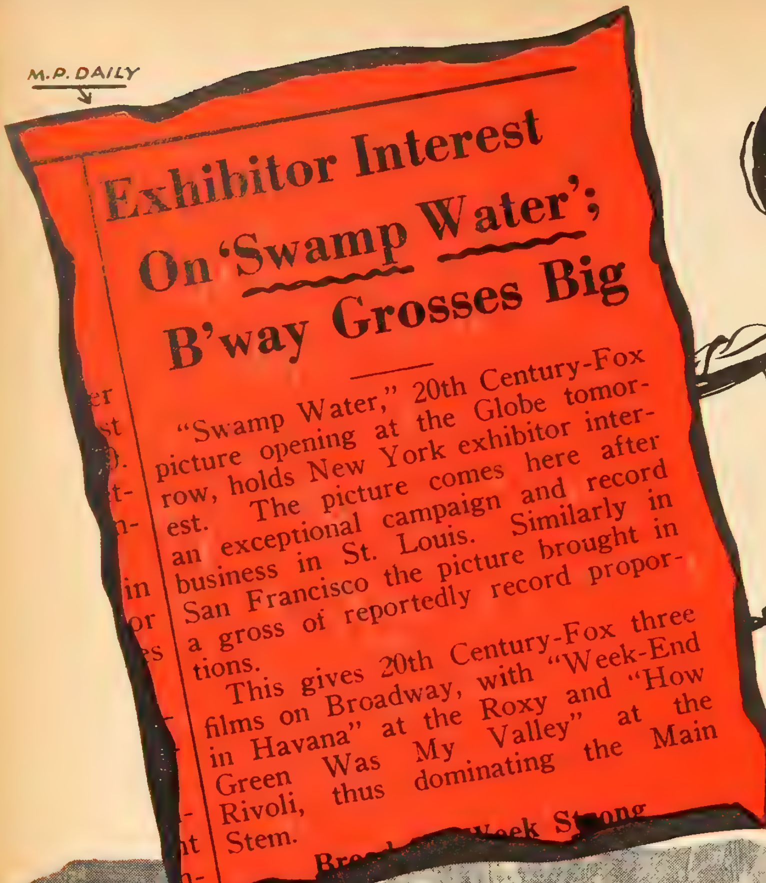
The delegates were entertained last night at the Variety Club.

Three Detroit Theaters Slated for New Names

Detroit — Names of the Detroit theaters are being changed. The Marvel, being erected in the suburb of Dearborn by the Wisper & Wetsman Circuit, is to be called the Warren. The Town, being opened with vaudeville on Dec. 26 by Ben and Lou Cohen, will be changed to the Paradise.

Saul Korman, circuit owner, has incorporated the Apollo Theater Co., with David Korman and Reuben Goldstein as partners, to operate the newly acquired Clay Theater, which he is renaming the Apollo.

M.P. DAILY



Exhibitor Interest On 'Swamp Water'; B'way Grosses Big

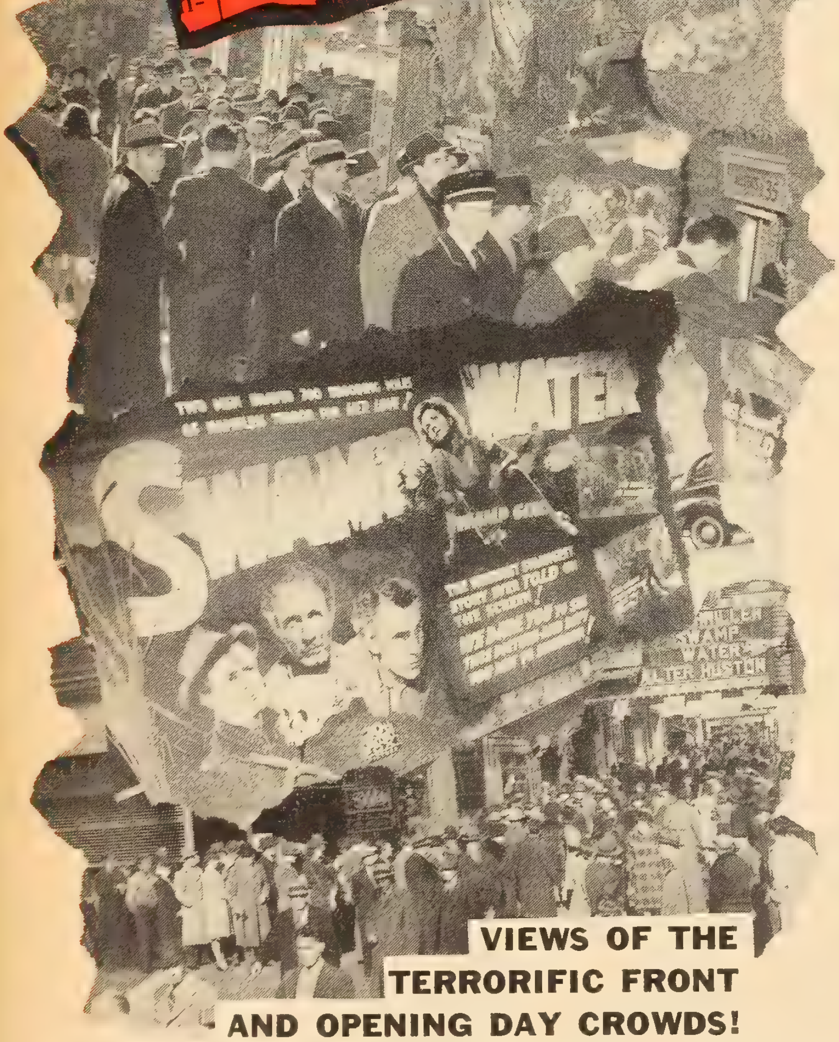
"Swamp Water," 20th Century-Fox picture opening at the Globe tomorrow, holds New York exhibitor interest. The picture comes here after an exceptional campaign and record business in St. Louis. Similarly in San Francisco the picture brought in a gross of reportedly record proportions.

This gives 20th Century-Fox three films on Broadway, with "Week-End in Havana" at the Roxy and "How Green Was My Valley" at the Rivoli, thus dominating the Main Stem.

HOW'M I DOING?

HERE'S YOUR ANSWER!

"SWAMP WATER" TREMENDOUS ON B'WAY!



VIEWS OF THE TERRORIFIC FRONT AND OPENING DAY CROWDS!

FIRST TWO DAYS EQUAL TO A FULL WEEK'S BUSINESS AT GLOBE THEATRE, NEW YORK

20th CENTURY FOX

And in St. Louis—Biggest Week's Business Since "Jesse James"! in Atlanta—20% Ahead of "Yank"! in San Francisco—Biggest of the Year!

M. P. PROD. DIST.
21ST FL.

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DO NOT REMOVE

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

VOL. 80, NO. 100 NEW YORK, WEDNESDAY, NOVEMBER 19, 1941 TEN CENTS

N.W. ALLIED MOVES TO GET PIX FOR INDIES

Special Acts Escape State's Unemployment Levy

Appellate Division Rules They Are Indie Contractors, Not House Employes

Albany—Special acts booked into theaters are independent contractors and not employes and therefore are not subject to the Unemployment Insurance Act, according to a decision of the Appellate Division, Third Department, of the Supreme Court, handed down here.

The four-to-one decision was made on a claim for credit made under article 18 of the State Labor Law by Radio City Music Hall, New York City. The claim for credit was allowed by the court which reversed a decision of the Appeal Board. Case

(Continued on Page 7)

Metro Suspends 70% GWTW Terms in Cuba

Havana (By Air Mail) — M-G-M has suspended its 70 per cent terms for "Gone With the Wind" in Cuba, according to the National Union of Exhibitors, which announced that a lower scale had been agreed upon.

The National Union protested against the 70 per cent terms and passed a resolution against playing

(Continued on Page 6)

M. A. Silver Testimonial In Albany Set for Dec. 8

Albany—Variety Club's testimonial dinner to Barker M. A. Silver, recently promoted to zone manager for Warners in Pittsburgh, will be held in the Ten Eyck Hotel ballroom on Dec. 8, it was announced yester-

(Continued on Page 6)

Treasury Tax Plan May be Bared Today

Washington Bur., THE FILM DAILY

Washington—The Treasury's proposals for new tax legislation may be revealed today by Secretary of the Treasury Henry Morgenthau before he departs from the capital for a Thanksgiving vacation.

"One Hundred Per Cent" for Trade Unity Plan, Declares N. M. Schenck, Loew Prexy

Endorsement of the industry unity plan was expressed by Nicholas M. Schenck, president of Loew's, Inc., who said he was for it "100 per cent."

Commenting on the plan to bring all branches of the industry into a harmony program, Schenck said that "exhibitors, producers and distributors are all partners in this industry. They all have to work together."

Ind. Allied Re-elects Roy Harrold Prexy

Indianapolis—All officers were re-elected for the coming year at the second day's meeting of the 15th annual convention of the ATOI at the Hotel Antlers yesterday.

Roy E. Harrold, president, Rushville; H. H. Johnson, vice-president, Madison; Mark J. Wolf, Indianapolis, treasurer, and Don R. Rossitter, Indianapolis, executive secretary.

Abram F. Myers, Allied general counsel and chairman of the board, was the principal speaker at the

(Continued on Page 4)

Test Run for "Hot Spot" As "I Wake Up Screaming"

A new wrinkle in test runs is the one 20th-Fox has scheduled for "Hot Spot," which starts its run at the Fox Wisconsin, Milwaukee, on Thursday. Picture, which is based on Steve Fisher's novel, "I Wake Up Scream-

(Continued on Page 6)

Garbose Decision Modified on Appeal

Motion picture Appeals Board has modified the award of John Daly, arbitrator in the Garbose Bros. case, Boston. The Garboses, who operate the York and Capitol Theaters, Athol, Mass., complained against the clearance granted to Shea and Fitchburg Theaters, Fitchburg, but the arbitrator, following the hearings, ruled that the Garbose Brothers had no grounds for complaint and dismissed the case.

Complainants, however, filed an appeal and the Board ruled that the

(Continued on Page 6)

File Final Defense Brief In Crescent Trust Suit

Nashville, Tenn.—With the filing of the Crescent Amusement Co.'s brief replying to that docketed by the D of J a month ago, it was indicated yesterday that the last exchange of briefs had taken place be-

(Continued on Page 7)

Shanghai Coin to be Remitted

Distributors Will Get $18,000 Monthly

Distribs. have reached quota agreement with the Shanghai Exchange Control Board whereby the companies will be allowed to withdraw approximately $18,000 monthly from Shanghai, it was learned yesterday.

Starting this month, the companies' branches will be able to remit the funds which were frozen when the board removed the industry from

(Continued on Page 7)

Hiller, Booking Agent, Heads Pittsburgh V. C.

Pittsburgh—Election of Joe Hiller as Chief Barker of the local Variety Club gives Tent No. 1 its first top official who is not directly associated with a film or theater company. Hiller is a theatrical booking agent.

Other officers named are:

First assistant chief barker, Brian

(Continued on Page 7)

Emergency Booking Committee Named in Effort to Solve Playdate Problems

Minneapolis—Allied Theater Owners of the Northwest took first steps here yesterday to obtain Grade A product for independents throughout the state when it named an emergency booking committee which will seek to solve playdate problems for all of its members. The committee is headed by Don O'Reilly of St. Paul. Operator of the Aster and Beaux Arts Theaters in that city who will represent St. Paul exhibitors, Sidney Wok, who has the Nile

(Continued on Page 4)

Three With Kelly on Finance Com. of UA

Four men will comprise United Artists' Finance Committee of which Arthur W. Kelly is chairman under the executive reorganization of the company, it was learned yesterday.

The committee will be composed of Edward Raftery, UA president; Laudy Lawrence, vice - president; Harry J. Muller, treasurer, and Kelly.

Report Metro Sells 7 Pix Away from Golden State

San Francisco—For the first time in years, M-G-M has sold away from the Golden State circuit. A block of seven pictures has been sold to six East Bay independent theaters, the

(Continued on Page 7)

Broad Exec. Powers Assured Grad Sears

Gradwell Sears' powers in United Artists will be broader than those of the vice-president and general sales manager of other companies, it was learned yesterday. Deal, which was negotiated for Sears by Leo Spitz, is reported to provide for approximately $2,500 a week, in addition to a percentage of the profits, said in some quarters to be 10 per cent. Original deal called for a stock buy stipulation.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

Vol. 80, No. 100 Wed., Nov. 19, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Tuesday, Nov. 18)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	6½	6½	6½	.....
Columbia Picts. pfd.	26	26	26	+ ⅛
Con. Fm. Ind.	⅝	⅝	⅝	—1-16
Con. Fm. Ind. pfd.	9¾	9⅝	9⅝	— ⅛
East. Kodak	134½	133	133¾	+ ¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	12	12	12	— ⅛
Loew's, Inc.	38⅛	37¾	37¾	— ¼
do pfd.	....	....	....	.....
Paramount	15¼	15	15¼	+ ¼
Para. 1st pfd.	112⅛	112	112⅛	— ⅞
Para. 2nd pfd.	13¾	13⅝	13¾	.....
Pathe Film	14⅜	14¼	14⅜	+ ¼
RKO	2½	2⅜	2½	.....
RKO $6 pfd.	46	46	46	.....
20th Century-Fox	7¾	7⅝	7⅝	— ⅛
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	4⅞	4¾	4⅞	.....
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	57	57	57	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Para. deb. 4s56	100¾	100¾	100¾	+ ⅜
Warner Bros.' dbs. 6s48	....	....	....	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	⅛	⅛	⅛	.....
Sonotone Corp.	2⅛	2⅛	2⅛	.....
Technicolor	8⅛	8	8⅛	.....
Trans-Lux	9-16	½	½	— ⅛
Universal Corp. vtc.	9¼	9¼	9¼	+ ¼
Universal Picts.	28¼	28¼	28¼	+ ⅜

20th-Fox Pacts Preston Foster

West Coast Bureau of THE FILM DAILY

Hollywood — Twentieth Century-Fox has signed Preston Foster to an exclusive long-term deal.

DISTRICT MANAGER

Now associated with leading theater circuit wishes to make change for personal reasons. Not on his way out or working on notice. Excellent record, two positions in fifteen years. Valuable man for circuit, or independent who wishes to retire from active operation. Write Box 750, THE FILM DAILY, 1501 Broadway, N. Y. C.

No Paper Tomorrow

No edition of THE FILM DAILY will be published tomorrow, observed as Thanksgiving Day in New York State.

Finds Indies Returning In Midwest, Southeast

Independent exhibitors are coming back into the business in greater numbers in the Midwest and Southeast, according to R. M. Savini, president of Astor Pictures Corp., who has just returned from a two-week tour of exchanges. The independents, he said, are building theaters in many towns against the circuits, adding that they are going back to "first principles with a low admission policy plus double features and are catering strictly to the lower bracket income groups."

Savini said business on his re-issues has been uniformly good in all sections, declaring that many first-run houses are falling back on his re-issues because of their inability to come to terms on first-run major product. De luxe houses in Atlanta, New Orleans, St. Louis, Kansas City, Detroit and Washington have played "Scarface," "Hell's Angels" and "Sky Devils" to profitable business, Savini said, declaring that in many cases the playing time was extended.

RKO to Tradeshow Second Block of Holt Westerns

RKO has set trade screenings on the second block of three Tim Holt westerns for Monday, Dec. 8, except in St. Louis where the showing will be held on Dec. 9. Titles are "Land of the Open Range," "Come On. Danger," and "Thundering Hoofs." The tradeshows will start at 11 a.m., except in St. Louis where the screenings will start at 9:30 a.m.

Bill Danziger Resigns Metro Ad Dept. Berth

Bill Danziger, for the last seven years with M-G-M advertising department as ad planner, yesterday announced his resignation. With Mrs. Danziger he will sail Dec. 17 for Rio de Janeiro for an indefinite stay.

Beuhrig to Cleveland

A. H. Beuhrig, Jr., has been appointed manager of Loew's State Theater. Cleveland, O., succeeding Harold W. Evens, resigned. Beuhrig has managed Loew's theaters in Canton, Baltimore and Boston. and more recently in Calcutta and Bombay, India, and in Johannesburg, and Durban, South Africa.

Howard Mapes With PRC

Portland, Ore. — Howard Mapes, well known exchange manager here, has been named Oregon distributor for PRC by Lloyd Lamb, Pacific Northwest franchise holder.

Pickwick Interrogatories Served on 20th Cent.-Fox

New Haven — Plaintiffs in the $5,452,575 Pickwick, Greenwich anti-trust suit against the majors have addressed interrogatories to 20th-Fox which require an answer in the U. S. District Court here by Nov. 25.

Information is sought as to the history of the corporation, its personnel, executives, stock, whether it owned stock of any other defendant corporations, and whether it has been a stockholder in Skouras Theaters Corp, Fox Metropolitan Playhouses, Inc., Metropolitan Playhouses, Inc., National Theaters Corp., Fox West Coast Theaters Corp.

Detailed information is also asked as to policy, construction, contracts, features played in, admissions, terms and parties of contracts of the Embassy and Capitol Theaters, Port Chester, their clearance and availability schedules and those of the Pickwick between September, 1931, and August, 1933.

"Cheesecake" Commercial Set for NBC Television

Television chalks up a couple of firsts via contract signed yesterday by the Gold Mark Hosiery Co., with NBC for what amounts to the first commercial "cheesecake" series in tele history.

Through Norman D. Waters & Associates, Inc., Gold Mark will sponsor a series of four programs via WNBT in conducting a contest for "the most telegenic legs." The series will be tied in with Gold Mark's newspaper advertising, and marks the initial firm in the hosiery field to take a flyer in the tele medium.

The programs will be shown weekly on Wednesdays at 3:30 p.m., beginning Nov. 26.

Chilean Censors Finally Lift "Pastor Hall" Ban

Santiago, Chile (By Cable)—The much-banned "Pastor Hall," which has been kicked about by censors because of Axis pressure since last June, has finally been okayed and will open here Nov. 25.

Para. Theater Hosts Film Critics

The New York Paramount Theater last night, through its managing director, Robert Weitman, was host at a dinner party at the 21 Club to the film critics of New York dailies in celebration of the theater's 15th anniversary. Following the dinner the guests saw a preview of "Skylark" at the theater.

AVAILABLE!

EXECUTIVE SECRETARY—good girl Friday—formerly with leader of motion picture industry—Also publicity, financial background; linguistic. Attractive, alive, energetic. Write

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1501 B'way.

THE FILM DAILY
N. Y. C.

COMING and GOING

JOSEPH H. SEIDELMAN, Universal's vice-pr dent in charge of foreign sales, leaves for So America next week.

WILLIAM F. RODGERS accompanies **NICHOL M. SCHENCK** to Hollywood on Friday.

BILL SUSSMAN, 20th-Fox Eastern sales m ager, returns from Boston today.

W. C. GEHRING, 20th-Fox Central sal ager, returns from Indianapolis Friday.

AL STEEN, FILM DAILY reporter, left for I troit last night.

DON AMECHE, and his wife, arrived last ni from Hollywood to spend Thanksgiving in N York.

MERVYN LeROY arrives in New York today

Russo-German War Film To Be Ready in 10 Days

Documentary film dealing with t Russo-German war and Russian a tivities behind the lines which Lew Milestone and Joris Ivens are whi ping into shape will be ready about 10 days, according to Nicol Napoli, Artkino head, who has ju returned from the Coast.

Milestone and Ivens are usi the Russian newsreel material flow to this country by Clipper and co verting it into a documentary one-hour length. Napoli is now n gotiating for a major release wi funds to go to Russian War Relie

"Valley" to Open Nov. 26 In Two Penn. Situations

Dual opening of 20th-Fox's "Ho Green Was My Valley," will tak place at the Comerford in Wilke Barre and the Strand in Scranto a week from today. Twin booking for these Pennsylvania cities we arranged as the only theater engage ments, in addition to the New Yor world premiere run at the Rivol to be held this year. Region has large Welsh population and minin interests.

Mark Goldman Recovering

Pittsburgh—Mark Goldman, loca branch manager for Monogram Pic tures, who underwent an abdomina operation at the West Penn Hospita several days ago, is reported doin very nicely.

WHEN MINUTES MEAN MONEY—TELEGRAPH VIA

Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

TOMORROW

in New York, Philadelphia, Washington, Milwaukee, Albany, New Haven, Hartford, Bridgeport, Worcester, Springfield

THEY CELEBRATE

Thanksgiving

and

THE FIRST OPENINGS OF

"They Died with Their Boots On"

Just a dress rehearsal for Xmas! It's Warners' gift to the guys who want to--and are going to--make EXTRA dough!

ERROL FLYNN
LIVIA DeHAVILLAND
in
HEY DIED WITH THEIR BOOTS ON"
with
HUR KENNEDY • CHARLEY GRAPEWIN
GENE LOCKHART
Directed by **RAOUL WALSH**
riginal Screen Play by Wally Kline and
eneas MacKenzie • Music by Max Steiner

NEW SEASON! NEW BOXOFFICE HIGHS!

Ind. Allied Re-elects Roy Harrold Prexy

(Continued from Page 1)

afternoon session. He said that the time is ripe to summarize a few of the events of the past year, consider the present and forecast the future as it affects the motion picture exhib. He gave a brief resume of the consent decree, questioned selling methods and said much was being experienced under new system, which was no more satisfactory to him than it was to distributors. It has caused many exhibs. to hold back in buying as they never did before, and the many complaints is conclusive evidence that all is not well under the new buying system.

What shall be substituted is a question, for the selling method under the consent decree has been tried and found wanting. Myers warned against additional taxation and told exhibs. that they were in an exposed business and that there is grave danger of increased taxation.

Jacob Weiss, counsel for ATOI told of the legal technicalities holding up the refund due exhibs. on percentage pictures from the Indiana state gross income tax division. He said that money would be refunded despite the fact that distributors were not inclined to agree to any refund.

The convention closed last night with the annual banquet and entertainment. Marc Wolf was the master of ceremonies.

RKO Buys Story for Mitchell

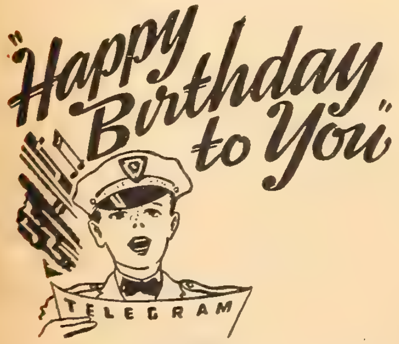
West Coast Bureau of THE FILM DAILY

Hollywood — RKO yesterday bought "Father Malachy's Miracle" as a vehicle for Thomas Mitchell. The fantasy was staged on Broadway in 1937 and was adapted from Bruce Marshall's novel by Brian Doherty.

Metro Buys Rogers Story

West Coast Bureau of THE FILM DAILY

Hollywood — Metro has bought Bogart Rogers' screen story, "Black Pearl of Paradise." Al Santell will direct and George Haight produce with John Carroll. Ann Ayars, Patricia Dane and Johnny Weissmuller in the cast.



NOVEMBER 19

Wallace Sullivan
Nancy Carroll
William Massce
Natalie Thompson
Ralph Gervers
Louis Graf

NOVEMBER 20

Robert W. Armstrong
Elsa Benham
Rosita Delmar

A Thought for the Morrow

"Heap high the board with plenteous cheer, and gather to the feast,
And toast the sturdy Pilgrim band whose courage never ceased.
Give praise to that All-Gracious One by whom their steps were led,
And thanks unto the harvest's Lord who sends our 'daily bread'."
—"THE FIRST THANKSGIVING DAY," by Alice Williams Brotherton.

▼ ▼ ▼

● ● ● REPORTER'S CUFF NOTES: Jimmy Walker will be toastmaster for the Philly Variety Club's annual banquet on Sunday night, Dec. 14, at the Bellevue Stratford Hotel. . . . ● Danny Kaye of "Let's Face It" will emcee the "Threads of Friendship" party for the benefit of the British American Ambulance Corps, to be held in the Starlight Roof of the Waldorf-Astoria a week from tomorrow night. . . . ● Joseph H. Cohn, formerly in Columbia's ad department, has joined the New York office of Weiss & Geller, Inc., as account exec. . . . ● Columbia has signed Millicent Robin of radio to narrate its Cinescope series, "Women in Photography." . . . ● Looks like Jerry Chodorov and Joe Fields have done it again with "Junior Miss" which Max Gordon introduced at the Lyceum last night. . . . ● Tenth annual National Theater Conference opens Friday at the Piccadilly. . . . ● Oscar Serlin and the Shuberts have healed the booking breach or at least signed a truce. . . .

▼ ▼ ▼

● ● ● *ALONG THE SHORT FRONT:......Warners' two Technicolor tab reels, "The Gay Parisian" and "Spanish Fiesta," both starring the Ballet Russe de Monte Carlo, will be given a press review, along with a cocktail reception, at Fefe's local Monte Carlo on Dec. 2 ......The WB promotional arsenal is turnin' out a feature press book for these Ballet shorts, and readying a portfolio of special material for distribution through public and private schools, colleges, dancing and music schools, art schools, etc., in more'n 75 leading cities......Norman Moray sez that on his recent voyage through company's exchanges, a pack of requests were piling-up from theatermen asking that the shorts be made available in December and for Xmas week programs......*

▼ ▼ ▼

● ● ● PRINTER'S INK......Warners has signed pretty Bernice Frank, daughter of Barney Frank of Universal's Washington exchange sales staff, to an optional contract......Bernice, professionally Ann Corcoran, just closed with the Al Jolson show......With her mother, she leaves for the Burbank studio today......

▼ ▼ ▼

● ● ● *UP ALBANY WAY:......Mayor Herman Hoogkamp announces that the city's three-week pre-Xmas celebration, to consist of nightly glee club offerings on Capitol Hill, before the State Capitol, will be under the direction of Charles A. Smakwitz, Warners' district manager, and Lou R. Golding, Fabian Theaters district manager...... A giant Xmas tree with an 80-foot illuminated star will sit atop the famous hill as sort of a backdrop for the caroling......Leave it to showmen, and the result is showmanship......*

▼ ▼ ▼

● ● ● MORE INKING......Today Movie-Radio Guide comes out with the first of a two-installment story on the life of Walter Winchell, —the columnist, the radio commentator, and the man. . . . ● "Arbitration In Action" is title of a new book by Frances Keller, exec. vice-prexy of the American Arbitration Ass'n., and in it she delineates the Motion Picture Arbitration System, the background of the Consent Decree, latter's enforcement via arbitration, and other details of the system...... Miss Keller, internationally known as an expert on all phases of arbitration, has penned many books on the subject......Harper Bros. are publishers of current opus. . . .

N. W. Allied Moves To Get Pix for Indies

(Continued from Page 1)

and Camden in Minneapolis, wi represent theater men of this cit and Fred Strom, executive secreta of the Northwest Allied, will hand problems of independent hous throughout the state, outsid[illegible] Twin Cities.

Sales Held Up

Sales of 1941-42 product of th majors have been held up in th state because of passage by the la legislature of the anti-blocks-of-fiv law and only recently did four of th five majors bound by the New Yor Federal court decree obtain relie from terms of the decree in order t sell in Minnesota in compliance wit the anti-five law. As a result, mo available product of the majors ha gone unsold and has not yet bee shown in Minnesota. Now, with fou of the five majors ready to sta sales, independent exhibitors in citic and towns see little hope of showin these pictures for another 60 days b cause of rights held by first-ru theaters and circuits operating then

Indies Forced to Wait for Pix

With the pile-up of features whic has resulted from failure to sta showings in August, as usual, ope ators of independent houses mu wait until all features have been gi en first-run before they can set date for them. It was with the idea o attempting to lighten restrictions o subsequent playdates that th emergency booking committee wa named. Paramount is the only on of the five majors which has begu negotiations for sale of its produc to Minnesota independents to dat although the other three probabl will start later this week.

Because of increased rentals aske by Paramount, many exhibitors fea they may have to increase admissio prices if forced to contract at highe terms. The Paramount list includes eight pictures on which percentage deals are asked, as compare to none last season, and exhibitor say flat rentals on all others als have been upped. They expect similar increases are to be asked by th other companies when they begi selling the complete season's product

Seidelman to S. A. Next Week

Joseph H. Seidelman, Universal' vice-president in charge of foreig sales, leaves next week for Sout America where he will conduct tw company sales meetings.

In Defense's Cause

The first femme ever permitted to operate on the floor of the New York Curb, Linda Darnell of 20th-Fox yesterday operated as a "specialist" in U. S. Defense Savings Bonds and in 30 minutes sold more than $1,000 worth of bonds and more than 500 25c Defense Savings Stamps. An autographed album went with each sale.

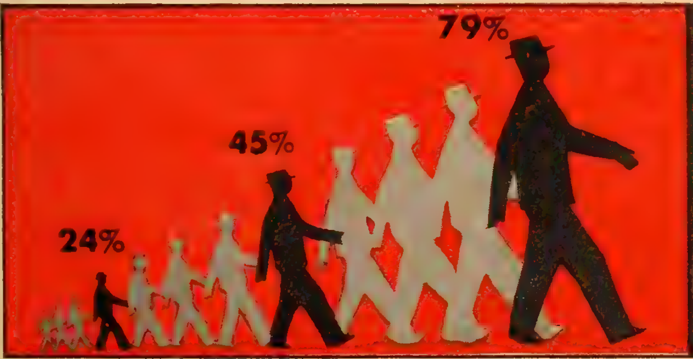
WORD-OF-MOUTH!

The success of a single short subject series, John Nesbitt's "PASSING PARADE," produced by M-G-M, is doing this industry more good than reams of editorials and testimonials.

To have good pictures they must be supported. To do fine things on the screen requires the cooperation of the theatres. All credit to the exhibitors of America for their judgment in booking and supporting the "PASSING PARADE" series.

The public has indicated its absorbing interest in these shorts that tell of the little events that make living an exciting experience. The sincerity of their production, the sound manner of their exposition in the best magazine tradition, the span of their source material across the by-ways of life make them subjects of extraordinary human appeal.

To those thousands of showmen who have already taken John Nesbitt's "PASSING PARADE" to their hearts, we are grateful. To others who have not yet given their audiences the opportunity to experience the warmth and inspirational thrill of these brilliant little entertainments, we urge an immediate booking. Try them once and you will become an enthusiast for one of the best offerings the screen affords.



GROWTH!
Percentage increase
in circulation since
start of
JOHN NESBITT'S
"PASSING PARADE"

For instance, these John Nesbitt gems:

Just released:
"STRANGE TESTAMENT"
On the way:
"WE DO IT BECAUSE—"
Recent "Passing Parade" Hits:
"Hobbies" • "Willie and the Mouse" • "Out of Darkness"
"This is the Bowery" • "Whispers"

Garbose Decision Modified on Appeal

(Continued from Page 1)

award should be modified so that the maximum clearance to the Shea and Fitchburg over the Orpheum and Uptown, Gardner, interested parties, and over the York and Capitol in Athol be fixed at one day after Fitchburg and not later than 14 days after Boston.

Parkside Hearing Goes Into the Night Again

Detroit—Parkside Theater arbitration case continued all day yesterday with night session last night scheduled to last till probably midnight again. Arbitrator Brucker, ex-Governor, is determined to carry the case through to decision now.

It appears likely the case will result in an arbitrator's decision rather than in an agreed settlement as thought earlier.

AAA Instructional Classes Held for Tribunal Clerks

American Arbitration Association today will complete a series of instructional classes for the motion picture tribunal clerks in cities as far West as Dallas. For the last three weeks the AAA has been bringing the clerks to New York in small groups.

Purpose of the sessions has been to acquaint the tribunal representatives with commercial and industrial arbitration, now that the motion picture offices will be used for arbitration of disputes in other industries.

Clerks in cities West of Dallas will be visited by AAA representatives from New York.

N. E. Frank Seriously Ill

Detroit—N. E. Frank, operator of a small-town circuit in western Michigan, is in serious condition in a Grand Rapids hospital with stomach trouble.

TO THE COLORS!

Miami—Within three weeks after being promoted to assistant manager of the Center Theater, Bob Slade was inducted into the Army at Camp Blanding.

Scranton, Pa.—Jack Hart of the Riviera Theater has been called into the Army.

El Paso, Tex.—Cesar Zazaya, assistant cashier for the Colon and Alcazar Theaters here, has joined the colors and is stationed in nearby Fort Bliss.

Indianapolis—James Hobart Kayler, Warner Bros. booker here, joins the Army Nov. 24.

Irving Salzburg of Pictorial Films and Academic Films, with headquarters in the RKO Building, has joined the U. S. Army.

REVIEWS OF NEW FILMS

"Confirm or Deny"

with Don Ameche, Joan Bennett,
Roddy McDowall

20th-Fox 73 Mins.

FAST-MOVING AND THRILLING TALE OF AN AMERICAN NEWSPAPERMAN IN LONDON.

First dramatic account of the experiences of newspapermen in war-torn England amounts to a substantially thrilling and fast-moving action film. It should do well on the top spot of a dualler but does not appear strong enough to make it as a solo attraction.

The film itself is exciting and well played but at the climax fails to fulfill the promise shown in the preceding reels. Action is geared at a brisk tempo and the topical theme should ensure more than a normal share of interest. Title, however, could have been chosen more wisely.

Situation as presented in the film has the editor of an American wire service waiting for the big story of the invasion to break. Headquarters of the wire syndicate are bombed and the editor moves the staff to the wine cellar of a hotel.

Tip on the story comes via a Berlin broadcast and a pair of carrier pigeons for which a constant watch is kept by a young lad. During the blitz, the editor and the girl who operates the teletype, are imprisoned by a cave-in. The newspaperman is about to send out his story of the invasion despite the frenzied pleas of the British girl. When the editor discovers the lad who has been keeping a lookout for the pigeons is killed by machine gun bullets, he realizes the cause of England is more important than getting the story by the censor.

There are some fine shots of London under a bombing directed with skill by Archie Mayo. Underground subway shelter is one that is well done. Another is a glimpse into the censorship problems confronted by the newspaperman. Considerable suspense is generated when the time bomb crashes into the cellar and the blind telegrapher discovers it is not a dud. In fact, most of the footage hits such an emotional pitch, the denouement is not as effective as it should be.

Don Ameche's performance as the editor is one of his best. Actor is more relaxed and reveals a breezy personality in fitting with the character. Joan Bennett is lovely looking as the British girl in a convincing portrayal. As the lad who sticks by his post, Roddy McDowall is splendid. The lad, undoubtedly, is the best child actor in Hollywood today. Arthur Shields, the blind telegrapher, John Loder, the censor, and Jean Prescott, in brief bit at the opening, are good in supporting roles.

Direction is punchy and speeds the film along at an entertaining pace. Jo Swerlin's script is a slick and able piece of screen writing.

Cast: Don Ameche, Joan Bennett, Roddy McDowall, John Loder, Raymond Walburn, Arthur Shields, Billy Bevan, Helene Reynolds, Queenie Leonard, Stuart Robertson, Jean Prescott, Eric Blore, Claude Allister.

CREDITS: Producer, Len Hammond; Director, Archie Mayo; Screenplay, Jo Swerling; Original, Henry Wales and Samuel Fuller; Cameraman, Leon Shamroy; Film Editor, Robert Bischoff.

DIRECTION, Top-Notch. PHOTOGRAPHY, Very Good.

"Marry the Boss's Daughter"

with Brenda Joyce, Bruce Edwards,
George Barbier

20th-Fox 60 Mins.

ROUTINE PROGRAMMER ABOUT A YOUNG MAN WHO FOUND THE FORMULA FOR SUCCESS IN THE BIG CITY.

Intended as a comedy about a young man from Kansas who comes to New York for fame and fortune, the proceedings are surprisingly inept and lack lustre. The script is a conglomeration of cliches and platitudes and the dialogue and situations never convincing.

It is a simple yarn about a lad filled with ambition who comes to New York looking for a job. He finds a dog belonging to the daughter of a wealthy tycoon. The girl is attracted to the young man and helps him obtain his job. His zeal for success at first places him in an embarrassing spot and he loses his job. At the last moment, he reveals to the tycoon why his South American mine is losing money. Pleased, the tycoon sends the young man and his daughter to South America instead. He makes sure they get married though before the boat sails. And that is the message conveyed by this homey comedy.

Performance by Bruce Edwards and Brenda Joyce as the boy and girl are undistinguished. George Barbier is good as the blustering business tycoon. There are some adequate supporting parts by Hardie Albright, Bodil Rosing, Ludwig Stossel and Marek Windheim. Jeebee is the cute wire-haired terrier who is a necessary and important supplement to the story.

Thornton Freeland's direction is standard but doubtful whether it would be otherwise with type of material available.

CAST: Brenda Joyce, Bruce Edwards, George Barbier, Hardie Albright, Ludwig Stossel, Bodil Rosing, Brandon Tynan, Charles Arnt, George Meeker, Frank McGlynn, Edward Cooper, Eula Gray, Paul McGrath, Marek Windheim, Matt McHugh, Jeebee.

CREDITS: Director, Thornton Freeland; Original Screenplay, Jack Andrews; Suggested by story by Sandor Farago and Alexander G. Kendi; Cameraman, Charles Clark; Film Editor, Louis Loeffler.

DIRECTION, Standard. PHOTOGRAPHY, Good.

Test Run for "Hot Spot" As "I Wake Up Screaming"

(Continued from Page 1)

ing," will use that title during the Milwaukee engagement.

Company execs. feel cash customers might think film starring Betty Grable and Victor Mature is about a night club when instead it is a melodramatic murder yarn. If film clicks under new title, it is understood, 20th-Fox may set back original release date of Nov. 14 and shelve ad copy and trailers, already prepared, for a campaign featuring the title, "I Wake Up Screaming."

J. T. McGreevey Ill

Pittsburgh—J. T. McGreevey, head booker for the Harris circuit of theaters in this territory, is confined to his home seriously ill from pneumonia.

Metro Suspends 70% GWTW Terms in Cuba

(Continued from Page 1)

the picture unless better deals could be made.

A committee was named to acquaint exhibitors with the GWTW deals. Group consists of Edel[illegible] de Carrera, president of the Union; Oscar Freixas and Alfredo Beale.

M. A. Silver Testimonial In Albany Set for Dec. 8

(Continued from Page 1)

day. Large contingents of film leaders are expected from New York, Boston, Pittsburgh and Buffalo.

Si Fabian is general chairman and Moe Grassgreen, local branch manager of 20th Century-Fox, is treasurer. The general working committee consists of L. R. Golding, local Fabian rep.; C. J. Latta, local Warner zone manager; C. A. Smakwitz, local Warner assistant zone manager; Clayton Eastman, Paramount branch manager; Paul Krumenacker, Vitagraph branch manager; J. Meyer and Louis Schine of Schine Theaters; M. J. Kallet of Kallet Theaters; Samuel Rosen, of Fabian Theaters; H. L. Ripps, Metro branch manager; Joe Miller, Columbia branch manager; Jerry Spandau, Universal branch manager; Max Westebbe, RKO branch manager; Sidney Lehman, in charge of Buffalo contingent; Max Friedman, local Warner booker; Harry Berinstein of Berinstein Theaters; Abe Stone and Neil Hellman, independent exhibitors.

WEDDING BELLS

St. John, N. B.—It was a film distribution wedding here when George Heiber, manager of United Artists exchange was married to Doris Kunitsky. The groom's man was Charles Chaplin, manager of the UA exchange at Montreal, and the matron of honor was Mrs. Chaplin, sister of the bride. Official witnesses were Joseph Lieberman, manager of Columbia exchange, and Mrs. Lieberman. The bride is a sister of Samuel Kunitsky, office manager of the local UA branch.

Cleveland—Phyllis Kennedy, Universal biller, was half of a team that eloped to Kentucky at the week-end and got married. Other half of the team was Glen Lykens. Audry Hope Gardner is the new biller.

Cleveland—Doris Senkfor, of the Warner theater department, and Jerome H. Bauman will be married tomorrow.

Anniston, Ala.—Mel Smith, president of the Playland Amusement Center, and Ruth Dowdy of Boaz, were married.

inal Defense Brief n Crescent Action

(Continued from Page 1)

ore oral arguments in the anti- ust action begin here Dec. 1.

Close reading of the full text of rescent's 86-page reply brief, in h the Government's construc- s of the decision in the Inter- tate (Texas) anti-trust suit of 939 are challenged, serves to give mphasis to this defense contention:

"The Interstate case did not abol- sh the old principle that a combi- ation or conspiracy can be estab- ished by circumstantial evidence nly if the inference to be drawn rom the evidence presented is so nconsistent with lawful conduct as o leave no doubt of the existence f the illegal combination or con- piracy."

The Crescent brief treats in de- ail of all situations about which vidence was presented in the trial, nd the following analysis is made f the Government's charges of discriminatory exercise of circuit uying power" in these situations:

(1) "The plaintiff argues that if one-theater operator fails to meet he needs of a community someone lse will, while if a circuit theater perator fails to do so, no one else an afford to try because of the circuit buying power.' This agree- nent is circular and is wholly with- ut support in the records: (A), There is no evidence that any the- ter operator has been unsuccessful ecause of the competition of 'cir- uit buying power.' (B), There is o evidence of any situation where ny defendant exhibitor is not satis- ying the needs of the community. C), There is no evidence that any efendant exhibitor was satisfying he needs of the community. In ther words, there has been no proof hat the defendant's circuit buying ower has been the thing that aused the defendant to succeed and he competition to fail in any com- etitive situation."

isney to Make Spanish ersions In B. A. Studio

Buenos Aires (By Air Mail)— panish versions of Walt Disney's Dumbo" and "Bambi" will be pre- ared in the ALEX laboratories ere.

Radio Newscast Via Miami House Screen

Miami—Through co-operation with WQAM, the newscast of Elmer Davis is heard nightly from the screen of the State Theater at 8:55. Tried as an experiment, newscast met with such enthusiastic response from the audience that it is to be continued as a regular feature. Idea originated with Ralph Ramsey, State manager.

Shanghai Coin to be Remitted

Distributors Will Get $18,000 Monthly

(Continued from Page 1)

the preferred list about four months ago.

Action of board was an important one since Shanghai contributes about 40 to 50 per cent of the revenue which the companies gross in China. Funds are expected to be allocated among distribs. on a remittable basis which is the formula used in dividing the coin from England.

Report Metro Sells 7 Pix Away from Golden State

(Continued from Page 1)

Oakdale, Neptune, Foothill, Star, Ritz and Eastmont, it is reported.

Several weeks ago, M-G-M sold away from the Golden State in Klamath Falls, Ore., but it is understood that San Francisco Theaters Inc., which is linked in ownership with Golden State, gets Loew product for its San Francisco theaters.

First Four Stage Shows For Camps Open Nov. 27

First four shows on the USO-Camp Shows, Inc., major service circuit will have their premieres Nov. 27, with four others bowing in on Dec. 3. Total of 14 musical comedies and legit. shows will play the major circuit of 65 Army camps and Naval stations. Talent will be drawn from films, radio and the stage.

Quartet serving as curtain raisers for the project are "Funzafire," Ada Leonard and her All-American Girl Revue, with cast of 30 femmes; "Follow the Crowd," revue, and "Bring on the Girls," array of variety acts.

Second circuit of "live shows" will be sent into 141 Army camps and Naval stations, which have theaters equipped for the appearance of actors and actresses without the benefit of stage properties and lighting facilities required by the musical comedies and legitimate shows. Fourteen shows, which include special acts recruited from Broadway and Hollywood, will be presented on this minor circuit arranged by Camp Shows, Inc.

The combined circuits will continue to operate until April 18, next.

New Bob Elson Shorts To Pick Sport Winners

Chicago—New angle on forecasting coming sports winners will be shown in a series of short subjects to be made by Teletone News for Sportcast Productions. Supported by the Mutual Network and WGN, with the interest of the Chicago Tribune in the background, these will feature Bob Elson, Mutual Network ace sports commentator.

Elson, in each release will cover the whole range of sports, predicting winners in every field. Teletone News claims to have developed a new technique for sports forecast production. First of the subjects will go into production immediately, with the initial release being set for January. A national release is being negotiated.

Jack Hess will handle publicity for Sportcast Productions.

Hiller, Booking Agent, Heads Pittsburgh V. C.

(Continued from Page 1)

McDonald; second assistant chief barker, Tony Stern; dough guy, James Alexander; secretary, Al Weiblinger, and the following canvassmen: Mark Goldman, James G. Balmer, Pete Dana, "Buck" Stoner, Harry Feinstein and Harry Hendel, who were also appointed directors of the club in addition to the following: J. T. McGreevey, Ira H. Cohn and C. C. Kellenberg.

Harry Feinstein and I. Elmer Ecker were elected delegates to the national convention next year, with Harold Lund and Tony Stern alternates.

To Film Shrine on L. I.

Screenart Pictures will film St. Anthony's Shrine at Oceanside, L. I., both in color and black and white for Lenten season release. Title will be "The Garden of Prayer." Special recording will be made of the entire mass.

No New York Tax On Special Acts

(Continued from Page 1)

has been closely followed by all state theaters using stage shows.

The court held that "the amount of compensation received by the special acts clearly shows that the appellant paid for the unique talent of the acts rather than for their time. They were not engaged on a yearly or permanent basis because their attraction and drawing power would be lost by a continuous repetition day after day, while the appellant's employes such as the ballet, glee club and Rockettes are taught and rehearsed different routines by appellant's producers, which routines change with every new show."

An opinion was written by Justice John C. Crasper, in which Presiding Judge Hill, and Justices Heffernan and Foster concur, while Justice Bliss dissented.

Second Newsreel House Established in Havana

Havana (By Air Mail)—Smith Circuit's Neptuno Theater has adopted a newsreel and shorts policy, giving this city its second house of that type. First was Vives & Co.'s Rex, opened three years ago.

NIGHT OF NIGHTS

22nd Annual

CHARITY DINNER DANCE

OF

MOTION PICTURE ASSOCIATES

HOTEL ASTOR

Wednesday Evening November 19th

(Thanksgiving Eve.)

Continuous Music—Dancing Till Dawn—Two Orchestras

Knockout Show—Gus Van M. C.

Motion Picture Stars

PROCEEDS TO MOTION PICTURE CHARITY FUND

DINNER AT EIGHT

TICKETS $7.50 Per Person

Make Reservations NOW With

SEYMOUR FLORIN, TWENTIETH CENTURY FOX EXCHANGE, N. Y.

HIGH SPOT!
SOLID!
HEFTY!
STRONG!
LIVELY!

"RISE AND SHINE" HITS A HIGH **SPOT!** CATCHY MUSIC, LOTS OF YOUTH AND LIFT! A FUN CAST THAT WOULD ATTRACT ATTENTION FOR ANY FILM! SHOULD HAVE AUDIENCE REELING!
—*Boxoffice*

"RISE AND SHINE" TOP SHOW! ADDS UP TO A **SOLID** HIT FOR JACK OAKIE AND A SHOWMANLY START FOR THE DEPENDABLE MARK HELLINGER!
—*Hollywood Reporter*

"RISE AND SHINE" HAS EVERYTHING TO COMMAND **HEFTY** PATRONAGE! . . . FUNNING, FOOTBALL, MUSIC, NONSENSE . . . COMEDY THAT HAS EVERYTHING!
—*Daily Variety*

"RISE AND SHINE" IS A TOUCHDOWN PARADE OF LAUGHS! LOADED FOR **STRONG** GROSSES EVERYWHERE! FILLED WITH MERRIMENT AND WILL SCORE!
—*The Film Daily*

"RISE AND SHINE" IS SPRIGHTLY, **LIVELY** AND TUNEFUL COMEDY WITH MUSIC . . . ELABORATE AND WELL-MOUNTED PRODUCTION . . . NAMES . . . SHOULD SUPPLY THE EXHIBITOR WITH CONSIDERABLE MATERIAL FOR EXPLOITATION!
—*Motion Picture Daily*

JACK **OAKIE** ★ GEORGE **MURPHY**
LINDA **DARNELL**
WALTER **BRENNAN** ★ MILTON **BERLE**
MARK HELLINGER'S

RISE *and* SHINE

SHELDON LEONARD · DONALD MEEK
RUTH DONNELLY · RAYMOND WALBURN
Directed by ALLAN DWAN • Produced by MARK HELLINGER
Screen Play by Herman J. Mankiewicz. Based on the Book "My Life and Hard Times" by James Thurber. Dances Staged by Herman Pan

Robin and Rainger song hits!...

20th CENTURY FOX

"RISE AND SHINE" RIDES THE AIR-WAVES! MARK HELLINGER AS GUEST OF FRED ALLEN'S PROGRAM ON CBS! LINDA DARNELL AS GUEST OF ILKA CHASE'S PENTHOUSE PARTY ON NBC! BOTH GUESTS OF THE "TREASURY HOUR" PROGRAM NOV. 25! MILLIONS OF LISTENERS FROM COAST TO COAST!

FILE COPY
DO NOT REMOVE

THE Film DAILY

ntimate in Character
nternational in Scope
ndependent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

80, NO. 101—In Two Sections. Section I. NEW YORK, FRIDAY, NOVEMBER 21, 1941 TEN CENTS

'SABOTAGING" OF DECREE TO BE PROBED

Theater Acquisitions Up to UA's New Regime

lans for Deals in New ngland and Detroit Are uspended for Present

All plans by United Artists for quiring theaters have been sus- nded until the new management kes the matter under advisement, was learned Wednesday.

Company, in September, took over e United Artists in San Francisco d was considering the acquisition theaters in Detroit and several ew England situations.

DT Closes for UA Product; nds Detroit Theater Plan

Detroit—Plan by United Artists acquire a theater, probably the

(Continued on Page 10)

ew Indie Exhibitor nit in Washington

shington Bureau of THE FILM DAILY

Washington — Independent Thear Owners of the District of Columa, Inc., has been organized here an unaffiliated exhib. unit, with embers of both Allied and the PTO of the District of Columbia nong those active.

Designed to handle local issues

(Continued on Page 7)

efer Canadian Scale Freezing" to Dec. 1

Toronto—Because of protests reived and unexpected problems enuntered, the Dominion government has deferred the effective date

(Continued on Page 3)

"$4,000,000 Ork" at The "Night of Stars"

A "$4,000,000 orchestra" will make its first and only appearance at the "Night of Stars" show for refugee aid and Palestine resettlement at Madison Square Garden next Wednesday. Following the baton of Maestro F. H. LaGuardia will be Eddy Duchin, Benny Goodman, Woody Herman, Harry James, Sammy Kaye, Guy Lombardo, Matty Malneck and Glenn Miller.

TEST FAN MAGAZINE LOBBY SALE

UDT Ties Up With Dell to Stimulate Film Interest—All Para. Houses to Adopt Hudson Plan?

Detroit — A new departure for stimulating interest in motion pictures has been inaugurated by theaters of the UDT circuit. All its houses are selling fan magazines in their lobbies in tie-up with Dell Publishing Co.'s Modern Screen. Plan may be adopted throughout all Paramount-operated theaters, it is reported.

Earl J. Hudson, UDT president, said that the fan magazine can serve a definite purpose in creating new movie patrons and arousing greater interest in pictures. The more magazines of the kind that are in circulation, the more picture-conscious the public will be, he asserted. Hudson urged that all theaters, circuit and independent, launch the same idea with any of the various fan magazines in the field. As circulation of the magazines increase,

(Continued on Page 3)

Republic Acquires Bromberg Franchise

Purchase of A. C. Bromberg's Republic Pictures Corp. of the Southeast, which has held the Republic distribution franchise in the lucrative Atlanta, Charlotte, Memphis, Tampa and New Orleans territories, was announced Wednesday by

(Continued on Page 7)

Film Testimonial Plan Starts in Mich. Nov. 28

Detroit — The so-called Hudson plan for institutional advertising and publicity for picture theaters will start on Nov. 28, Earl J. Hudson, UDT president, said Wednesday.

(Continued on Page 7)

Parkside Hearing Adjourns to Dec. 8

Detroit—All parties to Parkside arbitration case voluntarily agreed last Tuesday night to limit Wednesday's session to 45 minutes of summary argumentation for each side, as all evidence had been presented.

However, attorneys for the dis-

(Continued on Page 3)

Goldwyn Due on Monday; May Talk With Selznick

Samuel Goldwyn arrives from Hollywood Monday to confer with RKO executives on the release of

(Continued on Page 3)

Masters Leaves UA for Odeon

Will Also Fill Top Empire-Universal Berth

Haskell Masters has resigned his post as UA's Western sales manager, to become vice-president and general manager of the Odeon circuit of Canada and general manager of Empire-Universal Films of Canada with headquarters in Toronto, according to an announcement made on Wednesday by Arthur W. Kelly, vice-president.

There was no formal indication as

(Continued on Page 10)

Metro to Tradeshow Next Block-of-Five Dec. 2, 9, 16

Metro has set dates for the next six pix to be tradeshown. "The Vanishing Virginian" and "Dr. Kildare's Victory" will be screened in exchange centers on Dec. 2; "Johnny Eager" and "Babes on Broadway" on Dec. 9, and "Mr. and

(Continued on Page 3)

Replies to Ohio ITO Questionnaire Cite Violations Of Art. IV of N. Y. Decree

So-called sabotaging of the consent decree will be among the first items for discussion when, and if, the industry meets in Chicago next month on a unity plan, it was indicated yesterday.

Charges that decree-signing distributors were not living up to certain provisions of the decree were denied in executive circles. It was declared by several top executives that if exhibitors are being forced to buy short subjects or are being

(Continued on Page 7)

Metro to Open Chi. Sales Meet Nov. 29

Annual mid-season meeting of M-G-M's branch and district managers will be held at the Blackstone Hotel, Chicago, Nov. 29-30 and Dec. 1. All branches will be represented.

Discussions will center on deals to

(Continued on Page 7)

Para. Execs. in Chicago For Two-Day Sales Meet

Chicago—Paramount home office execs. and district sales managers open a two-day sales meeting here today at the Drake Hotel.

Neil Agnew, vice-president in

(Continued on Page 10)

"Keep 'Em Flying" Swell B. O. Comedy

Detroit—On land, on sea and now, with "Keep 'Em Flying," in the air, Bud Abbott and Lou Costello continue their mad and merry excusion into the service branches of our country with hilarious results. Comedy, given its world premiere at the Fox Theater here Wednesday night, is a great audience pic, and exhibs. can anticipate snaring top grosses in all situations.

(For full review, turn to Page 6. For color report of premiere, see Along the Rialto, Page 3.)

—STEEN.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 101 First Section

Fri., Nov. 21, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Wednesday, Nov. 19)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	8⅜	8⅜	8⅜	+ ¼
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	⅝	⅝	⅝	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	134	134	134	+ ¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	....	....	....	.....
Loew's, Inc.	37⅞	37⅞	37⅞	+ ⅛
do pfd.	....	....	....	.....
Paramount	15¼	15¼	15¼	.....
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	....	....	....	.....
Pathe Film	14¼	14¼	14¼	— ⅛
RKO	....	....	....	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	7⅝	7⅝	7⅝	.....
20th Century-Fox pfd.	21	20¾	20¾	— ¼
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5⅛	4⅞	5	+ ⅛
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	....	....	....	.....

NEW YORK CURB MARKET

Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	⅛	⅛	⅛	.....
Sonotone Corp.	....	....	....	.....
Technicolor	8⅛	8⅛	8⅛	.....
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	....	....	....	.....
Universal Picts.	....	....	....	.....

Weisfeldt Takes to Road For Screenings of "Holt"

M. J. Weisfeldt, Columbia sales exec. in charge of shorts and serials, leaves Monday night for a tour of exchanges in behalf of the serial, "Holt of the Secret Service," scheduled for December release.

Weisfeldt plans to hold special screenings for exhibs. in each exchange city, first being scheduled for Cleveland Tuesday.

COMING AND GOING

SAMUEL GOLDWYN arrives in New York on Monday.

BARNEY BALABAN and **ADOLPH ZUKOR** arrive in Chicago today from New York.

FLOYD ODLUM arrived from Rochester, Minn., Wednesday night to spend Thanksgiving at his home in Greenwich.

H. E. McFARLAND, Western Electric's manager in Brazil, arrived by boat for a six-month vacation here.

NORMAN H. MORAY, Warner Bros. short subjects sales manager, returns Monday after visiting the company's exchanges in the Midwest.

RUBE JACKTER, Columbia's assistant general sales manager, leaves for Memphis over the week-end for business conferences with M. A. Lightman.

LUCILLE BALL planed in Wednesday to celebrate Thanksgiving in New York and her first wedding anniversary with her husband, **DESI ARNAZ**.

M. J. WEISFELDT, Columbia short subjects sales manager, leaves Monday for a tour of the company's exchanges.

ELLIOTT NUGENT, accompanied by his wife, arrives this morning from the Coast where he has just finished directing "The Male Animal."

SERGEANT LEW MENTLIK returned to Fort McClellan yesterday.

SYLVIA FINE and **MAX LIEBMAN** leave for Miami today to work on a new musical comedy.

HASKELL MASTERS will leave for Toronto Sunday night.

20th-Fox Warns Freedley On "Let's Face It" Sale

Twentieth-Fox on Wednesday formally advised Vinton Freedley that the company "owns world-wide silent, dialogue and talking motion picture rights in and to the play, 'The Cradle Snatchers' upon which the play, 'Let's Face It' is based."

Company's action resulted from publication of reports that Freedley was considering offering the top Broadway musical to Hollywood studios via a package deal that would include the writers of both book and music, some of the cast and his own services as supervisor.

Tangle Over Title Rights Stymies "Charley's Aunt"

Toronto — Release of "Charley's Aunt" in Canada by 20th Century-Fox has been postponed indefinitely because of a tangle over rights to the title, claimed in the Dominion by Empire Universal Films, Ltd. in priority because of the ownership of a British feature with the same title and distributed some months ago. Principals are reported in negotiation over the dispute and a settlement is expected.

Allen Builds Circuit

Toronto—More theaters have been added to his new list by R. S. Allen, who was with the Allen circuit as supervisor of theaters in Ontario for 13 years. Allen has acquired the Esquire Theater, an independent house in Penetang, and the Mavety in Toronto for his own group. During the past week or two he has taken over the four theaters of the Ottawa Valley Amusement Co., Renfrew, and the Queen Theater at Hespeler.

WB Theaters Biz Gains In Central Territory

Chicago — Rud Lohrenz, Warner zone manager, has returned from a swing around the central territory and reports business on the upgrade in all territories.

Canadian PRS Would Continue Theater Fees

Toronto—The Canadian Performing Right Society has made application to the Dominion Government for approval of its proposed schedule of license fees for the use of its musical works in 1942 but the list shows that the fee for moving picture theaters, based on seating capacity, is to remain unchanged for another year. The Society has asked for permission to impose a $10 fee for every juke box and also a $20 semi-annual license charge for sound projection machines used by industrial companies, merchandisers and other organizations outside of theaters for advertising and demonstration purposes. Broadcasting fees have been raised for 1942.

Canadian Pix Pioneers Expected to Name Hanson

Toronto—J. J. Fitzgibbons, FPC prexy, was the luncheon speaker at the annual meeting of Canadian Picture Pioneers and J. E. Lawson spoke at the afternoon business session at which Clair Hague retired as president. The evening function was cancelled because of the war.

Oscar Hanson is expected to be the next president when the new directors meet to choose new officers.

"U" Gives Knowles 7-Year Pact

West Coast Bureau of THE FILM DAILY

Hollywood—Universal has signed Patric Knowles to a seven-year contract.

FOR FASTER, FRIENDLIER SERVICE AT LOWER COST—'PHONE

Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

20th-Fox Will Complete Program by Mid-Februar

West Coast Bureau of THE FILM DAI

Hollywood—By the middle of Fe ruary, 20th-Fox will have complet shooting on its full supply of pictures promised for the 1941- lineup. Company has its 39th p ture before the cameras now a under Darryl F. Zanuck, studio chi production is a half year ahea release. It is understood Z already is looking forward to [illegible] 43 lineup on which shooting is e pected to get under way in Marc

Price Boost Effective In Rochester Theaters

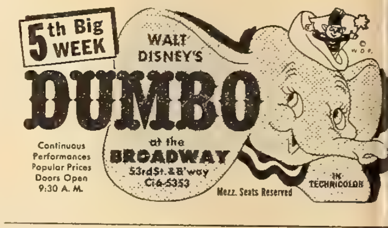
Rochester—Price boost became e fective yesterday in the city's dow town pic theaters, although the t of 44 cents and children's pric of 11 cents were unaffected. Chang were from 17 to 20 cents, 22 to and 28 to 30.

NEW YORK THEATERS

RADIO CITY MUSIC HALL
50th St. & 6th Ave.
CARY GRANT • JOAN FONTAINE
"SUSPICION"
An RKO-Radio Picture
ON THE GREAT STAGE: "NICE GOING"—Leonidoff's gay spectacular revue. Symphony Orchestra under the direction of Erno Rapee
1st Mezzanine Seats Reserved CIrcle 6-460

CARMEN MIRANDA - CESAR ROMERO - ALICE FAYE - JOHN PAYNE
"WEEK-END IN HAVANA"
PLUS A BIG STAGE SHOW ROXY 7th AVENU 50th STREET

RKO PALACE B'WAY & 47th St.
GARY COOPER
as "SERGEANT YORK"
JOAN LESLIE——WALTER BRENNAN


5th Big WEEK
WALT DISNEY'S DUMBO
at the BROADWAY
53rd St. & B'way
Ci 6-5353
Continuous Performances
Popular Prices
Doors Open 9:30 A. M.
Mezz. Seats Reserved
IN TECHNICOLOR

20th Century-Fox presents
"HOW GREEN WAS MY VALLEY"
United Artists RIVOLI Broadway at 49th St.
Continuous Pop. Prices. Midnight Shows.

st Fan Magazine le in Lobbies

(Continued from Page 1)

re patrons can be created, he con- ded.

ach month, the publishers of rn Screen inform UDT what ost important articles will be e next issue. Trailers announc- the lead articles are flashed on screen and the patrons are ed to buy magazines in the lob- UDT buys the magazines at wholesale newsdealer's price.

efer Canadian Scale reezing" to Dec. 1

(Continued from Page 1)

the "freezing" of theater ad- ssion scales until Dec. 1.

heater prices after Dec. 1, if sent plans go through, cannot raised for any cause beyond the ximum which prevailed in any uation during the period between pt. 15 and Oct. 11. After that te, the only change that can be de will be a downward revision which is not at all likely in view rising costs. Then, the Govern- nt will make a survey of the ole business to insure that admis- n prices are no higher than those arged during the index period.

etro to Tradeshow Next ock-of-Five Dec. 2, 9, 16

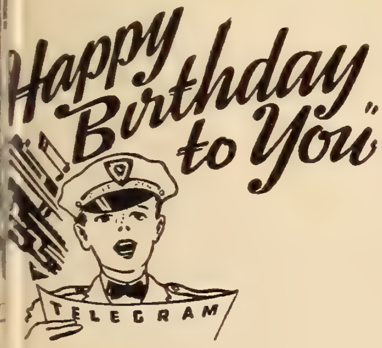
(Continued from Page 1)

rs. North" and "The Bugle unds" on Dec. 16. Latter subs for anama Hattie," originally in- ded in the block.

KO Said Selling Away rom B & K in Chicago

Chicago—Unable to get together prices, RKO is reported selling first block-of-five away from & K here.

"Citizen Kane" is playing Essa- ss outlying houses.



NOVEMBER 21
Eleanor Powell

NOVEMBER 22
Lee Patrick
Sam Silver
Bobby Burns

NOVEMBER 23
Hobart Henley
Harpo Marx
Brad King

▼ ▼ ▼

—DETROIT

● ● ● **WELL, SIR, UNIVERSAL** did itself proud in putting over a world premiere that left this town breathless......We mean the debut of "Keep 'Em Flying" at the Fox Theater here in Detroit Wednesday night ......With Bud Abbott and Lou Costello, Carol Bruce, Dick Foran, William Gargan, Arthur Lubin and other luminaries in person, the town went wild......Martha Raye, scheduled to make the trip here, was delayed ......The war and strikes were of secondary importance as the "Keep 'Em Flying" parade moved along Woodward Ave.......

▼ ▼ ▼

● ● ● *DAN THOMAS, publicity chief of Universal studios, and his staff put over a bang-up campaign......Assisted by Bob Moak, Tommy McLeod and John Baker, the crew certainly had Detroit Universal-conscious......It was Keep 'Em Flying Day by proclamation of Mayor Edward J. Jeffries and the festivities started off with a rally on the steps of City Hall......Labor, Government and the Army were represented among the speakers and Anne Campbell, poetess of the Detroit News, read a specially written opus......Incidentally, the Mayor's missus was an early ariser Wednesday so that she could present the keys of the town to Miss Bruce......Which should further give you some idea of the furore created by the premiere hereabouts......*

▼ ▼ ▼

● ● ● **AT NOON** Uncle Sam's fliers from Selfridge Field "bombed" the city with leaflets while a Coast-to-Coast hookup by Mutual told the world about the opening from the lobby of the Fox Theater......The Army Air Corps swore in no less than 40 recruits on the City Hall steps as a signal feature of the premiere......'Twas no wonder then that Mayor Jeffries sent a personal letter to Abbott and Costello thanking them for what they are doing to promote national defense......

▼ ▼ ▼

● ● ● *FORD MOTOR CO. hosted the visiting luminaries and press at a luncheon......Following an afternoon of visiting armor-producing plants, the party joined in another military preparedness demonstration in the evening under the illumination of anti-aircraft lights......A cavalcade of Army cars then escorted the visitors to the theater for the cinematic "first night"......*

▼ ▼ ▼

● ● ● **IT** seemed as if the whole town was co-operating to make the event a historical day......and just about the proudest guy in town was Dave Idzal, manager of the Fox, who put in plenty of work ......Newspaper coverage of the opening was terrific, with photos hitting Page One......Yes, sir, color, excitement, glamour, everything were combined to make it a gala affair and Detroit isn't likely to forget it in a hurry......

▼ ▼ ▼

● ● ● *LOU POLLOCK, Universal's Eastern advertising boss, was the genial host for the trade press boys and others who were on board the choo-choo Tuesday night......and he managed to get everybody back in New York via American Airlines in time for Thanksgiving dinner at home yesterday......At least, those who didn't stay over in Detroit......*

« « « » » »

Parkside Hearing Adjourns to Dec. 8

(Continued from Page 1)

tributors asked permission to call Carl W. Buermele, general manager of Co-operative Theaters of Michigan, to testify briefly to certain facts on runs granted other houses in the Parkside's area and that there are situations where clearance is granted over Co-operative houses to theaters that are neither Co-operative nor United Detroit circuit.

Counsel for complainant then subjected Buermele to lengthy cross-examination on many other clearance situations. Session at a late recess showed possibility of settlement by agreement of parties after Arbitrator Brucker threatened to continue the session all night until all evidence and argument were concluded.

With possibility of a settlement, Brucker granted adjournment till Dec. 8, and distributors' attorneys left for New York City.

Goldwyn Due on Monday; May Talk With Selznick

(Continued from Page 1)

his latest production, "Ball of Fire." It is also expected that Goldwyn will discuss his releasing deal, which expires with the delivery of "Ball of Fire."

Goldwyn will undoubtedly confer also with David O. Selznick since the latter has expressed himself as anxious to have Goldwyn rejoin UA.

27 Columbia Writers Preparing 24 Stories

West Coast Bureau of THE FILM DAILY

Hollywood—Preparing to step up the production pace at its Gower St. studio, Columbia reports a total of 27 writers actively engaged in readying 24 story properties for camera work.

Ansell, MPTO Secretary

St. Louis—Louis Ansell, head of the Ansell Brothers Circuit, is acting secretary-treasurer of the MPTO of St. Louis, Eastern Missouri and Southern Illinois, succeeding the late L. C. Hehl.

Trailer Biz Boomin'

To ballyhoo dual opening of "How Green Was My Valley" on Thanksgiving Eve (Nov. 26) at the Strand in Scranton and the Comerford in Wilkes-Barre, the Comerford Theaters management used 105 prints of three trailers, showing all three in 35 of their theaters within a radius of 45 miles of the twin cities. This probably constitutes a record for the number of trailers used on a local pic campaign.

"H. M. PULHAM, ESQ."

"H. M. PULHAM, ESQ." starring HEDY LAMARR, ROBERT YOUNG, RUTH HUSSEY with CHARLES COBURN, Van Heflin, Fay Holden, Bonita Granville. Screen Play by Elizabeth Hill and King Vidor. From the Novel by John P. Marquand. Directed by KING VIDOR. A Metro-Goldwyn-Mayer Picture.

"DESIGN FOR SCANDAL"

ROSALIND RUSSELL, WALTER PIDGEON in "DESIGN FOR SCANDAL" with EDWARD ARNOLD, Lee Bowman, Jean Rogers, Mary Beth Hughes, Guy Kibbee, Barbara Jo Allen (Vera Vague). Original Screen Play by Lionel Houser. Directed by NORMAN TAUROG. Produced by JOHN W. CONSIDINE Jr. A Metro-Goldwyn Mayer Picture.

"TARZAN'S SECRET TREASURE"

"TARZAN'S SECRET TREASURE" with JOHNNY WEISSMULLER MAUREEN O'SULLIVAN John Sheffield, Reginald Owen, Barry Fitzgerald, Tom Conway, Philip Dorn. Original Screen Play by Myles Connolly and Paul Gangelin. Based Upon the Characters Created by Edgar Rice Burroughs Directed by RICHARD THORPE. Produced by B. P. FINEMAN. A Metro-Goldwyn-Mayer Picture.

" 'H. M. Pulham, Esq.' is a love story of universal appeal . . . to rank as outstanding grosser in all situations."
—M. P. Daily

"Ace romantic drama. Powerful patron appeal. Top-notch entertainment. Powerful box-office property."
—Film Daily

"It's got something for everybody. Will bring maximum attendance."
—M. P. Herald

"Great show . . . to return important money. A solid hit."
—Hollywood Reporter

" 'Design for Scandal' packed with marquee personalities . . . entertainment for masses and classes. 'Design for profits' could be title."
—M. P. Herald

"A humdinger . . . has everything that makes for entertainment for all types of patrons." **—M. P. Daily**

"Bright as a new dollar. Points to profitable business in all showings."
—Boxoffice

"Sparkling romp will be reflected in bullish box-office returns. Money-maker in all situations."
—Film Daily

"For profitable biz." **—Variety**

" 'Tarzan's Secret Treasure' . . . the best of the Tarzans." **—M. P. Herald**

"Sure-fire. A box-office treasure."
—Hollywood Reporter

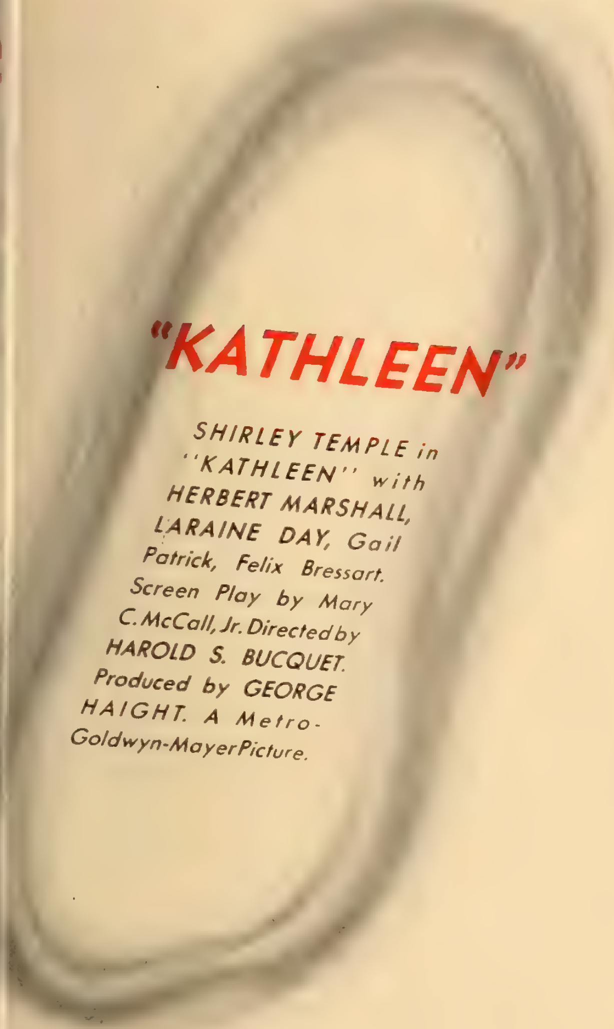
"Laughs, thrills, excitement. Will pull the crowds to the box-office."
—Showmen's Trade Review

"Makes all preceding episodes look like a quiet Sunday afternoon."
—Boxoffice

"Tarzan's latest is grand make-believe. Roll out the plush carpet for patrons from 7 to 70." **—Film Daily**

"A natural for the younger generation, and the elders." **—M. P. Daily**

"BLOW RINGS AROUND YOUR OPPOSITION IN DECEMBER!"



"KATHLEEN"

SHIRLEY TEMPLE in "KATHLEEN" with HERBERT MARSHALL, LARAINE DAY, Gail Patrick, Felix Bressart. Screen Play by Mary C. McCall, Jr. Directed by HAROLD S. BUCQUET. Produced by GEORGE HAIGHT. A Metro-Goldwyn-Mayer Picture.

'Kathleen' should be one of the ear's biggest money-makers."
—Showmen's Trade Review

'Shirley displays all the talent and nagnetism that made her the No. 1 ox-office attraction." **—Boxoffice**

'Vastly appealing; ranks among top uman interest yarns for all fans."
—Film Daily

'Get ready to rub your eyes, ladies and entlemen of show business, and your alms, when you meet 'Kathleen'."
—M. P. Daily

'Audience laughed and cried with Miss emple . . . this is precisely what the ox-office doctor ordered."
—M. P. Herald

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"They Died With Their Boots On"

with Errol Flynn, Olivia de Havilland

Warners 138 Mins.

(HOLLYWOOD PREVIEW)

BOX OFFICE HONEY RATES WITH THE BEST OF WARNERS SPECTACLES; SHOULD SCORE HEAVILY IN ALL SITUATIONS.

Here is a tremendous picture, one of the finest Warner Brothers has turned out in a great many years of making b.o. success spectacles. Producer Hal Wallis and Associate Robert Fellows obviously put everything they could lay their hands on in the Warner budget pot to turn this one out.

It has as much action as you'll find in a dozen ordinary action epics; as much glamour for their Mr. Flynn as any male movie glamour star could wish for; and a good solid tale that should be an inspiration to all lovers of their country. For George Custer, rebellious shavetail, fluke Brigadier and the greatest of the great Indian fighters has taken on more stature in the hands of his film biographers than almost any of the great Americans who have been immortalized on celluloid.

Director Raoul Walsh, with his masterful job of direction, has turned in some film that is going to be held up to his fellow meggers as a classic piece of work as long as there are story conferences. His handling of tremendous numbers of players in the spectacle scenes gives this yarn that touch that makes audiences forget they are looking at a screen. And, his play with the main characters in intimate sequences makes of them real, living, dramatic personalities—down to the lowest bit player.

This is the story of George Custer and his road to hell and glory. A smug young neophyte cavalryman, uninitiated in military discipline, he sets a record for insubordination and violent infraction of school rules and utter inability to regard the articles of war, the day he enters West Point—and before leaving a commissioned officer he succeeds in breaking the record—along those same lines of that other famous incorrigible, Ulysses S. Grant.

Errol Flynn, as Custer, has one of his juiciest roles as this romantic character, and he plays it better than he has ever played any other. He falls in love with Olivia de Havilland on sight and after a short courtship they marry and she shares with him his adventurous life. Miss de Havilland has never looked lovelier, nor has she ever put into a role more of that tender sweetness that made her a star. Unfortunately there is little else for her to do, but it wouldn't be as great a film without her.

By a strange quirk of fate Custer (Flynn) is made a Brigadier General by mistake during the Civil War. He becomes a national hero and after the war finds time heavy on his hands. To save him from the sins of idleness, Miss de Havilland goes to the Commanding General of the Army and asks to have him reinstated into the service. A post is found for him in the West, and it is there that he organizes and trains the famous Seventh Cavalry—with whom he later goes to his death in the battle of the Little Big Horn.

"They Died With Their Boots On" is studded with excellent performances. Particular mention is deserved by Ned Sharp, Charley Grapewin, Gene Lockhart, Sydney Greenstreet and Hattie McDaniel.

An important feature—one that deserves special attention because of its effective assistance to the "sale" of this yarn, is the excellent photography by Bert Glennon. The sets are lavish and in harmony with the rest of the film but those outdoor battle scenes and the fine shots of the final battle scenes are astounding.

It can be expected that this film will receive the plaudits of all audiences as well as those in the trade. It has great audience appeal and should top most of the current successes when it is released.

Yes, Mr. Walsh, Mr. Wallis and Mr. Fellows have a real picture here. One that can play in any town—to any audience—and make it payday at the little booth out front.

CAST: Errol Flynn, Olivia de Havilland, Arthur Kennedy, Charley Grapewin, Gene Lockhart, Anthony Quinn, Stanley Ridges, John Litel, Walter Hampden, Sydney Greenstreet, Regis Toomey, Hattie McDaniel, George P. Huntley, Jr., Frank Wilcox, Joseph Sawyer, Minor Watson.

CREDITS: Executive Producer, Hal B. Wallis; Associate Producer, Robert Fellows; Director, Raoul Walsh; Authors, Wally Kline and Æneas MacKenzie; Screenplay, same; Cameraman, Bert Glennon, ASC; Art Director, John Hughes; Editor, William Holmes; Music, Max Steiner; Musical Director, Leo F. Forbstein.

DIRECTION, Great. PHOTOGRAPHY, Top-notch.

"A Missouri Outlaw"

with Don "Red" Barry, Lynn Merrick, Noah Beery

Republic 58 Mins.

FAST-MOVING WESTERN WITH MORE THAN AVERAGE ACTION; OKAY FOR SUBSEQUENT SPOTS.

Just two minutes short of an hour, this western manages to keep moving at a fast pace all the way. It will do as a supporting feature for the subsequent situations for film is well-stocked with action sequences.

Don "Red" Barry turns in another dependable performance. He is cast as the son of a sheriff who does not believe in carrying any guns. The sheriff keeps his son in jail because he wants him to face trial for a framed murder job. Meanwhile the sheriff is out to break up a group of racketeers who are preying on the ranchers.

The Sheriff is murdered after he imprisons two of the gang. Barry escapes from jail to find the murderer. Story is sorely lacking in dramatic substance as Barry gets all four. First three suspects are killed either trying to escape or murder the hero. Barry commits no bloodshed as he avenges his father.

The Sheriff is well-played by Noah Beery. Paul Fix is the villain with adequate support from Lynn Merrick, Al St. John and Frank La Rue. George Sherman directed with an eye for action. Script is standard.

CAST: Don "Red" Barry, Lynn Merrick, Noah Beery, Paul Fix, Al St. John, Frank LaRue, Ken Duncan, John Merton, Carleton Young, Frank Brownlee, Snowflake.

CREDITS: Associate Producer-Director, George Sherman; Cameraman, Jack Marta; Original Screenplay, Doris Schroeder and Jack Lait, Jr.; Film Editor, William Thompson.

DIRECTION, Good. PHOTOGRAPHY, Good.

"Keep 'Em Flying"

with Budd Abbott, Lou Costello, Martha Raye, Carol Bruce

Universal 86 Mins.

EASILY AS GOOD AS BEFORE AND MAYBE FUNNIER, ABBOTT & COSTELLO SCORE AGAIN IN ANOTHER LAUGH-FEST THAT'S PRIMED FOR TOP GROSSES.

On land, on sea and now, with "Keep 'Em Flying" in the air, Bud Abbott and Lou Costello continue their mad and merry excursion into the service branches of our country with hilarious results. Comedy is a great audience pic and exhibs. can anticipate snarning top grosses in all situations.

As in their previous efforts, story is a framework upon which the duo hang their gags. These come quick and fast since the film is directed at breezy tempo by Arthur Lubin. Surefire howls are the scenes where Costello finds himself astride a runaway torpedo and up-in-the-air in a plane with Abbott for the first time.

There are a succession of laugh-getters from the moment the pair join the Air Corps to be near their pal, Dick Foran. One of the funnier sequences occurs when Abbott and Costello sit down to eat at the camp restaurant and meet the waitress, Martha Raye, who plays a dual role of a twin sister. She is both the quiet and noisy type. Costello naturally falls in love with the more forward sister.

A few more highlights are a telephone conversation which Costello has with William Gargan in order to keep him away from Carol Bruce, the girl Foran is crazy about, and another scene in one of those amusement park fun houses.

Yarn is an ordinary one about Foran who joins the Air Corps. His instructor, Gargan, turns out to be a person who was responsible for Foran's dismissal as an airline pilot. Foran by some drastic means helps cure Miss Bruce's brother of a fear of flying solo. In the climax apparently inspired by the rescue of a naval officer who was dangling from a parachute stuck to the fuselage of a plane, Foran saves Gargan.

Miss Bruce gets opportunity to demonstrate her vocal talents and clicks with "You Don't Know What Love Is," "I'm Getting Sentimental Over You," "I Won't Forget the Dawn," and "The Boy With the Wistful Eyes." Substantial comedy support is furnished by Miss Raye who effectively sings "Pig-Foot Pete" and "What Kind of Love Is This?"

Don Raye and Gene de Paul are responsible for the musical score with the exception of "I'm Getting Sentimental Over You," which was written by Ned Washington and George Bassman. Raye and de Paul have a stirring number in "Let's Keep 'Em Flying," that has a patriotic background.

Film, however, is Abbott and Costello's all the way. The pair demonstrate that they have enough versatility to vary their routine in keeping with the situations. Naturally it is Costello who sets off the laughs. He is without a doubt the funniest comedian to hit the screen since Charlie Chaplin. A change in his facial expression is enough to set the audience howling. Abbott proves his indispensability as the straight man of the team by capably feeding the lines to Costello with t proper amount of timing.

CAST: Bud Abbott, Lou Costello, Ca Bruce, Martha Raye, William Gargan, Di Foran, Charles Lang, William Davidson.

CREDITS: Associate Producer, Glenn Tr on; Director, Arthur Lubin; Camerama Joseph Valentine.

DIRECTION, First Rate. PHOTOGR PHY, Top-Notch.

"Cadet Girl"

with Carole Landis, George Montgom John Shepperd

20th-Fox 69 M

MODERATELY ENTERTAINING P GRAMMER WITH STUNNING B OF CAROLE LANDIS AND MU SCORE AS HIGH SPOTS.

Oft-told tale of young man torn tween duty and the glamour of a car While hardly convincing and rather leng film has some commendable features. ily outstanding is the captivating blo beauty of Carole Landis. Runnersup the musical portions by Leo Robin Ralph Rainger with their number, "U Sam Gets Around," providing a stir finish.

Dramatically, the story is weak. deals with a West Point cadet home furlough who falls in love with the vocalist in her brother's band. The Ca decides to give up his army career marry the girl. Since he is a talen pianist, he gets an opportunity to f his own band and is an immediate succ But when it goes to his head, the realizes he will be happier at West Po

Miss Landis does surprisingly well the vocalist. She is a stunner and best vocal effort is "She's a Good Nei bor." John Shepperd, a fine perform stands out as the leader of the orches George Montgomery makes the transit from Westerns to a straight dramatic r with some difficulty. Best supporting p formance is that of William Tracy as of the cadets. He is truly comic and deserving of better material.

Complete score by Robin and Rain includes "Uncle Sam Gets Around," "Sh A Good Neighbor," "I'll Settle for Yo "It Happened, It's Over, Let's Forg and "My Old Man Was An Army Man.'

CAST: Carole Landis, George Montgo ery, John Shepperd, William Tracy, Ja Carter, Robert Lowery, Basil Walker, Ch Chandler, Otto Han, Jane Hazzard, Ec Mae Jones.

CREDITS: Producer, Sol M. Wurtz Director, Ray McCarey; Screenplay, St ley Rauh, H. W. Haneman; Original, Ja Andrews and Richard English; Cameram Charles Clarke; Film Editor, Fred Alle

DIRECTION, Capable. PHOTOGR PHY, Good.

Larner, Berg in New Spots

Henry Larner takes over Mond as trade paper contact man for Par mount's publicity department und Al Wilkie, with Herb Berg, long that spot, switching to exploitatio promotion under Alec Moss.

New Indie Exhibitor Unit in Washington

(Continued from Page 1)

only, four-point program embraces (1) matters pertaining to fire and police regulations regarding theaters; (2), information service for embers; (3) united dealings with stribs. here, and (4) united dealings with employe unions.

Officers named are:

President, Charles Olive; vice-president, Abe Tolkins; secretary, Ashley Abendschein; treasurer, Lloyd Wineland; general counsel, Samuel M. Boyd.

Organization will meet every other Wednesday, probably in the Willard Hotel. Scheduled to speak at future meetings are three Allied leaders, Sid Samuelson, Philadelphia; Jack Kirsch, Chicago, and Pete J. Wood, Columbus, O.

Film Testimonial Plan Starts in Mich. Nov. 28

(Continued from Page 1)

Plan will be used only in Michigan which will serve as a testing ground for similar campaigns in other territories.

First trailers, prepared by National Screen Service, will hit the screens on Monday. Testimonials by prominent local people will be used in theater ads all over the state.

Hudson said that the Minnesota Amusement Co. is preparing to adopt the plan and will work with the independent theaters just as UDT has done. It is reported that if the plan proves successful, it will be sponsored further by National Allied.

Hudson said it would be difficult to measure the success of the enterprise from a dollar-and-cents angle, but that it was bound to help in maintaining patronage and, as he put it, "it can do no harm."

Studio Unions Conference Elects Temporary Officers

West Coast Bureau of THE FILM DAILY

Hollywood—Conference of Studio Unions has elected Herbert Sorrell temporary president; D. T. Wayne, temporary vice-president; Russell McKnight, temporary secretary-treasurer.

Permanent officers will be elected after other studio groups have joined the conference.

WEDDING BELLS

Morton Gerber of Warners' home office promotional staff, and Marjorie Loth, of New York City, are engaged to wed. Date of the nuptinals has not yet been set.

Who Said There's a War? British Odeon's Profit Increases £170,000 to £643,287

London (By Cable)—Who said there's a war?

Odeon Theaters circuit annual report shows a profit of £643,287 an increase of £170,00 over the preceding year.

Will Probe Decree's Sabotage

Ohio Exhibs. Claim Article IV Violated

(Continued from Page 1)

denied a contract on one block unless a previous block had been bought, it was not being done with the consent and knowledge of the company heads.

In some circles it was said that blame could be placed in the lap of over-ambitious salesmen or to the negligence of some companies in not insisting on full compliance with the decree. M-G-M, it is reported, has informed its sales staff that it will not tolerate any violations of the decree.

Ohio Exhibs. Report Violations

Replying to a questionnaire sent out a week ago, more than 100 Ohio exhibitors have reported violations of Article IV of the New York consent decree, Pete J. Wood, secretary of the ITO, revealed yesterday.

Wood last week charged that complaints flowing into his office showed the decree is being "systematically sabotaged" by the five signatories in refusing to "lease their later blocks of pictures unless their earlier blocks were leased" and declining to lease features "unless given a deal on their short subjects and newsreels."

In releasing the results of his survey, Wood asserted that he also had found "exhibitors are reluctant to file arbitration proceedings in connection with these violations because of the fear they have that the distributor will retaliate by shutting them off from a supply of film or making the terms so out of reason that it practically amounts to the same thing."

Quotes from Replies

Here are quotes from a portion of the Ohio ITO questionnaire replies, giving the reaction of exhibitors to treatment by the five companies:

> **"Wanted to skip the first block and buy the second, but they practically doubled the price on the second block."**
>
> **"The companies checked (three) have refused to sell the second block unless the first block was sold."**
>
> **"Suggested that the United States have undercover man go out and try to buy some features without shorts, newsreels and trailers."**
>
> **"I would like to see an exhibitor buy features without shorts."**
>
> **"Forced news on me. If I hadn't taken news, features would have been much higher in price."**
>
> **"They will eliminate earlier blocks but warn that revenue of first five will apply on top of second group."**
>
> **"Try to get a livable feature deal without coming through on shorts and newsreels."**
>
> **"One company attempted to sell their second block before releasing their first five."**
>
> **"No company intends to let us buy groups as we wish, as far as I can gather."**

On the other hand, reports from the Southwest indicate some "sabotaging" by exhibitor interests.

Mono. With 11 Features Ahead Sets New Record

West Coast Bureau of THE FILM DAILY

Hollywood — Including two pictures finishing this week, Monogram establishes an all-time record in the company's history by having 11 pictures completed ahead of schedule and awaiting release dates.

Before Christmas, four more productions—"Thunder River Feud," "Black Beauty," "Law of the Jungle" and "Below the Border"—will be completed, for a total of 16 features and 9 westerns. This is one picture in excess of one-half the entire Monogrom program for 1941-42.

"Keep 'Em Flying" Starts At N. Y. Criterion Nov. 26

Universal's new Abbott-Costello starrer, "Keep 'Em Flying," opens at the Criterion, New York, Nov. 26.

Ascap Board Extends Terms of Present Officers

The Ascap board of directors on Wednesday voted to extend the terms of the present officers of the society until April 1, 1942, when the next annual election will be held.

President Gene Buck and other officers of the society will continue in office.

Alros to Distribute Mono. Films in Chile, Bolivia

Santiago, Chile (By Cable)—Norton V. Ritchey, vice-president of Monogram, in charge of foreign operations, has entered into a contract with Alros Distributors, headed by L. Alberto Robles Sotomayor, to distribute 24 Monogram pix in Chile and Boliva, effective immeditely.

Ritchie next goes to Peru, Ecuador and Colombia.

Republic Acquires Bromberg Franchise

(Continued from Page 1)

Prexy James R. Grainger of Republic.

Grainger, in making the announcement, said that the company would retain the Bromberg personnel intact.

Bromberg, who has been in film biz since 1909, has been identified with Republic since 1935, and had renewed his franchise in December, 1938, for four years. He plans a long vacation and, with Mrs. Bromberg, will leave about Jan. 1 for a South American tour. His headquarters are in Atlanta.

Grainger expressed Republic's regret on Bromberg's decision to sever business relations with the company.

Metro to Open Chi. Sales Meet Nov. 29

(Continued from Page 1)

date and plans for the balance of the season. William F. Rodgers, general sales manager, will preside.

Nicholas M. Schenck, Loew's prexy, returns to the Coast tonight, accompanied by William F. Rodgers, Metro general sales manager. Rodgers plans to remain in Hollywood for about a week looking at new product. He will then fly to Chicago.

MPTO of Virginia Will Meet in Richmond Jan. 29

Richmond, Va. — The MPTO of Virginia will hold its mid-Winter convention at the John Marshall Hotel here on Jan. 29. Allen Sparrow heads the arrangements committee. Unit is inviting Gov.-elect Colgate Darden and members of the new General Assembly to attend the annual banquet and ball.

TO THE COLORS!

Chicago—James Flaherty of M-G-M film exchange has joined the Army. He is a son of Frank Flaherty of the Columbia sales staff.

Sergt. Lew Mentlik, until his induction New York staffer for the Exhibitor, is headed for a commission. He goes to the officers training school at Fort Banning.

West Coast Bureau of THE FILM DAILY

Hollywood — Ted Cheesman, former film editor at RKO Radio, has left with the Citizen's Technical Corps for Montreal, and after training there, will go to England for duty.

WALT DISNEY'S

DU

CIRCUS OF FUN
in TECHNICOLOR

Book now!

THE GREATEST SHOW ON EARTH

Now in its fifth sensational week on Broadway doing "Snow White" business.

Already set as the gala holiday attraction in more than 50 key cities coast to coast.

OR HOLIDAY PLAYING TIME!

Contact your RKO Exchange immediately

Masters Leaves UA For Post With Odeon

(*Continued from Page* 1)

who would succeed Masters but it was assumed in UA official circles that Carl Leserman will be named as sales manager some time after Gradwell L. Sears takes over as vice-president and general manager of distribution on Monday. Beyond that, there was no inkling of what course Sears would pursue.

UA heretofore has had two divisional sales chiefs. Harry Gold has functioned in the East, and, during the past year, Masters has handled the Western territory. Masters, who has been affiliated with UA for 22 years, previously was Canadian sales manager. He expressed deep regret at severing his association with UA.

Empire-Universal Films is controlled by N. L. and Paul Nathanson and distributes most of the English pictures shown in the Dominion, as well as Universal and Republic product. Odeon Circuit operates 85 theaters throughout Canada.

Kelly to Tender Farewell Luncheon for Masters Today

Haskell Masters will be given a farewell luncheon today at Toots Shorr's restaurant by Arthur W. Kelly, UA vice-president. A number of company executives and friends of Masters have been invited.

Hanson to Distribute "Birth" Pic In Canada

Toronto—Oscar Hanson has secured Canadian rights to "Birth of a Baby" and is reported organizing to roadshow the picture, with premiere in Toronto. Hanson also has acquired the British propaganda feature, "Mein Kampf," which opened at the Toronto Alhambra this week.

Carney in AAA Post

Milwaukee—J. M. Carney is the new clerk of the AAA tribunal here, succeeding J. L. Lowell, former Michigan University fullback.

Bridge in the Lobby

San Francisco—Your correspondent didn't see this himself, so he won't vouch for it, but the manager of the Coliseum, local nabe, swears it's true. Seems it was a busy night at the house and the foyer was jammed with waitees. One foursome requests a deck of cards and quietly begins playing bridge. Others get the idea, and cards, and the tables, and in a few minutes there are half a dozen bridge games in action all over the foyer. Theater supplied free candy for the players.

Hunter's Shot Blacks Out Film Theaters In 11 Up-state Michigan Towns Four Hours

Detroit—Shows in eleven upstate Michigan cities were completely blacked out for four hours, when power was shut off by a line failure during show hours in the early evening. Damage was caused by a hunter who shot an insulator on the power line. Towns affected are West Branch, Tawas City, Rose City, East Tawas, Prescott, Au Gres, National City, Turner, Whittemore, Twining, and Alabaster.

Para. Execs. in Chicago For Two-Day Sales Meet

(*Continued from Page* 1)

charge of sales, will preside at the meeting, which will be addressed by Barney Balaban and Adolph Zukor, who arrived from New York this morning.

A "world premiere" trade screening of "Louisiana Purchase," will be held today at the Esquire Theater, and much of the meeting will be devoted to a discussion of its sales plans. In addition, general selling problems will be discussed.

Attending the sessions are district managers W. H. Erbb, Boston; M. S. Kusell, New York; H. H. Goldstein, Cleveland; E. W. Sweigert, Philadelphia; Allen Usher, Chicago; R. C. LiBeau, Kansas City; M. A. Brown, Denver; H. W. Braly, Los Angeles; H. Owen, Dallas; J. F. Kirby, Atlanta and Branch Manager J. J. Donohue of Chicago.

In addition to Messrs. Balaban and Zukor the following members of the home office sales department will be present: N. F. Agnew, C. M. Reagan, J. J. Unger, G. A. Smith, O. A. Morgan, C. J. Scollard, G. B. J. Frawley, R. M. Gillham, A. Moss, F. A. Leroy, H. J. Lorber, A. J. Dunne, M. R. Goodman, J. Phillipson. J. Roper and Claude Lee. Del Goodman in charge of sales in Canada and G. C. Parsons of Honolulu, will also be present.

Defense to Ask Dismissal In Buffalo Lottery Trial

Buffalo — Supreme Court Justice George A. Larkin will hear arguments Monday on a motion for dismissal of the indictment against Harry T. Dixon and the Jay-Phil Corp., charged with violating the state anti-lottery laws by operation of Bingo games in the Academy Theater, downtown subsequent-run house. Court was recessed Wednesday after the State had rested its case.

Defense contends Bingo playing was incidental to presentation of motion pictures. Witnesses for the state testified that admission to the theater on Bingo nights was 99 cents while players who stood in the lobby paid nothing. Admission on other nights was 15 cents.

Widenor on Defense Work

Altec Service has given W. R. "Russ" Widenor, Philadelphia supervisor, a leave of absence to do specialized defense work for Western Electric.

Demurrer Disallowed In Suit Against Morrison

West Coast Bureau of THE FILM DAILY

Hollywood—Superior Court Judge Swain has disallowed the demurrer of Attorney Martin Gand, representing Feldman-Blum and Marlene Dietrich who are being sued by agent Leo Morrison for allegedly influencing Wayne to break his contract with Morrison.

The demurrer attacked Morrison's complaint on grounds he had not complied with all provisions of the State Labor Commission. Defendants have 10 days in which to file a formal answer to complaint.

Studio Local Re-elects Fairbanks Business Agent

West Coast Bureau of THE FILM DAILY

Hollywood — Zeal Fairbanks was re-elected business representative of Studio Labor and Utilities Local 727 over three opponents. He polled 324 votes. Stanley Evans Billington was second with 156 votes. Fred Gilday was re-elected to executive board, with Charles Cockey with other board member up for re-election, failing of re-election by two votes.

Orville Broan, L. M. Gill, Lindsey Thompson and Al Erickson were elected to the board. Grant Dill was re-elected financial secretary.

450 Attend MP Associates Dinner-Dance at Astor

Approximately 450 attended the 22nd annual dinner and dance of the Motion Picture Associates in the Grand Ball Room of the Hotel Astor Wednesday night. Attendance was largely from exchange execs. and leading local exhibs.

Won't Okay 16 MM. Soviet Pix

Toronto — Ontario has partially lifted the ban against all Soviet films but no move has been made by Quebec or other Provinces to approve any Russian picture. The Ontario censors have announced that no Russian 16 mm. films will be approved.

In Race for Union Post

Washington Bureau of THE FILM DAILY

Washington — Claude Ringer is opposing Pearl Torney for the presidency of Exchange Employes Local B-13 at the Dec. 4 election. Latter is running for re-election.

More UA Theaters Up to New Regime

(*Continued from Page* 1)

former RKO Downtown, lately a night club, for a first-run here, has collapsed. Basic reason is said the signing of a deal by United D[illegible]troit Circuit for new UA product, [illegible] that the projected move is seen now as part of a strategy to give UA an outlet here in case the deal with UDT fell through.

This is only the second deal for new product signed by UDT here—with Columbia the first. The circuit, running three of the five local first-runs, has not signed for any films yet under the New York consent decree terms. No immediate film blockade as a result of the delay in setting first-runs is anticipated, however. Detroit has been having this situation annually.

Hecht to Write, Produce, Direct UA's First Prod'n

United Artists Productions, Inc., announced Wednesday that it had awarded a three-way contract to Ben Hecht for its first production, "The G-String Murders," Gypsy Rose Lee's murder-mystery novel.

Hecht will write, produce and direct the picture.

Des Moines Exch. Union Asking Wage Increases

Des Moines, Ia.—A special committee of the Exchange Employes union of Des Moines will confer with exchange managers next week on demands for increase in pay for shipping, poster clerks and other union employes working in the branches.

A special meeting of the union was held recently as a result of shifting of future contract negotiations from New York to each exchange. The increase in pay was sought because of the additional work.

Ray Butcher of the Fox Exchange is president of the local union.

Troops in Iceland, Bermuda Will See Grid Highlights

Harry Buxbaum, Twentieth Century-Fox New York Exchange manager, has compiled three reels of the highlights of the most important football games played this season from Fox Movietone News clips. These will be shipped to Army advance outposts in Iceland and Bermuda for screening for the troops.

Prosperity Sign

San Francisco—Business must be pretty good at the Fox Theater here these days. The fellow who owns the cigar store next door has just bought the Club Moderne, one of the town's biggest night clubs.

9th Annual Convention

The Independent Theatre Owners of Ohio

TUESDAY,
NOV. 25th
10:30 A. M.

M.G.M. "SHOWMEN'S CLINIC"

Experts will explain how
to get more
money into the boxoffice

World's
Premiere
Performance

7:00 P. M.

Annual

I.T.O.O. BANQUET

Informal Souvenirs for the ladies

Good Food
Short Speeches
Snappy
Entertainment

WEDNESDAY,
NOV. 26th
1:00 P. M.

I.T.O.O.

CONVENTION SESSION

ALL Theatre Owners Are Welcome!

There are so many topics of importance that the start will be at ONE P M no matter how many are present!

HEADQUARTERS: DESHLER-WALLICK HOTEL, COLUMBUS, OHIO

4th WEEK ON BROADWAY!

"HOW GREEN WAS MY VALLEY"

AT THE **RIVOLI**

20th CENTURY FOX

3rd WEEK ON BROADWAY!

"WEEK-END IN HAVANA"

(IN TECHNICOLOR)

AT THE **ROXY**

20th CENTURY FOX

2nd WEEK ON BROADWAY!

"SWAMP WATER"

AT THE **GLOBE**

20th CENTURY FOX

Building
Remodeling

THE Film Equipment News DAILY

Equipment
Maintenance

OL. 80, NO. 101—Second Section NEW YORK, FRIDAY, NOVEMBER 21, 1941 TEN CENTS

EBERSONS SET MASTER DRIVE-IN PLANS

Standards Sought For Studio Elec. Equipment

PLAIN TALK

. . . about equipment

By GEORGE H. MORRIS

quipment Editor, THE FILM DAILY

THAT upon the present rests the future well-being of the business world,—and his includes the vast film industry's equipient field—, is being demonstrated by RCA Mfg. Co. out in Indianapolis. There the ompany is offering six months of short nstructional courses of general interest to ts employes,—the classes being conducted n the Hotel Dearborn.

Such a step has behind it a very practical urpose, namely that the improvement of nanpower in commerce goes hand-in-hand vith mechanical improvement if the maxinum efficiency is to be achieved. If mahines are being constantly bettered, why ot also the men behind the making of nachines,—and products generally. It is nore than a guess that this is the prinipal which F. H. Kirkpatrick, RCA's personnel director, tossed on the table for executive consideration,—and which brought prompt okay from that organization's chiefs.

o

SO it is that we read a dispatch from the Indiana metropolis that the RCA-ites are being given a general education course which will increase their alertness, skill and happiness both in and out of working hours.

Says Kirkpatrick: "We want to have everyone who works at RCA a better type of person for having worked here," and stresses that this is not a program of employment training per se, but one of general education, with each employe free to elect one or more course from a list which, in part, comprises Accounting; Basketball (for girls); Clothing Selection and Style (for girls); Ballroom Dancing; Etiquette (for girls); Mathematics (trigonometry); and Shop Theory.

RCA is by no means the only firm to set

(Continued on Page 2)

Takes On New Slant

That romantic Honolulu theater, the Golden Wall, which was formerly used for Chinese stage presentations has been added to the chain of the Royal Amusement Co. whose solons will operate it as a nabe pic house. The 700-seat stand has been completely redecorated and refurnished. P. C. Fat will manage.

Com. Named By Zanuck Holds Its First Huddle; New Equip. Also To Fore

West Coast Bureau of THE FILM DAILY

Hollywood — Efforts of the Research Council of the Academy of Motion Picture Arts and Sciences to seek standardization of studio electrical equipment have been formally launched here, along with the aim to establish, where necessary, standards for the design of newly developed equipment.

In the wake of announcement last week by Darryl F. Zanuck, Research Council's chairman, that he had

(Continued on Page 4)

G-E Air Conditioning Appointments Made

J. P. Rainbault, manager of GE's air conditioning and commercial refrigeration department, Bloomfield, N. J., announces that H. D. Kelsey, engineer of the department, had been called for the duration of the emergency to take duties in the supercharger engineering department.

Coincidentally, Rainbault announced the appointments of F. T.

(Continued on Page 5)

Erpi Files in Delaware To Sell Instruments

Dover, Del.—Electrical Research Products, Inc., has filed a charter with the corporation department of the Secretary of State's office to deal in electrical instruments. The new

(Continued on Page 4)

Built-In Speakers

Ft. Lauderdale, Fla.—Jack Fitzwater, city manager of Florida State Theaters, declares that in addition to the four stands now being operated by his company a Drive-In is to be opened soon. Project calls for Simplex projection and RCA sound. Approximately 200 speaking units will be built into the ramps at 15-foot intervals, instead of utilizing in-car speakers. Roy A. Benjamin, of Jacksonville, will be architect in charge of building the Drive-In.

Fischer's Edge Moor Is Set For Its Bow

Wilmington, Del. — Edge Moor Theater will open next Wednesday. Albert J. Fischer, operator of the Keswick, Glenside, Pa., and Narberth, Narberth, Pa., is managing director with Frank Walters, former manager of the Iris at Kensington and Allegheny Aves. in Philadelphia as resident manager. Thomas Paul, assistant manager, was formerly with Warners in Atlantic City and at the Queen, Wilmington. Pauline

(Continued on Page 6)

Radiant Screen Is Now In New Chi. Quarters

Chicago—The Radiant Screen Co., Harry Eller, president, has moved to larger quarters at 1140 to 1146 West Superior St. A. W. Wertheimer, director of the radiant screen department, says they have increased

(Continued on Page 5)

Motiograph Orders Pour In

Demand Is Big for Sound and Projection

Chicago — Motiograph, Inc., continues to do a huge volume business currently with its de luxe projection and sound equipment, the company's dealers reporting increasing demand in all sections of the country.

Installations most recently made have been largely from orders filled through B. F. Shearer Co.; Wil-Kin Theater Supply; Falls City Theater

(Continued on Page 4)

Jim Owens Joins Staff Of RCA Camden Office

James H. (Jim) Owens, an RCA Photophone salesman from the Baltimore territory, has been transferred to the home office of the RCA Manufacturing Company at Camden, it has been announced by E. C. Ca-

(Continued on Page 7)

New Ideas Will Dominate; Sees Big Exhib. Benefits In Shifts of Population

Further impetus was given at midweek to the spectacular rise of Drive-In theater construction when the architectural firm of John and Drew Eberson disclosed that it is currently preparing three master plans for open air stands of this type at the behest of Park-In Theaters, Camden, N. J., thereby assuring exhibition interests of the most advanced and practical designs.

Under the arrangement, it is understood, clients can arrange supervision of their Drive-In units' construction with the Ebersons.

One of the many features of the

(Continued on Page 6)

Altec Sets Deals in South and Southeast

Altec Service activities in the South are highlighted by these deals, as reported by Altec's Atlanta District Manager, A. Fiore:

Altec service and maintenance agreements with (Ala.) Palace and Ritz, Guntersville; Princess, Decatur; Col. Orr Circuit, Albertville,

(Continued on Page 7)

Ohio City May Legislate Compulsory Parking Space

Youngstown, O.—City Council here is considering a proposed ordinance requiring that parking space be provided at all theaters erected or altered in the city. The legislation would require any new theater to

(Continued on Page 7)

Anent Showings . . .

Rochester — Six hundred twenty-nine employes of the Eastman Kodak Co. are serving in the nation's armed forces, it was reported here this week. Of the number, 421 are from the Kodak Park plant of the company; 113 are from the Camera Works; 45 from Hawk-Eye Works, and 50 from the Kodak office.

Building Remodeling — THE Film Equipment News DAILY — Equipment Maintenance

A Second Section of THE FILM DAILY comprehensively covering the equipment field, published every second Friday, except holidays, by Wid's Films and Film Folks, Inc., 1501 Broadway, New York City. John W. Alicoate, Publisher; Donald M. Mersereau, General Manager; Chester B. Bahn, Editor; George H. Morris, Equipment Editor. West Coast Bureau, 6425 Hollywood Boulevard, Hollywood, Cal., Ralph Wilk, Bureau Chief.

PLAIN TALK

. . . about equipment

(Continued from Page 1)

the pace for the training of manpower. For example, this corner remembers very vividly the launching of staff-training by National Theater Supply Co. when its executives decided that when young technicians come to a specialized field, such as theater equipment, that there is a clear duality of interests to be served,—the interests of both firm and employe. Accordingly, all of us in the equipment realm who have taken a good peep into the smooth workings of NTS and its branches have been impressed by the fact that this branch manager and that branch manager has been schooled to his post.

o

THAT schooling has frequently been superimposed upon a very intensive span which the "candidate" has spent in school, university, yes and in the "college of hard knocks." He has been taught the many, and oft complicated, ramifications of equipment,—its making, marketing, and subsequent servicing. When you stop to think of the complexity of a job which calls for equipment knowledge such as National's branch managers and other staff men must possess, it begins to dawn upon you how rich is the reservoir of experience and practical assistance upon which the theaterman, great and small, can draw with certainty that his needs will be properly filled.

Up in Rochester, out in the equipment hot-bed of Chicago, and along the far-flung Pacific shores,—just as in our own East and myriad points the country over—, there is a growing tendency to "refine" men and machines. In that growing tendency lies the greatest insurance against commercial static, and the greatest assurance that in the tomorrows the equipment field will march forward in strides like the fabled Seven League Boots.

Make no mistake about it, equipment has yet in filmland to reach its Golden Age.

Marr Erecting Royal

Detroit — George Marr, Saginaw theater owner, is starting construction on a new house, to be called the Royal at Highland and South Jefferson Aves.

Roosevelt Gets Drapes

Swoyerville, Pa.—New stage draperies have been installed at the Roosevelt Theater by Manager Frank Pepe.

CHANGE TO ALTEC SERVICE
..A CHANGE FOR THE BETTER
ALTEC
SERVICE CORPORATION
250 West 57th Street • New York City

S.O.S. Cinema Supply's Recent Sales Listed

Equipment sales effected by S.O.S. Cinema Supply Corp. recently include the following, it is reported by firm's New York headquarters.

Cinemaphone sound, Simplex projectors, and other items to Joe Taylor's Neihart Theater, Neihart, Mont.; Forrest rectifier and Morelite automatic reflector arc to Crescent Lake Club, Alpha, Ill.; B-33-MD S.O.S. Cinemaphone amplifier to Dunlo Theater, Dunlo, Pa.; Morelite reflector arcs and Forest rectifiers to Glen Martin's Badger, Badger, Minn.

Also an S.O.S.-Flextone screen to the Drift Theater, Drift, Ky.; Simplex projector to Drew Radio & Electric Co., Drew, Miss.; Gyro-Stabilizer sound heads to Powell's Theater, Chincoteague, Va.; 4-unit Super Gold Seal ticket register to Peter Alderman, Pittsburgh; and Morelite lamps and generator set to the Opera House Theater, Princeton, Me.

Suburban N. O. Houses Are Going Up Rapidly

New Orleans—Construction of the two new theaters in Lakeview, surburban section of this city, is progressing rapidly according to owners. One of them, which is being built by United Theaters, Inc., is expected to be completed in February.

Construction of the second house by Robert E. Smith, local realtor which he will operate himself, was only recently begun.

Berger Selects RCA

Camden—Louis Berger, president of the Standard Amusement Co., operator of a brace of Philadelphia theaters, has signed an RCA Photophone contract covering the 700-seat Ideal Theater. Deal involves new booth equipment, a disc turntable and other equipment in addition to sound.

Three R. I. Stands Improve

Boston — NTS has installed a Walker PM screen in the Palace Theater, Arctic, R. I.; National stage draperies have been purchased by the Thorton Theater at West Warwick, R. I. National rubber matting and Sealuxe lobby frames have been installed in the Hollywood Theater at East Providence, R. I.

Rentals—

A FULL line of modern equipment together with a staff of trained men to handle any job large or small anytime, anywhere. Generator trucks, searchlights and floodlights, for premieres and general lighting activities.

Let Us Enlighten You on Your Lighting Problems

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333 W. 52nd St., New York City
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York Merger Action Is Continued by Court

Wilmington, Del. — Judge Albert J. Watson, of Scranton, Pa., in the U. S. District Court here, denied the motion of the complainants, Charles A. Hottenstein, Carl Schmoyer and Andrew Fekety, with R. Thomas Moore, intervening complainant, consenting, to dismiss their suit to enjoin the merger of York Ice Machinery Corp. into York Corporation.

Judge Watson announced that the court will fix a date for trial de novo. The proposed stipulation in the case would have provided for payment of $80 per share to all preferred stockholders who had objected to consummation of the merger in writing prior to the taking of the vote.

The court took under advisement four petitions to intervene by preferred shareholders who had not filed such objections and who did not cast their votes at the meeting when the vote was held.

Lyric Theater Instals New Auditorium Chairs

Dunellon, Fla.—Approximately 300 red-leather upholstered seats have replaced the old chairs in the Lyric Theater. The entire interior of the house was remodeled, with the center aisle eliminated so as to make better seating facilities for the public.

Earl M. Fain is owner and operator of the theater.

COMING and GOING

EUGENE S. GREGG, operating head and vice president of Western Electric Export Corp., ha returned to New York after a prolonged trip t Africa via India during which he introduce Erpi as an operating entity in the Union o South Africa.

JOHN EBERSON is scheduled to leave Ne York during the coming week for Pittsburgh.

HARRY M. BESSEY, Altec's secretary-treasurer, has returned to New York from a busines trip to the Midwest.

H. B. ALLINSMITH, assistant general foreig manager of Western Electric Export Corp., i making a plane tour of inspection of the company's Latin-American offices. He will spen three months in Brazil, relieving **H. E. MacFARLAND**, branch office manager, who will retur to the States this month. Allinsmith is expected to return next April.

G. L. CARRINGTON, vice-president and general manager of Altec, has returned to the loca home office from the Coast.

DREW EBERSON is expected to return to New York from Florida the early part of December.

Porras Improves El Paso Alcazar, Colon Theaters

El Paso, Tex.—The Alcazar Theater here installed new sound-proofing and new carpet through the National Theater Supply. The Colon Theater, under the same management, is installing a new RCA sound equipment.

Alberto Salas Porras, manager, reports an increase of 15 per cent in receipts so far this year over last.

MOTIOGRAPH

Proudly Presents the New

MIRROPHONIC DE LUXE

• • •

THE LATEST DEVELOPMENT IN SOUND

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This new system is Western Electric built throughout except for the Reproducer Set which is built by Motiograph, Inc. and based on designs of Electrical Research Products Inc., Western Electric Company subsidiary. Truly this sound system is the logical equipment companion to the famous

MOTIOGRAPH PROJECTOR

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for details, consult

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CHICAGO

Ballantyne Explains Sound Head Feature

Omaha—Technicians of The Bal-antyne Co. here assert that one of he outstanding features in the de- gn of the new Royal Soundmaster und heads is the interchangeabil ty of the Simplex and Powers sound eads. In other words, in place of making two individually engineered sound heads, one for Simplex and one for Powers, one sound head has been developed in the Royal Soundmaster line, and this is made standard for Simplex.

In addition to this, an adaptation f the Simplex sound heads for Powers has been worked out. This makes it possible for any exhibitor using Powers projectors, it is delared, to change at any future date to Simplex projectors without having to discard his sound heads, as it s only necessary to replace the Powrs drive pinion with a Simplex drive pinion to make this change.

Drive-Ins Seen Answer For New "Boom Towns"

San Francisco—California theater men see the Drive-In movie as the solution to the demand for additional entertainment facilities in many towns near army camps and defense boom activities.

Defense priorities are very little obstacle to drive-in construction. Big point, however, is that operators figure that they won't be stuck with an empty house when emergency passes. Principal investment in Drive-In theater is sound and projection equipment, which can be yanked out and transported elsewhere in a few hours. Ground on outskirts of towns can be leased cheaply, graded and paved for a few thousand dollars,—that, plus a cheap wooden frame for the screen, is about the only permanent construction that goes into a Drive-In. Houses, if you can call them houses, have been real money makers in all districts where the climate isn't too much of a handicap.

Big extra revenue in Drive-Ins comes fro msuch concessions as drinks, food, candy and other items. Sometimes the profit from sidelines amount to more than regular net.

Stumbling block most Drive-Ins to date have run into is that exchanges treated them harshly, generally speaking, on clearance. But with such circuits as Fox-West Coast and Golden State studing the Drive-In set-up, that problem isn't likely to rise.

Three Get Candy Counters

Wilkes-Barre, Pa. — The Hart, Capitol and Penn Theaters in this city have installed new candy counters as well as candy-vending machines.

Louisville Drive-In Shutters

Louisville—The Drive-In Theater, operated by Herbert Ochs and Col. Harry E. Long of Cleveland, closed Sunday for the Winter season.

All On Double Duty

Chicago—Several firms manufacturing motion picture equipment and vending machines are now engaged in defense work, plus regular lines. Among them are Rockola Co., O. D. Jennings Co., Mills Novelty Co., DeVry Corp., Bell & Howell, Holmes Projector Co., Motiograph, and Chicago Coin Machine Co. The vending machines' bodies are wood 'stead of aluminum.

Building Permit Okay For Youngstown Strand

Youngstown, O.—Work has been started on a new theater at 2703 Mahoning Ave. Building Inspector Paul Boucherle has issued a building permit to the F & Y Construction Co. of Columbus.

Owners of the new theater, which will have a capacity of about 1000 seats are John and George Gran of nearby Campbell. Estimated cost of the building is $50,000, but it is expected the total cost will be much higher.

The construction firm also is constructing the new theater on Midlothian Blvd. The new building will be brick construction 138 feet long and 59 feet wide, and of modernistic design.

Altec Names Peterson To Branch Managership

In line with its promotion-from-the-ranks policy, Altec Service has moved D. A. Peterson, formerly supervisor in the Altec Philadelphia district, to a branch managership in the same district, under E. O. Wilschke.

Announcement was made by L. W. Conrow, Altec president.

Amherst Bows Shortly

Buffalo—A new theater, the 1,100-seat Amherst, will shortly open its doors in the Amherst section here. A. Gibson, treasurer of the Dipson Realty Co., which will operate the house, has signed with RCA Photophone for sound and booth equipment, and an RCA Magic screen.

NTS Supplies Delbarton

Cincinnati—Cassam Hindy, owner of the Delbarton Theater, Delbarton, W. Va., has purchased Simplex Four-Star sound, Simplex projectors, Simplex High lamps, National rectifiers and B & L lenses. NTS made the installation.

Equip. for Regis Theater

Philadelphia — Davis S. Moliver, president of the Regis Amusement Co., has signed with RCA Photophone for sound and booth equipment for the Regis Theater here.

Kofeldt Not Building

Roseville — Walter Kofeldt, well known theater manager who had announced plans for a theater on Main St., advises he has abandoned his theater plans here.

TWO
THINGS TO
REMEMBER

NOWADAYS, if you're thinking of equipment—and who isn't?—there are two things you should remember. Projection is one; service is another.

SIMPLEX has stood for the best in projection for over 30 years, while 32 other projectors in that time have appeared and disappeared. And for 15 years, NATIONAL THEATRE SUPPLY COMPANY has given exhibitors friendly, helpful and complete service, day and night.

No matter what happens, SIMPLEX and NATIONAL THEATRE SUPPLY COMPANY will help you provide your patrons with projection and sound quality that will keep your patrons satisfied.

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PROJECTION
& SOUND

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NATIONAL THEATRE SUPPLY COMPANY

Dealer Orders Heavy For Motiograph Equip.

(Continued from Page 1)

Equipment Co.; Indiana Theater Equipment Corp.; Modern Theater Equipment Co.; J. F. Dusman; Oliver Theater Supply; Don Ruliffson Supply, Inc.; Graham Bros.; Joe Hornstein, Inc.; Exhibitors Supply Co.; Western Theater Supply Co.; and Louisiana Motion Picture Equipment Co.

Mirrophonic De Luxe Sound and Motiograph De Luxe Projection have together gone into the following theaters or purchaser establishments; Midway Theater, Lancaster, S. C.; Civic Center Theater, Great Falls, Mont.; Rochelle Theater, Rochelle, Ga.; Bijou, Chattanooga; New Theater, Berkley, Va.; Arnold & Sisco, Louisville; Ada, Tahoka, Tex.; and the Bard, Louisville.

Mirrophonic De Luxe Sound has been installed in Paramount Film Distributing Corp., Dallas; Paramount Pictures, Inc., Indianapolis; Varsity, Raleigh, N. C.: Paramount Pictures, Inc., Cleveland; Drive-In Theater, Seattle; Paramount Pictures, New Haven; Paramount Pictures, Minneapolis; Paramount Pictures, Denver; Revilla Theater, Ketchikan, Alaska; Jefferson Amusement Co., Beaumont, Tex.; Manor, San Mateo, Calif.; Grand, Harrisburg, Ill.; Rialto, Beatrice, Neb.; East Texas Theater, Beaumont, Tex.; Broadhurst, High Point, N. C.; Roxy, Lafayette, La.; Legion, Dalton, Ga.; Abby, Abbeville, Ala.; and the Rex, Berkley, Va.

Installations of Motiograph De Luxe Projection include the Victory, Huntingburg, Ind.; Hollywood Theater, Detroit; Dunellen, Dunellen, N. J.; Parkway, Mt. Vernon, N. Y.; Vogue, Glendale, Calif.; Minnesota Amusement Co., Minneapolis; Farmingdale, Farmingdale, L. I., N. Y.; Elco, Portsmouth, Va.; and the Varsity, Raleigh, N. C.

Pooling to Build Theater

Detroit—William Schulte, circuit owner, and R. H. Moore, who separately own the only two houses at Coldwater, Mich., are pooling interests in construction of a new theater which will be erected as the third house at Coldwater.

Two Stands Get Sound

Wil-Kin Theater Supply, Inc., Atlanta, announces the installation of Mirrophonic De Luxe sound system in the Abby Theater, Abbeville, Ala., and another system in the Legion Theater, Dallas, Ga.

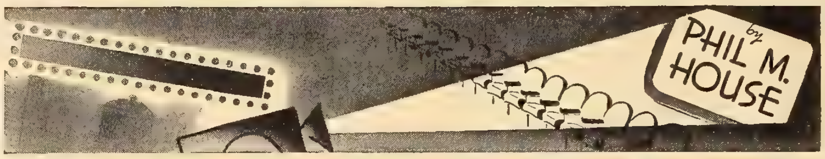
RCA for Ritz

The Ritz Theater, Warner house at Wilmington, Del., is being equipped with new High Fidelity RCA Photophone sound and booth equipment.

New De Soto Has Debut

Valley Head, Ala.—The new DeSoto Theater has opened here with "I Wanted Wings" as the initial showing.

OF MATERIAL INTEREST



● ● ● **BEN F. SHEARER**, West Coast equipment solon as well as considerable shakes as an exhib. out that way, has purchased the State Theater in Santa Barbara, Calif., and has named Col. Dow, formerly of Bremerton, Wash., as the manager. . . ● The Fox West Coast gents have what amounts to two brand new houses under way, via rebuilding the Grove and Balboa in Redlands, Calif . . . ● F. H. Hathaway's new stand, which he's gonna christen the Bell Theater, is expected to be in active operation a week or so before Ole Santa comes down the Campbell, O., chimneys. . . . ● Russell Egry, who for the past decade has been with Western Electric and Altec installing and servicing sound equipment for theaters in the Pittsburgh territory, has been transferred to the Arizona territory, and his successor is about to be appointed......

▼ ▼ ▼

● ● ● WARNER CIRCUIT outlets in the Chi sector continue to get improvements under the current program,—the Grover Theater being the latest to be dolled-up under the management of John J. Maloney. . . . ● Tom Ealand has let the contract for that two-story addition to his theater in Ferndale, Mich. . . . ● Inability to secure needed equipment has delayed opening of T. R. Arnold's new pic theater in Mulberry, Fla., which was scheduled for Nov. 1, but T. R. expects to unveil the project okay by the time mid-December comes around. . . . ● Congrats to Mort Rosen upon the debut of his Windsor in Balto on the night of Nov. 5......

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● ● ● **THE ROCHESTER FRONT:**......Several execs. of Eastman and B & L took part in an Armistice Day symposium on problems of national defense production as they affect the manufacturer......Among the participants were B & L's Carl S. Hallauer and J. E. Hansen, and Eastman's Thomas J. Hargrave. . . . ● Charles H. Vayo, Eastman's traffic manager, is heading the city's drive to save waste paper. . . . ● Substitutes now being used in civilian products were discussed by Wolfgang Heinrich, Eastman research chemist, in a speech before the Purchasing Agents Ass'n of Rochester. . . . ● Eastman has been awarded a $1,684,348 contract by the War Dept. for optical pressings, and a $77,922 award for photographic safelight lamp assemblies for the Air Corps. . . . ● In 13 weeks, 1,200 B & L employes have purchased a total of $121,000 in defense savings bonds......

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● ● ● BERNARD KLEID, who has been a member of National Theater Supply Co. for the past 15 years, is recovering rapidly from an appendectomy operation in Israel Zion Hospital, Brooklyn. . . ● Audiphone Co. of Detroit, hearing-aid distributors, is being taken over by E. M. Shaffer (Bill Peebles was former owner of the org.). . . . ● Anent the Auto City, Brobuck, Inc., producers of sound slide films, has moved its studios, formerly on East Bethune St., to the Boulevard Building. . . ● Out that-a-way, too, Adler Letter Co. has been awarded the contracts for sign equipment on the Iris Theater by Associated Theaters, and on the Admiral (the one-time Harmony) by London & Brooks.....

▼ ▼ ▼

● ● ● **PARAMOUNT'S** New Haven exchange screening room, which is in process of bein' all prettied-up with new seats, decorations and sundry equip., is set to open shortly with a tradeshowing of "Louisiana Purchase". . . . ● Altec Service has been appointed to service a large group of Fox West Coast first-run and preview theaters in the Los Angeles, Pasadena and Long Beach areas, and, included in the group also are first-run stands in Arizona and in the San Joaquin Valley. . . . ● Anent Altec, it has been appointed to service sound projection equip. of the Roxy Theater, New York......Irving Lesser, managing director, and Jerry H. Littenberg, Altec supervisor, negotiated the deal......

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Technicians Seek To Set Elec. Standards

(Continued from Page 1)

named a committee to consider a once the possibilities for such standardization, the group met in th Academy headquarters.

The committee consists of Brya Carter, Alexander Franklin, Fre Geiger, Felix Gouailhardon, Pau Guerin, Jack Krempel, Earl Miller Ray Moore, Harold Nye, Walte Strohm, and Gordon S. Mitchell manager of the Research Council.

Long alert to the benefits which would accrue to film production and the effectuation of greater efficiency and economy to the studios themselves, the Research Council, it is cited, views the proposed studies for standardization as now sufficiently practical to hold good promise of successful standardization.

It is also hoped that much of the confusion which has surrounded the design and manufacture of newly devised studio electrical equipment will be eliminated.

Erpi Files in Delaware To Sell Instruments

(Continued from Page 1)

company is capitalized at 200 shares of no par value stock.

The principal office is listed as the Corporation Trust Co., and the incorporators named are R. F. Lewis, L. H. Herman and S. M. Brown, Wilmington.

York Ice Inaugurates New Sales Department

In line with the current defense trend to "repair rather than replace" industrial and commercial equipment and also to maintain close contact with regular customers during the present emergency, the York Ice Machinery Corp., has organized a new sales department known as "The Accessory Equipment and Maintenance Department."

To head this newly-created department, the management has selected J. L. Rosenmiller.

The new department includes all the personnel of the former service department and the former accessory equipment and supplies division.

Town Hall Out of Line

Boston—The Town Hall in Westboro has been ruled out of line on building restrictions and must be remodeled before again being occupied by a theater. During the past several Summers it has been used continuously by a stock company.

Hayes' Fox Re-equipped

Cleveland—Hayes' Fox Theater at LaRue, O., has new Simplex Four-Star sound, Simplex projectors, Simplex High lamps, National rectifiers, B & L lenses and an Advance popcorn machine. NTS made the installation.

G-E Air Conditioning Appointments Made

(Continued from Page 1)

rothouse as engineer in charge at he department's Winter St. plant, in Fort Wayne, Ind., and of D. W. McLenegan as engineer in charge at he Bloomfield Works.

Kelsey's duties take him first to he GE Lynn River Works plant and ater to the new GE supercharger lant in Fort Wayne. A native of yracuse, Kelsey graduated from yracuse University with a degree n electrical engineering in 1920. Before graduation, he served as a tudent engineer with GE in Schenectady in 1919 and entered the GE test" after his graduation in 1920.

Grothouse joined GE in 1921 at Fort Wayne. McLenegan is a native of Milwaukee and was graduted from the University of Wisconin with a bachelor of science deree in 1921. He joined GE in Schenectady in June, 1922.

Wil-Kin Drape Orders Heavy In Southeast

Atlanta—Heavy demand for theater draperies marketed by Wil-Kin Theater Supply continues throughut the Southern territory, checkup of orders received recently by the ocal as well as Charlotte, N. C., office.

Among the theaters ordering drapes were the Clover Theater, Montgomery, Ala.; Dalton, Dalton, Ga.; American, Starke, Fla.; Caroina, Lexington, N. C.; Troy, Monroe, Ga.; Carolina, Columbia, S. C.; Colony, Greenville, N. C.; Palace, Key West, Fla.; Odeen, Savannah, Ga.; Marion, Ocala, Fla.; Colony, Fayetteville, N. C.; Colonial, Florence, S. C.; Ensley, Ensley, Ala.; Edison, Fort Myers, Fla.; Palmetto, Spartanburg, S. C.; State, Gainesville, Fla.; Levon, Enfield, N. C.; and the East Macon, East Macon, Ga.

Also the Georgia, Statesboro, Ga.; State, Chattanooga, Tenn.; Center, Durham, N. C.; Palace, Key West, Fla.; Reliance, Orangeburg, S. C.; Camilla, Camilla, Ga.; Frolic, Birmingham, Ala.; and the Paramount, Goldsboro, N. C.

Wiseman Refurbishing Ritz In Freeport, Pa.

Freeport, Pa.—The Ritz Theater here, owned and operated by J. H. Wiseman, is being renovated and redecorated.

New Simplex sound projectors, a new plastic moulded screen and new shadow box frames are also being nstalled.

Air Conditioning for Mode

Columbus, Ind. — The Betz Air Conditioning Co., Kansas City, has nstalled a new air conditioning system in the Mode Theater here. The house is operated by the Syndicate Theaters.

SMPE Adds Name Of Herman DeVry To Roster Of Motion Picture Industry's Immortals

Chicago—The name of the late Herman A. DeVry, D.S., local pioneer motion picture equipment manufacturer, engineer and inventor, who produced and marketed the first portable motion picture projector and was responsible for many basic patents that benefited the entire film industry, has been added to the SMPE's list of motion picture immortals. The Society's Honor Roll, international in scope, was established in 1931 for the purpose of perpetuating the names of distinguished pioneers who are now deceased. DeVry's name will be the tenth on the list. Too, he became the first Chicagoan, only Midwesterner and the fifth American to be so honored.

Radiant Screen Is Now In New Chi. Quarters

(Continued from Page 1)

the number of screen sizes turned out by the company in the new quarters to eleven.

The new process, developed in glass beaded screens, brings greater light intensity to the screen. The company has devised a new method of anchoring the glass beads to the screen, which prevents cracking and hardening and still retains its flexibility according to Wertheimer. The company has added more employes to their working staff and a large number of screens are being shipped to Army and Navy depots.

ATC's Two New Houses To Be Ready In Dec.

Kingwood, W. Va.—C. A. Anderson, head of the Alpine Theater Circuit, which has its headquarters here, announces that his organization has two new theaters under construction, both of which are to be completed before Christmas.

One will be located in Romney, W. Va., a 500-seat house, and the other in Petersburg, W. Va., with a capacity of 400.

Simplex for Hamrick

Charlotte, N. C. — The Hamrick Theater, Gaffney, S. C., has purchased Simplex projectors, Hertner generators, Simplex High lamps and a Walker PM screen. NTS made the installation.

For—

FLAGS—
BANNERS—
VALANCES—

IT's

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Flag and Valance Co.

71 FIFTH AVENUE, NEW YORK, N. Y.

646 N. Michigan Ave., Chicago, Illinois
8954 Gibson Street, Los Angeles, Calif.

$70,000 Camp Theater Has Colorful Inaugural

Tampa, Fla.—With all the fanfare of a movie premier MacDill Field's new $70,000 theater was formally opened. The opening show, "Manpower," starring Edward G. Robinson, was appropriate. The theater is equipped with a 22 by 16 foot screen, modern high fidelity sound system and the latest type projectors.

Enough well trained experienced motion picture theater operators are stationed at the camp to take care of the new project.

Lay Serves The Milo

Ted Lay, Montana representative for B. F. Shearer Co., announces the installation of Motiograph projectors and Mirrophonic De Luxe sound in the Milo Theater, Smelterville, Idaho.

New M-G-M Theater Gets The Green Light

Valparaiso (By Air Mail)—Building plans have been approved by municipal authorities and ground will be taken in a few days for the Cine Metro, new 2000-seat theater here.

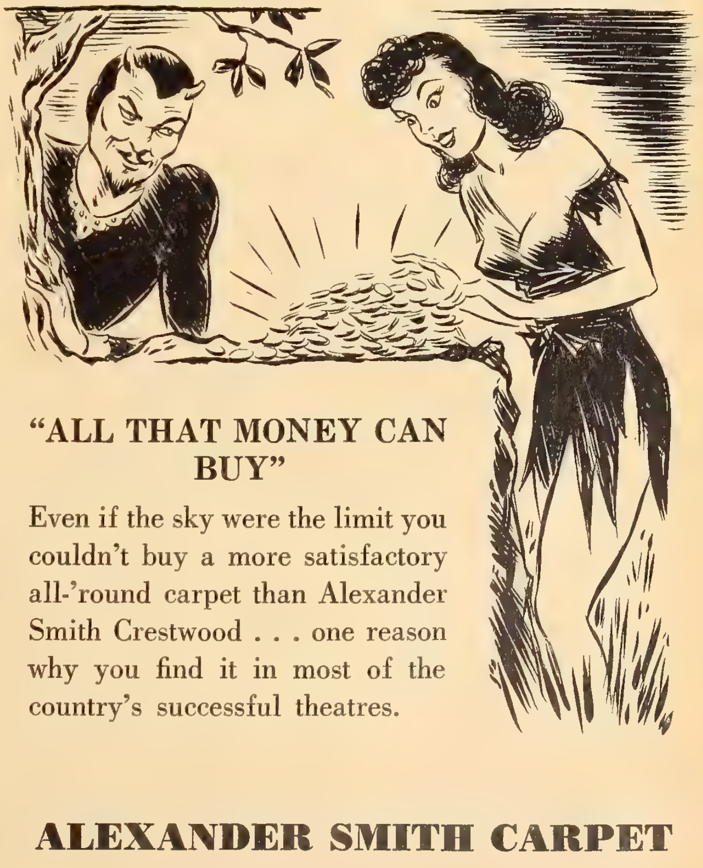
The Cine Metro, which will be opened about April 15 will be an orchestra-balcony type theater with air conditioning and all other modern appointments found in the best equipped theaters throughout the world.

This will be the second Metro Theater in Chile. The first one opened was the Cine Metro in Santiago in 1936.

Movette-Tone Receives State of N. Y. Charter

Albany—Movette-Tone, Inc. was chartered here to make and sell motion picture machinery of all kinds in papers filed here with the Secretary of State. Capital stock of $99,000 all in one dollar par value shares was authorized in the papers filed by Herman Goldman, counsel, 120 Broadway, New York.

Listed as subscribers were Joseph Barters, Irving Levine and Joseph Catalanotto, 120 Broadway, New York.


"ALL THAT MONEY CAN BUY"

Even if the sky were the limit you couldn't buy a more satisfactory all-'round carpet than Alexander Smith Crestwood . . . one reason why you find it in most of the country's successful theatres.

ALEXANDER SMITH CARPET

Fischer's Edge Moor Is Set For Its Bow

(Continued from Page 1)

Nadolny will be chief of service and captain of the staff of usherettes.

Western Electric sound will be used. Booth equipment is from National Theater Supply Co., and the 850 seats are from the American Seating Company. House will show all product, probably 28 days after Wilmington downtown first-runs.

Unique feature of the Edge Moor is a private viewing booth below the projection booth. The viewing booth, seating about 20 and with its own sound outlet, will be rented to private parties. The room being soundproofed, such parties can make as much noise as they please without disturbing the rest of the audience.

The new theater is unusually decorative and luxurious. All decorations are smart, sophisticated, yet completely simple, thus creating an atmosphere of beauty and relaxation Latest equipment, new type seats, exquisite appointments assure the utmost in comfort and enjoyment.

Mr. Fischer brings to Wilmington and the Edge Moor many years of successful film experience. Previously he was associated with M-G-M and for sometime was house manager of the Capitol theater, New York.

Rebuilt Strand Is To Reopen as "Victory"

Toronto—The Strand Theater, a former dramatic playhouse, has been rebuilt by 20th Century Theaters, here, associated with Famous Players, and the house is being reopened as the Victory Theater with I. Axler as manager.

In the reconstruction, the tiers of stage boxes have been removed and the interior has been streamlined. Large new seats to the number of 1,400 are among the improvements.

Theater Fires

Monroeville, Ala.—Film explosion in projection room of local Monroe Theater started a fire which completely destroyed the house and endangered other buildings before it was brought under control. Blaze started a half-hour before night show was scheduled to begin, and, consequently, no patrons were in the theater. The Monroe had recently installed new equipment. W. A. Hendrix is owner of the 800-seater.

Albuquerque, N. M.—Fire did considerable damage to a cafe in the corner of the Kimo Theater building here on Nov. 8, but, aside from smoke filtering into the auditorium, no damage was done to the theater itself. Some 1,000 patrons were in the house at the time, but remained for the show.

Master Drive-Ins Planned

Ebersons Including Many Improvements

(Continued from Page 1)

new master plans is said to be the introduction of unique "car harbors," which will enable the contemplated Drive-Ins to operate along or near main or arterial highways without traffic on the latter becoming snarled. This is to be achieved through the channel of serpentine roads, or traffic loops, running from harbors on the highway to the main parking or film-viewing space. Greater convenience afforded to the public by this idea is expected to boost popularity of the Drive-Ins, and, consequently increase grosses.

All materials for the Eberson-designed Drive-Ins' "screen houses" will effectively and patriotically circumvent the materials issue in any contingency because timber will be employed in place of steel.

A number of exclusive patented ideas will be utilized in the new plans, it is intimated.

John Eberson asserts that, while there is clear sailing for all kinds of theater construction generally since pic stands are vital to the nation's morale, it is the duty of every exhibitor, finance channel, and architect to underwrite the Government's need for raw materials. New houses, he says, are going up in all sections of the country, many of them ingeniously utilizing substitute materials which detract not an iota from their solidity and attractiveness.

Sees Population Shift

However, he cites that a new type of centralization is going on, and that the so-called downtown theaters are at a disadvantage because new communities are springing up, attended by a decisive geographical change in centers of population.

Eberson declares that he favors current and future theater building in and adjacent to aeronautical and industrial centers, because such locales will, for decades and decades after the present war, assure exhibitors of the most active and numerically greatest patronage.

A virtually untapped source of exhibition field income presents itself in the advent of community "shopping centers" which have only just started to mushroom. Each of these centers must logically include a film theater.

York Consolidates Ad-Promotion Forces

The advertising department of the York Ice Machinery Corp. has left its former quarters in New York City and is now combined with the sales promotion department of the company at factory headquarters here.

Anker Winther, assistant general sales manager of the corporation will supervise the activities of the new advertising and sales promotion department.

Frank Chalmers, who formerly handled advertising exclusively, has been transferred to York and will function in the new department not only as a specialist in advertising but will participate in sales promotion functions as well.

Clark Gets Equipment

Cincinnati — Simplex Four-Star sound, Simplex projectors, Simplex High lamps, National rectifiers, Bausch & Lomb lenses and a Walker screen is the equipment sold by NTS to Buster Clark for his Clark Theater at Grayson, Ky.

OTS Supplies New Grove

Cleveland—Leroy Langford, president of Oliver Theater Supply Co., has sold Brenkert Senarc lamps, new carpeting and International chairs to George Shenker for the new Grove Theater, Lorain, which will soon be completed. James Mullin sold RCA sound equipment for the house.

Glades Set for Season

Moore Haven, Fla. — The Glades Theater has been given a face-lifting and after interior repairs and remodeling are completed will be opened for the season.

Consolidated Interests Given Building Permit

Honolulu, Hawaii—A building permit has been issued to the Consolidated Amusement Co. for a one-story theater at 370 Kalaimoku St., costing $62,000. Work has already begun on the new building.

Guy N. Rothwell of Honolulu is the architect and George Oda the contractor.

Extensive use of "black light" will be made, both for illumination and decorative purposes, inside and out. The theater will be the second in the Waikiki beach district, the other being the Waikiki, Consolidated's number one house. Neighborhood prices will prevail at the new theater, which will be called the Kuhio.

Carpeting Job Finished

Chicago—One of the largest theater carpeting jobs in the city has just been completed at the B and K Granada Theater, under Roy MacMullen management, where 1,000 yards of the modernistic carpets have been laid.

Florida Stand Reopening

Clearwater, Fla.—The Ritz Theater has had 175 new seats installed in the balcony, and is now reopening for the season. It has been closed for the past month, undergoing a number of changes. Included in the remodeling was a new marquee and neon sign.

Face-Lifting for Palace

Jacksonville, Fla.—Work is to be started immediately on the face-lifting project contemplated for the Palace Theater. John Thomas is manager.

Para. Makes Bow In Salt Lake City

Salt Lake City — After considerable delay in getting equipment, th Paramount Theater, renamed th Paramount, opened here yesterda (Thanksgiving Day) for exclusiv first-runs and as a new house in th chain owned and operated by Josep L. Lawrence. It will make Lawrence's sixth theater in Salt Lak and suburbs. Paramount ha been extensively remodeled wit other improvements to be mad whenever equipment becomes available.

Opening picture will be Bett Davis in "The Little Foxes" and thi is to be followed by such first-ru pictures as Walt Disney's "Dumbo, "Citizen Kane," "All That Mone Can Buy," "Suspicion," "Look Who' Laughing" and others.

The theater, one of Salt Lake' largest and always a first-run house has been operated by Intermountai Theaters, Inc., for a number of year but has been dark for nearly a yea except for occasional road showings

Wallace's Columbia Has Completed Remodeling

Alliance, O. — Ray S. Wallace managing director of Tri-Theaters Inc., operating this city's four theaters, has announced extensive improvements completed at the Columbia. These include a new Walke screen, new draperies, elimination o all boxes and added artistic appointments in their stead. New lightin and redecorating also has been completed. Columbia was dark for onl a week for the improvements, Wallace said.

At the Morrison a new Walke Neon-lighted.

Communities "Band" Together to Launch House

Wayne, O. — When Thomas A Scott opened his new theater in this community, which has been without a theater for several years, on Oct 30, it was the signal for a big two-day civic celebration.

The local high school band and bands of surrounding towns co-operated to make "Wayne Days" a gala event. Scott also operates the Grove Theater in Columbus Grove

John B. McCarthy of Fort Wayne Ind., will manage the new house.

Graham Bros. Appointed

Graham Bros. of Denver have become dealers for Motiograph, Inc. in distribution of Motiograph projectors and Mirrophonic De Luxe sound systems.

Del Paso Completes Job

Sacramento, Cal. — Edwin Albin, manager of the Del Paso Theater, announces completion of a modernization program on his house including a $5,000 vertical neon sign.

Voight Org. Reports Fixture Biz Active

Philadelphia — Voight Company here reports business brisk in the lighting fixture field, the following being among the many installations recently made in the film theater field: Comerford's Capital, Hazleton, Pa.; Basil's Strand, Buffalo; Norman Lewis' Benson Theater, Philadelphia; Gaertner's Ritz Theater, Baltimore; and Stiefel's Martin Theater, Lock Haven, Pa.

Also receiving Voight fixtures were the Ithaca, Ithaca, N. Y.; the Berkley, Berkley, Mich.; and Martin & Davis' New Theater, Dothan, Ala.

The Voight organization also installed drinking fountains in Skouras' Bayside Theater, Bayside, L. I.

Brackin's Ozark Waits Full-Time Operation

Ozark, Ala.—W. J. Blackin, owner and operator of the Dale Theater, has completed installation of equipment in his new theater on the south side of the public square, at the same location as the old Ozark, shuttered when the new Dale was opened.

The new theater, known as the Ozark, will operate only on Saturdays until construction starts on the $25,000,000 Ozark Triangular Division Camp, when full time operation will go into effect.

Owner Brackin has further plans for the opening of a third theater when construction on the camp begins.

Hospital Buys Simplex

Denver—The National Jewish Hospital, Denver, has purchased Simplex projectors, Mazda lamps and Bausch & Lomb lenses. NTS made the installation.

Fills Ada Theater Order

Henry Sorenson of Modern Theater Equipment Co., Dallas, has just installed Ashcraft lamps, Motiograph projectors and Mirrophonic De Luxe sound systems in the Ada Theater, Tahoka, Texas.

Lease Renewed by FWC

San Francisco—Fox West Coast has renewed its lease on the California in Watersonville for another 15 years. Around $15,000 will be spent on renovation, principally new seating.

De Luxe Sound Selected

Wil-Kin Theater Supply, Inc., Atlanta, has just installed Mirrophonic De Luxe sound system in the Broadhurst Theater, High Point, N.C.

Stand Awaits Steel

Lake City, Fla. — Construction work will start as soon as steel can be procured on a $25,000 theater being erected for the Martin chain. Other materials are on the ground and the building is expected to go forward rapidly after the steel arrives.

WHO'S WHO IN EQUIPMENT

A. A. SCHUBART, manager of exchange operations for RKO Radio Pictures, and consequently arbiter of these exchanges' construction and equipment destinies. Born in Copenhagen, Denmark. Came to the U. S. in 1918, and six months after landing was in the U. S. Army, but reached camp the day of the armistice. Started film industry career with the old Hodkinson company in 1921 in branch auditing division. Later held various positions with that organization, PDC, Pathe, RKO Pathe and then RKO. In the Spring of 1937, Ned E. Depinet promoted him to his present post as head of exchange operation which he has filled with rare energy, judgment and skill. During past four years has traveled widely visiting branch cities and keeping in intimate touch with exchange equipment and expansion needs. With Architect Hal Pereira was given long study to exchange building and alterations, and has set up a fairly fixed standard for new construction for RKO Radio. Is noted for according personal attention to the smallest details, with result that the biggest jobs are meticulously done. Company's newest exchanges in Boston, Philadelphia and Chicago are models of efficiency and modernity.

Ohio City May Legislate Compulsory Parking Space

(Continued from Page 1)

provide parking space either on its own land or within 500 feet, at the rate of 200 square feet of space for each 10 seats of capacity.

The city planning commission was asked by Council to make a recommendation on the ordinance. Similar ordinance was proposed in the city last year, but also included supermarkets in its provisions.

Elman to Better Amuzu In East Des Moines

Des Moines, Ia.—Rudy Elman announced plans for remodeling the Amuzu Theater in East Des Moines, one of the landmarks of the East Side business district.

The house was built in 1913 and has virtually used the same front and canopy originally installed.

The Electrical Products Consolidated of Omaha will remodel the house with Neon front.

Leavitt Buys quipment

Cleveland—Joe Leavitt, who operates the Film Bldg. screen room, has installed new RCA sound equipment. Also, in order to give complete screen service, Leavitt has installed complete 16 mm. machines, giving him the only professional screen room in the city equipped to show 16 mm. films.

Lighting Equipment

AS Sole Eastern Distributors, we carry the full and complete line of equipment manufactured by:—

MOLE-RICHARDSON CO.
Hollywood, California

Incomparable Lighting Equipment
Estimates Cheerfully Given

Let Us Enlighten You on Your Lighting Problems

CHARLES ROSS Inc.
333 W. 52nd St., New York City
Telephones: Circle 6-5470-5471

Jim Owens Joins Staff Of RCA Camden Office

(Continued from Page 1)

hill, Photophone Division Manager. In his new capacity Mr. Owens specializes in theater screen sales, a field in which RCA Photophone has been very successful since its entrance last year.

Prior to his entry into the sales field more than eight years ago, Owens was for four years an RCA Photophone field engineer.

Little Rock House, Closed 4 Years, To Be Remodeled

Little Rock—The Arkansas theater, one of the largest in Arkansas, will be remodeled by Robb & Rowley Inc. at a cost of $25,000. Work will require about four months.

Closed for almost four years, the new Arkansas will have a front of oriental stucco, porcelain enamel and tile, a redecorated interior with indirect lighting and walls of acoustical plaster. New seats will be installed.

Northwestern Terminal
Minneapolis,
Minn.

Altec Sets Deals in South and Southeast

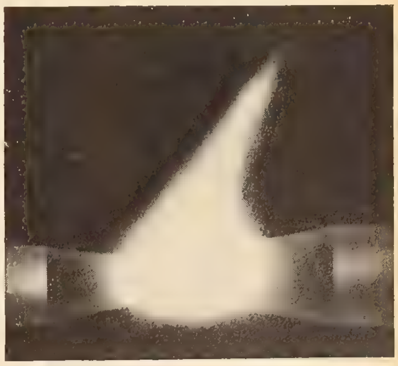
(Continued from Page 1)

(Ark.) Joy, Dardanelle; Best, England; Temple, Ft. Smith. (Fla.) Tarpon, Tarpon Springs and Liberty, Miami. (La.) Star, Cottonport; Laurel, New Orleans. (Miss.) Varsity, Columbus; State and Booker T, Jackson; New, Canton. (N. C.) Louisburg, Louisburg; Ansonia, Wadesboro; Bryson, Bryson City; Gatlinburg, Gatlinburg. (S. C.) YMCA, Clemson. (Tenn.) Harlem, Chattanooga; Ken-Ten, Pruden; Park, McKenzie; Metro, Old Hickory; Drive-In, Jackson.

In addition to these service deals, new equipment installations were made in the following theaters by Altec in the Southeast; Coosa, Childersburg, Ala.; Craver, Montgomery, Ala.; Blue Heaven, Marianna, Ark.; Gem, Osceola, Ark.; Florida, Starke, Fla.; Co-Ed, Milledgeville, Ga.; West, Cedartown, Ga.; Palace, Bowdon, Ga.; Rex, Raceland, La.; Joy, Minden, La.; Madison, Madisonville, La. Strand, Poplarville, Miss.; Dixie, Durant, Miss.; Royal, Gulfport, Miss.; Harlem, Biloxi, Miss.; American, Charleston, Mo.; State, Elkin, N. C.; Lyman, Lyman, S. C.; Slater, Slater, S. C.

Kenworthy Betters Stand

Moscow, Ida. — Milburn Kenworthy, of the Kenworthy Theater, is remodeling his house with the installation of a new box-office storm doors added, and inside the new seafoam seats. This now becomes the ace house of Moscow.



FOREST *arc-light* PRODUCTS

Super MCS RECTIFIERS using exclusively the P. R. Mallory magnesium-copper sulphide rectifying units. The best in dry-disc rectifications . . .

BULB-TYPE RECTIFIERS—LD60, LD40, LD30, are reliable, efficient and low cost power conversion equipment . . .

UNIVERSAL TRIM LAMPS—burn from 5 to 9mm. negative and 6 to 13mm. positive . . . thus accommodating trims for Suprex-S.H.I., 1 KW, and Low Intensity . . .

ONE KW LAMPS—cannot be matched by competition in quality, performance and progressiveness. Yet, they match competition in PRICE.

SOUND SCREENS—complete line of flameproofed, special process coated screens.

SEND FOR BROCHURES

FOREST MANUFACTURING CORP.
200 MT. PLEASANT AVE. NEWARK, N. J.

PROSCENIUM CHATTER

ALEX KALAFAT, building a new theater in Churubusco, Ind., has placed an order with National Theater Supply Co. for Simplex type "E" Four Star Sound, Super Simplex mechanisms, Heavy duty LL-3 pedestals, Simplex 18-inch magazines, Simplex high lamps and rectifiers, B & L F-2 coated lenses, Walker Plastic Molded Screen, Alexander Smith & Sons Crestwood carpet, and De-Fi Frames. The new theater will be named shortly.

* * *

The De Luxe Theater, Moline, Kan., has just been taken over by Mrs. Thelma M. Morris.

* * *

Jovial Theater, seating 250, has opened in Rogers, Ark. It is owned and operated by John I. Cooper of Baxter, Kan., and his son-in-law, Walter Talbutt of Rogers, also owners of the Victory Theater in the adjoining building. Both theaters will be managed by Talbutt.

* * *

The Paasche Airbrush Co. are now offering the trade a new type of high production airbrush which does away, it is claimed, with defective spray patterns, fluid leaks and excessive mist. The new brush gives superior quality finishes, the company asserts. The new knurled fluid control provides an easy adjustment of the amount of material used.

* * *

Quinlan Brothers will open a new theater in Chateaugay, N. Y., this week. The $40,000 house will replace one burned to the ground a year ago.

* * *

Automatic Instrument Co., manufacturers of automatic phonographs, are working on a new type of automatic film equipment. E. E. Rulman heads this company, whose factory is in Grand Rapids, Mich. Automatic equip. being introduced to the trade at this time is under trade name "Singing Tower."

* * *

Syndicate Theaters, Inc., operated by Trueman Rembusch, has purchased Simplex high lamps and rectifiers for the Franklin Theater, Franklin, Ind.

* * *

Roy E. Martin, Jr., of Columbus, Ga., head of the Martin theater chain, and E. D. Martin, associate, have purchased the Kellam-Mahoney building and the Armory and Trading Post buildings in Dublin, Ga., for the erection of a modern film house which will seat close to 1,800. The Martin interests now operate two stands in Dublin.

* * *

Park Theater in Starke, Fla., is being made ready for installation of a complete air conditioning plant. Ben Hall, contractor, is to put the building in shape, including water-proof stucco on the outside. W. N. Carnasion is manager.

* * *

Completely renovated, the one-time Union Theater, reopened this week in San Francisco under its new name, the Rio. This 385-seat nabe will play second run pix, and occasionally a foreign film.

G-E Increasing Adv. Budget for Plastics

Faith in the future of plastics is given as the major reason for a greatly increased advertising program in 1942 on the part of General Electric as disclosed by Donald S. McKenzie, plastics department sales manager. The program will be devoted to the promotion of plastics for industrial use.

"Plastics is a fast-moving business," McKenzie declares, "and we are still on the way to greater advancement."

Suppliers have a duty to keep their customers informed on new developments and to help them solve the many new problems caused by the emergency, McKenzie feels.

Plans for the construction of a new $1,000,000 plant in Pittsfield, Mass., for the manufacture of synthetic phenol are also announced by W. H. Milton, Jr., newly appointed manager of the G-E plastics department. This action is being taken at the request of the OPM to counteract the shortage of phenol.

The proposed plant, which is expected to be in operation by September, 1942, will consist of four structures resembling the layout of an oil refinery. Construction work will be done by the Lummus Company of New York.

The phenol plant is the outgrowth of a pilot plant development which has been conducted in Pittsfield for the last two years, under the direction of Dr. G. F. D'Alelio, director of the G-E plastics department laboratory. It is expected to produce about 75 per cent of the department's present requirements for this material.

New Machinery Company Given State Charter

Albany — Westchester Panoram Co., Inc., a Yonkers, N. Y., outfit, was chartered here last week in papers filed with the Secretary of State authorizing a motion picture machinery manufacture and distribution.

Subscribers were Joseph Reitana, Jr., and Louise Reitano of 185 Sterling Ave., Yonkers, and Matthew Lilling, 15 Park Row, New York. Capital stock was authorized for $20.000 in the papers submitted by Lilling, who acted as counsel for the outfit.

Comerford Houses Improved

Hazleton, Pa.—The three Comerford theaters here have received beautification treatments. A new marquee was installed at the Capitol Theater while the lobby was repainted and new furniture placed in the mezzanine. The Feeley Theater was painted and a new carpet placed in the lobby. Many new seats were installed in the Grand Theater which also was painted. The Capitol Theater in Mauch Chunk also had its lobby and mezzanine painted.

Malco Chain to Build Two More Theaters

Little Rock—Construction of two new theaters and remodeling of four were announced by the Malco Theaters Inc. The Uptown, a Class-B theater, will be built at Fort Smith and the Strand at Hope.

Remodeling of the Joie at Fort Smith, the Varsity at Columbus, Miss. and the Liberty at Jonesboro was completed recently. Plans for remodeling of the Winona at Winona, Miss., have been drawn.

Managerial changes by Malco are: Appointment of A. E. Crowder as manager of the Rialto at Morrilton, succeeding Harold Jackson; C. B. King of Jackson, Tenn., as manager of the Ritz and New at McGehee, succeeding Ralph Lehman, called by the army; Austin Hicks of Owensboro, Ky. as manager of the Winona, succeeding T. A. Wilson, transferred to Conway; Sam Kirby of Chicago, Ill., as manager of the Park in North Little Rock, succeeding Kirby Smith.

King Circuit Building Two Negro Theaters in Mobile

Mobile, Ala. — A Negro movie house under construction at the intersection of Dearborn and Selma Street by C. H. and C. B. King, circuit owners, will be called the Harlem.

Another Negro theater the Deuce, planned by the King Brothers will be built at the intersection of Davis and Belsaw Sts., as soon as the Harlem is completed.

Remodeling of Arkansas To Cost Some $25,000

Little Rock, Ark.—The Arkansas Theater, one of the city's largest movie houses, which has been closed several years, will be remodeled at an estimated cost of $25,000.

A new front will be built of Oriental stucco, porcelain enamel and tile, and the interior will be remodeled, including new walls of acoustical plaster and new seats. Indirect lighting will be installed. This is expected to require four months.

Urbansky Betters the Fulton

Cleveland — The Lorain Fulton Theater, owned by John Urbansky and managed by Harry Henderson, is being treated to a face-lifting process under the supervision of Henry Hellriegel. The job consists of redecorating the auditorium, recarpeting and bringing the box-office up-to-date.

Dixie to Stephans

Indianapolis—S. S. Stephans, operator of the Regal Theater here has acquired the Dixie Theater, Claysburg. Stephans will make some improvements, remodel and renovate the house.

EQUIPMENT FIELD NOTES

EXCAVATION for a new motion picture theater in Eatonton, Ga., has begun. When the theater is completed, it will seat between 700 and 800.

* * *

Earl F. Palmer of the Exhibit Supply Co. has been admitted to membership of the Chicago Purchasing Agents Association. It is expected that other film purchasing agents will soon apply for membership.

* * *

Plaza Theater, on Chicago's North Ave., is installing a new air conditioning plant, using a 75-ton job for the improvement.

* * *

H. P. Vonderschmitt has installed a new Walker Plastic Molded White screen in his Indiana Theater, Bloomington, Ind.

* * *

Installation of new High Fidelity RCA Photophone sound in the 1,100-seat Beacham Theater, Orlando, Fla., has been completed under the terms of a contract signed by M. W. Talley, of Central Theaters, a Paramount affiliate.

* * *

Strand Theater, Springfield, Ill., is undergoing a complete modernization. New features include ceramic tile facing, new marquee, winter and summer air conditioning. Theater is one of the Kerasota Bros. units.

* * *

Warners are installing a new porcelain Neon marquee at the Roger Sherman in New Haven.

* * *

Rotus Harvey went big time when he opened his circuit's tenth house, the Manor, in San Mateo, Calif., a week ago. Leo Carillo, Susan Miller, and Johnny Mack Brown showed up to give the new 950-seater a rousing send-off. Tom Broxholm will manage.

* * *

Helen Ulman is replacing her burned Ulman's Opera House at Salisbury, Md., with a new theater to be known as the Ulman. Seating 900, the house is being equipped with RCA Photophone sound, booth and screen equipment, while the equipment is covered with a service and maintenance contract. In addition, the projector lenses are being coated in the RCA Laboratories to increase efficiency and provide brighter, sharper pictures.

* * *

Phil Chakeres, operator of 20 theaters in the Midwest, has added another to his chain,—the Gloria in Urbana, O.

* * *

The Celotex Corp. announce recent jobs completed for Phillipi Theater, Phillipi, W. Va.; St. Denis, Montreal; Park, Welland, Ont.; and Nola, New Orleans.

* * *

Hans Smith has completed rebuilding of his burned Irving Theater, Irving, Tex., and now has a house considerably larger and more modern, with seating capacity upped to 700.

* * *

El Paso, Tex., dispatch reveals that two new theaters have been completed at Fort Bliss at construction cost of $105,000. This brings the number to five, with a total seating capacity of 4,600. Approximately 22,000 men are now stationed at the Fort.

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International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

80, NO. 102 NEW YORK, MONDAY, NOVEMBER 24, 1941 TEN CENTS

U.K. FILMS COUNCIL ASKS CUTS IN QUOTAS

May Draft Golden to Advise Gov't on Priorities

THE WEEK IN REVIEW

Raftery, Sears With UA

By L. H. MITCHELL

UNITED ARTISTS: Edward C. Raftery, UA counsel, was announced Tuesday as company's new prexy, with Gradwell L. Sears joining as sales head with wide powers. Laudy Lawrence was named a vice-prexy, George Bagnall head of the company's new production committee, while Arthur W. Kelly was appointed head of the finance committee, along with Raftery, Lawrence and Treasurer Harry J. Miller. Talk was heard that Samual Goldwyn might return to UA. Further theater acquisitions where reported up to the new management. Haskell Masters resigned as Western sales manager to accept a post with Odeon of Canada.

* * *

CONSENT DECREE: Federal Judge Henry W. Goddard of New York relieved Warners, RKO and 20th-Fox from the blocks-of-five provision of the consent degree, permitting them to sell their full-season product in Minnesota. . . . N. W. Allied set up an emergency committee as beginning of a move to obtain product for indie exhibs. in the state. . . . Iowa-Nebraska Allied will discuss an anti-five-block law at its Nov. 24-25 meeting in Des Moines. . . . ITO of Ohio, alleging that the "Big Five" was "sabotaging" the decree through forced buying of shorts and previous block-of-five, will conduct an investigation into that charge.

* * *

MISCELLANY: Crescent, in final brief answering Government's allegations of anti-trust law violation, refuted argument that exhibition of pix is interstate commerce. . . . Bail was denied to George E. Browne and Willie Bioff, while court inquired into their assets. . . . War propaganda pix probe was seen headed for wash-up. . . . Entire film industry will write the unity program, Jack Kirsch declared. . . . Republic acquired A. C. Bromberg's franchise in the Atlanta, Charlotte, Tampa, Memphis and New Orleans territories.

D of C Film Expert Would Serve Defense Agency as Consultant on Problems

By OSCAR HUME
Washington Bureau of THE FILM DAILY

NATHAN GOLDEN

Washington—Appointment of several experts in the motion picture field to handle priority problems arising within the industry will be announced by defense officials in the near future, THE FILM DAILY learned at the week end.

So far the priority problem of the industry has not been particularly serious and such problems as have arisen have been handled in a routine manner by the electrical appliances

(Continued on Page 4)

Oct. Admission Tax Collections Higher

Washington Bureau of THE FILM DAILY

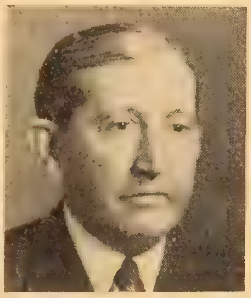
Washington—Admission tax collections increased considerably in October as compared with September, and also were substantially greater in October this year than in the same month last year, the Bu-

(Continued on Page 6)

GIVE $50,000 TO RED CROSS

Represents Part of Profits from "Land of Liberty"

Washington Bureau of THE FILM DAILY


WILL H. HAYS

Washington—Will H. Hays, acting on behalf of the MPPDA board serving a special Hays office committee, has sent a $50,000 check to the American Red Cross for "war emergency welfare work," Chairman Norman H. Davis announced Sunday.

Check represents part of the proceeds from the distribution of "Land

(Continued on Page 6)

Metro Exhibitors' Forum Expected to Attract 300

Columbus—Approximately 250 exhibitors have accepted M-G-M's invitation to attend its first Exhibitors' Forum at the Deshler-Wallick Hotel here tomorrow. Indications are that the attendance will hit or go beyond the 300 mark.

William Ferguson, director of exploitation for M-G-M, is due here

(Continued on Page 6)

5% Reduction Suggested; American Distribs. Favor Suspension of Brit. Law

London (By Cable)—A general reduction of 5 per cent in the quotas, to the levels when the law was first promulgated in April, 1938, is recommended by the Films Council here.

Recommendations of the Films Council consist of reducing the exhibitors' quota to 15 per cent and the distributors' quota to 20 percent. Short subjects would be reduced to 12½ per cent for exhibitors and 15 per cent for distributors.

It is understood subject of quota revision and recommendation of the Films Council will come up for discussion at a meeting of the foreign

(Continued on Page 4)

Film Execs. Added To Camp Shows Board

Go-ahead signal for entertainment at the service camps was flashed Friday when the USO-Camp Shows, Inc., through Eddie Dowling, president, and Edward Arnold, vice-president for the West Coast, announced an augmented board which will call upon the stage, screen and ra-

(Continued on Page 6)

Myers Drafts Invitation To Trade Unity Conference

A form of invitation to the proposed all-industry unity conference has been prepared by Abram F. Myers, Allied general counsel. A draft of the invitation is being submitted to the conference committee and, upon approval, will be sent to

(Continued on Page 4)

Minn. Trial Strategy Tangle

Distribs. Want Criminal Cases Heard First

By GEORGE E. GUISE
FILM DAILY Staff Correspondent

Minneapolis—Attorneys for film distributors contesting constitutionality of Minnesota's new anti-blocks-of-five law are wrangling with James F. Lynch, Ramsey county attorney, as to whether civil or criminal actions started under the law are to be tried first.

The civil action awaiting trial is

(Continued on Page 6)

Rolla, Mo., Exhib. Wins Some Run for New House

St. Louis—Mrs. Mildred Karsch, owner of the Ritz Theater, Rolla, Mo., was the victor in her some run case against the five consenting companies. John J. Mangle, arbitrator, ordered the defendants to provide

(Continued on Page 6)

Arthur Loew Flies To South America

Arthur M. Loew, vice-president in charge of foreign distribution for Loew's, planes out today for a three-week visit of the company's exchanges in South America.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 102 Mon., Nov. 24, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Friday, Nov. 21)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	6⅞	6⅝	6⅞	+ ⅜
Columbia Picts. pfd.	26⅛	26⅛	26⅛	+ ⅛
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	9¾	9¾	9¾	+ ⅛
East. Kodak	136½	134¾	136½	+ 1¾
do pfd.	....	....	....	.....
Gen. Th. Eq.	12¾	12½	12¾	+ ¾
Loew's, Inc.	38⅞	38½	38⅞	+ ⅜
do pfd.	....	....	....	.....
Paramount	15⅝	15¼	15⅝	+ ½
Para. 1st pfd.	113½	113½	113½	+ 1⅜
Para. 2nd pfd.	14	13⅞	14	+ ¼
Pathe Film	14⅜	14¼	14⅜	.....
RKO	2½	2½	2½	.....
RKO $6 pfd.	46	46	46	.....
20th Century-Fox	8	7¾	8	+ ⅜
20th Century-Fox pfd.	22	21⅞	22	+ 1¼
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5⅛	5	5	— ⅛
do pfd.	72	72	72	+1½
NEW YORK BOND MARKET				
Loew's deb. 3½s46	....	....	....	.....
Par. B'way 3s55	57	57	57	.....
Para.Picts. cv.3¼s47	100¼	100¼	100¼	— ¼
Para. dbs. 4s56	100¾	100⅝	100¾	+ ¼
Warner Bros.' dbs. 6s48	....	....	....	.....
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	⅛	⅛	⅛	.....
Sonotone Corp.	2¼	2¼	2¼	+ ⅛
Technicolor	8⅝	8⅜	8⅜	+ ⅛
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	9	9	9	.....
Universal Picts.	28¼	27¼	27¾	— ¾

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	67¼	69¼
Roxy Thea. Bldg. 4s 1st '57	60	....

Bringing "Hatter's Castle"

Isador Goldsmith, who produced "Hatter's Castle" for Paramount, in England, is due here early next month with a print of the picture.

GIRL WANTS JOB

Five years with one company in capacities of Publicity Director, assistant to Production Manager, contact woman, writer, and director progressively. Free to travel and anxious for long hours of hard work. Box 850, The Film Daily, 1501 Broadway, New York City.

▣ The Broadway Parade ▣

Picture and Distributor	Theater
Dumbo (RKO Radio-Walt Disney)—5th week	Broadway
The Chocolate Soldier (Metro-Goldwyn-Mayer)—4th week	Astor
How Green Was My Valley (Twentieth-Fox)—4th week	Rivoli
International Lady (United Artists-Edward Small)—3rd week	Criterion
Week-end in Havana (Twentieth Century-Fox)—3rd week	Roxy
Swamp Water (Twentieth Century-Fox)2nd week	Globe
Forgotten Village (Mayer & Burstyn)—2nd week	Belmont
The Shadow of the Thin Man (Metro-Goldwyn-Mayer Pictures)	Capitol
Suspicion (RKO Radio Pictures)	Music Hall
Skylark (Paramount Pictures)	Paramount
They Died With Their Boots on (Warner Bros. Pictures)	Strand
Mob Town (Universal Pictures)	Rialto
This England (Esquire Films)—2nd week	World
Sergeant York (Warner Bros.-Jesse L. Lasky) (b)	Palace
Billie the Kid Wanted (Producers Releasing Corp.) (a)	New York
Secrets of the Wasteland (Paramount Pictures) (a)	New York

♦ FOREIGN LAUGUAGE FEATURES ♦

The King (Trio Films)—5th week	5th Avenue Playhouse
Wings of Victory (Artkino Pictures)—2nd week	Stanley
Hanna in Society (Scandia Films)—2nd week (a)	48th St. Thater
The Song to Her (Scandia Films) (a)	48th St. Theater

♦ FUTURE OPENINGS . ♦

A Date with the Falcon (RKO Radio Pictures)—Nov. 26	Rialto
Keep 'Em Flying (Universal Pictures)—Nov. 26	Criterion
You Belong to Me (Columbia Pictures) (c)	Roxy
Birth of the Blues (Paramount Pictures)—Dec. 10	Paramount
Blues in the Night (Warner Bros. Pictures)—Dec. 11	Strand
Smilin' Through (Metro-Goldwyn-Mayer Pictures) (c)	Capitol
Among Those Living (Paramount Pictures) (c)	Criterion
Hellzapoppin (Universal Pictures) (c)	Rivoli
Bad Men of Missouri (Warner Bros. Pictures)—Nov. 27 (a)	Palace
International Squadron (Warner Bros. Pictures)—Nov. 27 (a)	Palace
Happy Cavalier (Scandia Films)—Dec. 6 (a)	48th St. Theater
Old Titans Are Here (Scandia Films)—Dec. 6 (a)	48th St. Theater

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

William Heenan, Industry Veteran, Dies in Philly

Philadelphia—William F. Heenan, Paramount salesman, died here Friday in Jefferson Hospital. He had been operated upon for appendicitis, hemorrhage following. Previous to joining Paramount about a year ago, Heenan was head of Peerless Exchange here. Much of his experience had been with the old First National company—previous to that time Heenan was one of the oldest film men in the area.

Heenan was a close friend of the late M. E. Comerford, circuit operator, and of Frank Walker, Postmaster General. Heenan was credited with assisting Comerford in his circuit-building days.

Funeral will be held on Tuesday.

"U" to Hold Two Sales Meets in Latin America

Universal will hold two Latin-American sales conventions next month, the first in Rio de Janeiro starting Dec. 5 and the second in Buenos Aires starting Dec. 13. J. H. Seidelman, vice-president in charge of foreign affairs, leaves today by plane for Rio.

B & K-GCS Circuit Deal Said Involving Million

Chicago—B & K's deal for the GCS circuit's Portage Park, Drake and Admiral Theaters involves $1,000,000 and covers a leasing arrangement for 20 years. The arbitration case filed by the Portage Park has been withdrawn.

50 Para. Execs At Chi. "La. Purchase" Meeting

Chicago—Fifty Paramount executives headed by Barney Balaban, Neil F. Agnew, Adolph Zukor, Robert M. Gillham and Alec Moss, were at the Drake Hotel meeting here on Friday.

Discussion of "Louisiana Purchase" sales campaign brought out a most elaborate advertising program, including newspapers, magazines and radio. Picture will be released in most territories Christmas week and will be sold separately.

Several hundred independent and circuit theater owners attended the Esquire Theater preview of the film Friday morning.

Motion Picture Associates To Nominate Wednesday

Nomination of officers of the Motion Picture Associates for the following year will be made at the regular luncheon meeting Wednesday at the Hotel Lincoln. A complete financial report on the dinner and dance held last Wednesday night will also be submitted to the membership.

"Swamp Woman" to Bow In Detroit on Friday

World premiere of PRC's "Swamp Woman" starring Ann Corio and Jack LaRue will be held at the Cinema Theater, Detroit, next Friday. Another PRC picture, "Mr. Celebrity," will be on the same program.

COMING and GOING

ARTHUR M. LOEW leaves for South America today.

DAVID O. SELZNICK, accompanied by his wife, returns tomorrow from White Sulphur Springs, W. Va., where he went for a brief rest.

JOSEPH H. SEIDELMAN, Universal's vice-president in charge of foreign sales, planes out today to Rio de Janeiro.

JOSEPH BERNHARD, MORT BLUMENS Sun. **LEONARD SCHLESINGER, HARRY GOLDBERG, HARRY MAYER** and **HAROLD RODNER**, left last night for Pittsburgh to attend the Variety Club testimonial dinner for Harry Kalmine tonight.

BEN KALMENSON, Warner Bros. general sales manager, has returned from a brief visit of the company's exchanges in the South and Midwest.

JULIAN JOHNSON, 20th-Fox story editor, is in New York for a look at the new plays and huddles with publishers.

TIM WHELAN, director, is in New York for a vacation.

EDWARD ARNOLD, KENNETH THOMSON, LAWRENCE BEILENSON and **JOHN LEE**, returned to the Coast over the week-end.

R. U. McINTOSH, creator of "Movie Quiz," shorts, arrives in New York this morning from Hollywood.

ROY DISNEY is stopping at Warwick Hotel.

MYROS WEISS, editor, returns from Washington Monday.

LORETTA YOUNG, and her husband, **THOMAS LEWIS**, are stopping at the Waldorf-Astoria Hotel.

ISADOR GOLDSMITH, producer of "The Stars Look Down," is en route to New York from London and arrives early next month.

SGT. WILLIAM WIDMAYER, March of Time cameraman, visited the offices during his Thanksgiving furlough from Fort Monmouth.

GEORGE S. KAUFMAN leaves for Hollywood Dec. 1.

SONNY SHEPHERD, manager of Miami Beach's Lincoln, is piloting his own plane on a four weeks' vacation trip across the U. S. and Canada. **GORDON SPRADLEY**, manager of the Center, Miami Beach, accompanies.

LIEUT. DOUGLAS FAIRBANKS, JR., has arrived at Reykjavik, Iceland, on active naval duty.

Pacific Coast SMPE Again Names Frayne Chairman

West Coast Bureau of THE FILM DAILY

Hollywood—J. G. Frayne has been re-elected chairman of the Pacific Coast Section of the SMPE. Charles Handley drew re-election as section secretary-treasurer; with Hollis Moyse, John Hilliard and W. Ray Wilkinson elected as managers for two-year terms.

WHEN MINUTES MEAN MONEY—TELEGRAPH VIA

Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

Watch your grosses soar with

Skylark

starring **Claudette Colbert**

Ray Milland · Brian Aherne

A Paramount Picture with

BINNIE BARNES · WALTER ABEL

Mona Barrie · Ernest Cossart · Grant Mitchell · James Rennie

A **MARK SANDRICH** Production · Screen Play by Allan Scott

Based upon a Play and Novel by Samson Raphaelson · Adaptation by Z. Myers

● First six dates on "SKYLARK" show grosses well above those of the last big Colbert - Milland smash, "ARISE, MY LOVE"!

PARAMOUNT KEEPS 'EM FLYING!

U. K. Film Council Asks Cuts in Quotas

(*Continued from Page* 1)

managers at the Hays office Thursday.

Representatives of American distribs. have been conferring with British officials for a long time on possibility of revising the quota law. This could be accomplished only by an act of Parliament.

When the quota law was enacted it was scaled from 15 per cent to as high as 30 per cent in 1947 for distributors. Scale starting April, 1942 would be 25 per cent for features and 20 per cent for short subjects. Exhibs. in England will be faced with prospect of showing 20 per cent British films and British-made short subjects amounting to 17½ per cent if no changes are made.

British and American film officials recognize that the quota provisions cannot be fulfilled during war-time. British production has been cut to the bone as result of lack of technical facilities and personnel.

Impression here is that Films Council's recommendations are far from satisfactory and only a complete suspension of the law until the war is over would be the most sensible solution.

Myers Drafts Invitation To Trade Unity Conference

(*Continued from Page* 1)

the various branches of the industry.

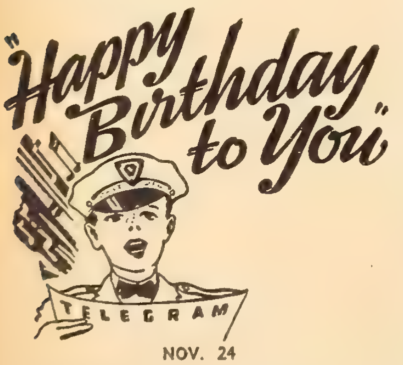
While a city for the industry meeting has not been selected officially, Chicago appears to be the likely spot and the second week in December the probable time.

It's "Wake Up Screaming"

After successful test run in Milwaukee, 20th-Fox will release "Hot Spot," under the original title, "I Wake Up Screaming." Company has prepared a new set of ads and trailers for the film which features Betty Grable and Victor Mature.

John Doering Dead

Buffalo—John Doering, 74, former theater musician and stage doorman at Shea's Buffalo Theater for the last eight years, is dead.



NOV. 24

Geraldine Fitzgerald
E. V. DuPar
Alex Moss
Arthur E. Christie
John F. Natteford

▼ ▼ ▼

● ● ● TENT NO. 17 of the Variety Clubs is rapidly turning the Lone Star State into the Four Star State via sponsorship of big shows for sweet charity's sake......Latest step in this direction was Tent's bid of $10,500 to bring to Dallas next June the National Track Meet of the A.A.U.......Latter's national convention in Philadelphia accepted said bid......Hence, the South gets the attraction for the first time since 1910......Then New Orleans was the venue......Tent No. 17 anticipates a net of $50,000, and maybe more after the radio rights and various concessions are allocated......Paul Short, chief barker of the Variety Clubs of Texas, has appointed Bob O'Donnell the executive chairman of the A.A.U. National Meet Committee......

▼ ▼ ▼

● ● ● *HIGH NOON Friday brought the Arthur W. Kelly-tendered luncheon at Toots Shor's for Haskell Masters......Following UA-ites tucked in bibs: Ed Raftery, Laudy Lawrence, Harry Gold, Ed Peskay, Jack Schlaifer, Harry Buckley, Paul Lazarus, Harry Kosiner, Harry Muller, Thomas P. Mulrooney, Clarence Eisman, Arthur Silverstone, Emanuel Silverstone, Charles Steel, Charlie Stern and Phil Bow......Walter Gould was out-of-town, but wired best wishes......*

▼ ▼ ▼

● ● ● C. AUBREY SMITH, who vends his autograph at a dime a throw and turns resulting "take" over to the British War Relief, cleaned-up at (of all places!) the Motion Picture Associates dance in the Hotel Astor on Wednesday night......Wives and guests of film folks are apparently as autograph-minded as the general public, judging from the dough Smith culled......One cheerful woman kept bringing programs over to him, plus fistfuls of dollar bills......

Meehan K-A-O Holdings Reported at 63 Shares

Washington Bureau of THE FILM DAILY

Washington—Transfers of movie stock are disclosed by semi-monthly reports to the SEC, most of them covering old transactions belatedly reported.

June report of Michael J. Meehan, New York City, showed that he disposed of 15,141 shares of K-A-O 7 per cent cumulative convertible preferred, leaving him with 63 shares at the end of that month.

Report of Stanton Griffis, of New York City, showed several small transactions in Paramount $1 par common for trusts he is holding.

The August, 1941 report of W. Ray Johnston of Hollywood, which was held for correction revealed that he added 959 shares of $1 par common in his own name, bringing this holding to 24,232; that he held 3,285 shares in name of Monogram Pictures of Cincinnati, and 1,778 in name of Monogram Pictures of St. Louis.

Package Show for Tele

Telecast Prod., Inc., is completing ilts first package show, purchased by NBC for presentation over Station WNBT at 8:30 p.m. next Friday. Harry Hirschfield will emcee, with Tony Sarg, Rube Goldberg, Russell Patterson and Otto Soglow appearing.

Muscle Shoals Theaters Files Crescent Suit Brief

Nashville—The main defense brief of Muscle Shoals Theaters, Louis Rosenbaum, and Mrs. Tony Sudekum, in the Government's anti-trust suit against Crescent Amusement Co. and others, was filed in the office of the United States District Court, prepared by Attorney W. H. Mitchell.

Mitchell asserts that his clients are in the suit only because Government attorneys were not correctly informed about the set-up of the organization and that "apparently the action by the United States was brought to protect the welfare of one man, Max Buchanon." A letter to the D of J by Buchanon, who proposed to open a theater at Athens, Ala., in opposition to Rosenbaum, is credited with bringing Muscle Shoals and its principals into the suit. Any connection with Crescent Amusement Co. of any of the other defendants is emphatically denied.

Lamarr in "Tortilla Flat"

West Coast Bureau of THE FILM DAILY

Hollywood—Hedy Lamarr will be opposite Spencer Tracy in "Tortilla Flat."

Ted Levy Joins Warners

Chicago—Ted Levy, formerly with the RKO exchange, has been named chief booker at the Warner exchange.

May Draft Golden As Priority Adviser

(*Continued from Page* 1)

branch of the Division of Civilian Supply.

However, Donald M. Nelson, Director of the Priorities Division of OPM and executive director of the Supplies Priority and Alloca[illegible] Board has been impressed that the problem will become large as time goes on, and also as to the importance of the industry in maintaining public morale.

It is understood that likely some person familiar within the industry and already within the Government service will be drafted, perhaps on a part-time basis, to act as consultant and "ride herd" on the industry to see that there is no discrimination or favoritism in allocations among the various studios.

Nathan Golden, motion picture expert for the Department of Commerce is understood to be under consideration for this job. Golden is well-known to the industry, and almost unquestionably would be acceptable to all branches.

As soon as the unit is formed, an over-all survey of industry requirements will be made to obtain a comprehensive picture of what will be required, particularly by the studios during the coming year. While priorities will continue to be granted for some time on the individual application basis, eventually they will be made on an industry-wide basis, with allocations to be made within the industry according to requirements.

Special Consideration Asked For Priorities for Newsreels

Washington Bureau of THE FILM DAILY

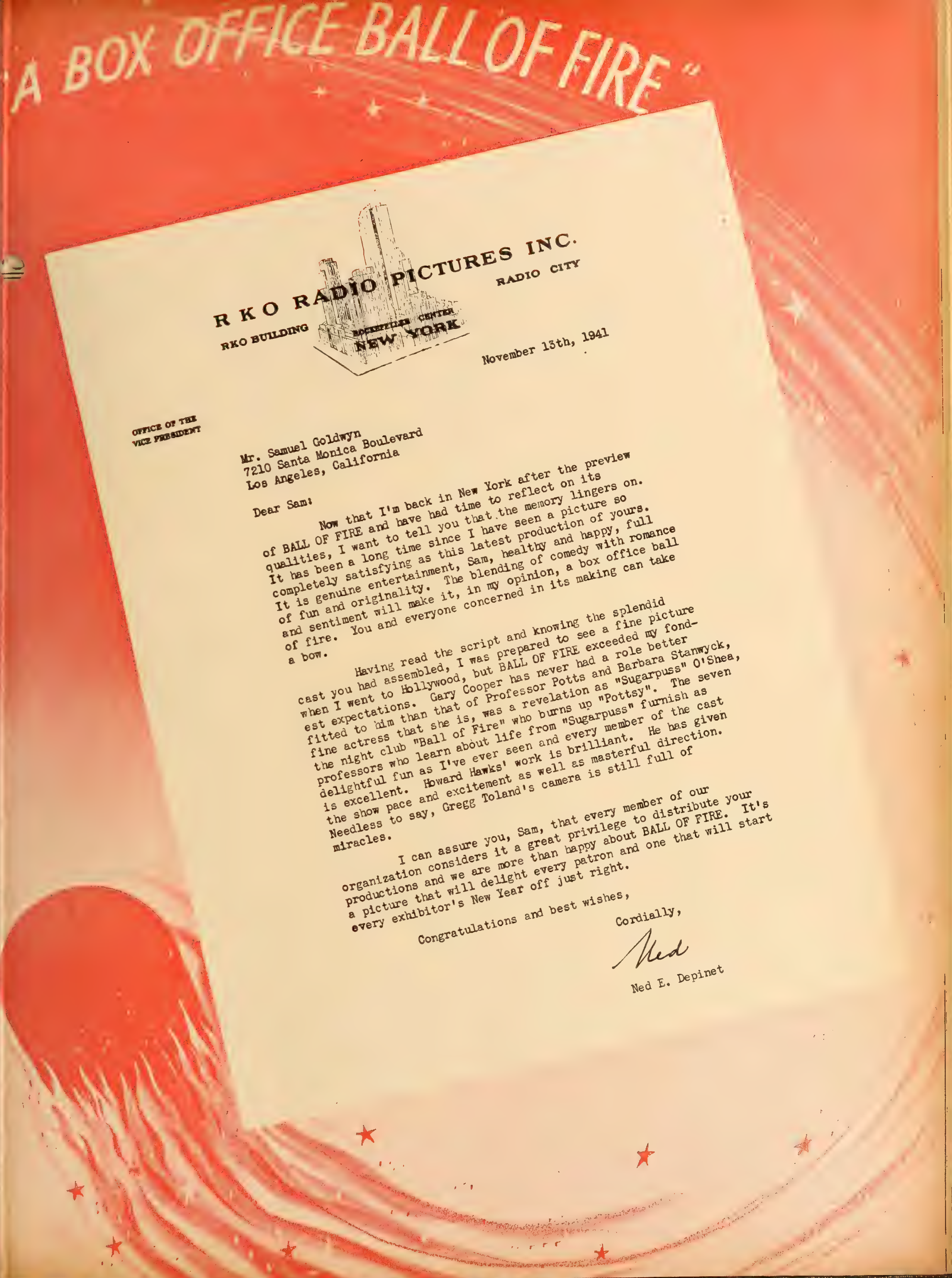
Washington—Importance of newsreels in the national defense picture is stressed in a memorandum by Robert Collyer, chief of the Newsreel Section of the Office of Emergency Management, in urging that their priority problems be given special consideration.

Collyer pointed out that a recent Gallup survey indicated that between 40,000,000 and 45,000,000 persons viewed newsreels every single week in the year, and added "we have always enjoyed splendid cooperation from the newsreel managing editors."

"In the past 15 months, hundreds of stories, on all aspects of defense, have appeared in the five newsreels," he said. "The stories were concerned with defense activities with NDAC, OPM, OEM, War, Navy, Maritime Commission, Treasury, the White House, and other Government agencies. In addition, in the early days newsreels themselves displayed great initiative in promoting defense stories on their own hook."

Collyer was one of the earliest advocates of a special section to handle priority problems arising within the motion picture industry. So far, it is understood that few problems have been encountered and that these have been handled expeditiously.

"A BOX OFFICE BALL OF FIRE"



R K O RADIO PICTURES INC.
RKO BUILDING
ROCKEFELLER CENTER
NEW YORK
RADIO CITY

November 13th, 1941

OFFICE OF THE
VICE PRESIDENT

Mr. Samuel Goldwyn
7210 Santa Monica Boulevard
Los Angeles, California

Dear Sam:

Now that I'm back in New York after the preview of BALL OF FIRE and have had time to reflect on its qualities, I want to tell you that the memory lingers on. It has been a long time since I have seen a picture so completely satisfying as this latest production of yours. It is genuine entertainment, Sam, healthy and happy, full of fun and originality. The blending of comedy with romance and sentiment will make it, in my opinion, a box office ball of fire. You and everyone concerned in its making can take a bow.

Having read the script and knowing the splendid cast you had assembled, I was prepared to see a fine picture when I went to Hollywood, but BALL OF FIRE exceeded my fondest expectations. Gary Cooper has never had a role better fitted to him than that of Professor Potts and Barbara Stanwyck, fine actress that she is, was a revelation as "Sugarpuss" O'Shea, the night club "Ball of Fire" who burns up "Pottsy". The seven professors who learn about life from "Sugarpuss" furnish as delightful fun as I've ever seen and every member of the cast is excellent. Howard Hawks' work is brilliant. He has given the show pace and excitement as well as masterful direction. Needless to say, Gregg Toland's camera is still full of miracles.

I can assure you, Sam, that every member of our organization considers it a great privilege to distribute your productions and we are more than happy about BALL OF FIRE. It's a picture that will delight every patron and one that will start every exhibitor's New Year off just right.

Congratulations and best wishes,

Cordially,

Ned

Ned E. Depinet

Film Execs. Added To Camp Shows Board

(Continued from Page 1)

dio to put the program into operation immediately.

George J. Schaefer, RKO president, Charles Koerner, head of RKO theaters, and Joseph Hazen, Warner Bros. vice-president and director were among the film names added to the board. Others are Lawrence Tibbett, president of the American Guild of Musical Artists; Morton Downey, president of American Guild of Variety Artists; Mark Woods, of NBC; Henry Jaffee, counsel for AGMA and AFRA; Mrs. Emily Holt, executive secretary of AFRA; Emil Friedlander, Edward Johnson, director of the Metropolitan Opera; Lawrence Lowman, CBS, and Brock Pemberton, producer.

Oscar A. Doob, advertising and publicity chief of Loew's theaters was named honorary national publicity director of Camp Shows, Inc.

Situation, which has been dormant for some time, is now crystallized, mainly because of the efforts of Edward Arnold, president of the SAG, Kenneth Thomson, executive secretary, Laurence Beilenson, SAG attorney, who came East to free the amusement log-jam.

The USO has placed at the disposal of the organization $850,000 for shows and units which will furnish the entertainment.

Arnold, who returned to the Coast on Saturday with other members of the SAG, told THE FILM DAILY, that the studios will furnish lists of stars and feature players daily so that Camp Shows, Inc., can determine the availability of screen performers.

Arnold said that Hollywood is anxious to do its bit and a talent pool has been organized on the Coast which will supply material for the entertainers when necessary.

All theatrical unions have agreed to accept the minimum wage scale and in most cases a number of the unions will waive salaries of their members as much as 15 to 30 per cent, it was said.

Greatest difficulty facing Camp Shows, Inc., according to Arnold, is the lack of theaters. At 167 service camps, only 71 have theaters where entertainment can be staged, and only 32 are fully equipped.

Service Men Packing All-Night Theaters

Seattle—Three all-night houses here are doing a landoffice business with sailors and soldiers, who find lounging all night "cheaper than paying rent" at reduced USO prices.

Booming early-morning boxoffice is reported by the Winter Garden, Colonial and Embassy.

Minn. Trial Strategy Tangle

Distribs. Want Criminal Cases Heard First

(Continued from Page 1)

that begun by five major distributors in an effort to halt enforcement of the law by injunction. Their plea for a temporary restraining order was denied and the case set for trial on its merits.

Later, Lynch issued complaints against two of the companies for violating the anti-five law in contracting for pictures in blocks of five. The law requires only a full season's product may be sold by any distributor.

The deals were made with St. Paul and White Bear Lake exhibitors in order to make a test case.

State Wants Criminal Trials First

Trial of the criminal actions, originally set for today, now has been delayed to Dec. 15, with Lynch insisting the civil action should be settled first. If this is done, and the law should be held unconstitutional this time, the criminal cases would be dismissed, Lynch points out.

However, attorneys for the distributors are insisting the criminal cases be heard first basing their plea on the fact a finding of guilty in these cases would result in earlier decision by the state supreme court.

They plan to appeal if they lose either case, it is reported, but a civil action sent up on appeal would not be decided as quickly by the high court. It is expected final appeal may be made to the U. S. Supreme Court if the law is sustained by the Minnesota high court.

Lynch is standing his ground to date and insists he will delay the criminal action again, if necessary, to put it back of the civil action. And attorneys for the distributors are ready to oppose further continuance of the two cases.

N. W. Allied to Intervene

It now is expected the civil action, seeking a permanent injunction to restrain enforcement of the law, will be reached on the Ramsey district court calendar about Dec. 5 to 10. Same allegations as to the law's unconstitutionality will be made in this case as were argued when the plea for temporary relief was made.

Meanwhile, the legislative committee of Allied Theater Owners of the Northwest, meeting here over the week-end, instructed its attorneys to ask the court's permission to intervene in the civil action, as was done in the previous case.

Allied will defend constitutionality of the law which it has sponsored since its inception early in the last legislative session.

October Admission Tax Collections Are Higher

(Continued from Page 1)

reau of Internal Revenue reported Friday.

Total admission tax collections in the U. S. amounted to $6,812,275.12 in October this year, as compared with collections totaling $6,444,950.05 in September, and $6,628,429 in October a year ago.

In the New York City collection district, admission tax collections were more than $100,000 greater in October than in September, the collections in October amounting to $882,332.10 as compared with $739,831.11 in September. The figure for October a year ago was $1,103,233.52.

"Flying" Biz Said Soaring

In small towns and big cities, "Keep 'Em Flying" opened to history-making business at the week-end, Nate Blumberg, Universal president, reported. Blumberg said that opening day grosses in most spots exceeded the combined opening day totals of the three previous Abbott and Costello pictures.

$65,000 for "Skylark"

Paramount's "Skylark" is heading for a gross in excess of $65,000 for its first week at the Paramount Theater. Picture took in $22,500 on its opening day, Wednesday, and Thanksgiving Day. It is in for a three-week run.

Metro Exhibitors' Forum Expected to Attract 300

(Continued from Page 1)

today and on Wednesday will preside at a conference of the company's central division field representatives. Tomorrow's forum will be conducted by H. M. Richey, assistant to M-G-M's general sales manager, William F. Rodgers.

Among those scheduled to attend both meetings are E. K. O'Shea, Central division manager; John J. Maloney and H. P. Wolfberg, district managers, and Branch Managers E. M. Booth of Cincinnati and F. D. Drew of Cleveland. The field men are: C. C. Deardourff, Cleveland; Charles Barron, Pittsburgh; Warren A. Slee, Detroit; Jack Gilmore, Buffalo; Irving Waterstreet, St. Louis; John E. Watson, Cincinnati; Ted Morris, Indianapolis; Todd Ferguson, Memphis; James Burge, Oklahoma City, and Claude Morris, Kansas City, as well as Ken Prickett, who is in charge of the Show Builder Unit No. 1.

"No Greater Sin" via UA

United Artists is distributing Eddie Golden's "No Greater Sin" in the world market except the United States. Picture currently is playing in England.

"Canned Goods" Matinees

Miami — Following a custom of many years standing, all Wometco theaters, except the Lincoln and Miami, have arranged for a "canned goods" matinee next Wednesday.

Give $50,000 Check To the Red Cross

(Continued from Page 1)

of Liberty" originally produced by the entire industry for the World's Fairs in New York and San Francisco. Pic later was distributed, via Metro, to theaters throughout the U. S. under a plan whereby the proceeds from distribution would [illegible] devoted to war emergency welfare work.

Hays in his letter asked that the $50,000 be added to the proceeds of the current membership Roll Call of the Red Cross now under way throughout the country.

"Our organization," he wrote, "wants to show its appreciation of the splendid work which your organization is doing and therefore voluntarily makes this contribution, hoping it will be of help in connection with your current Roll Call."

Davis in accepting asked Hays to thank the entire industry for the contribution and expressed appreciation for the co-op. which the industry always has given the Red Cross.

Rolla, Mo., Exhib. Wins Some Run for New House

(Continued from Page 1)

her with pictures in accordance with the spirit of the consent decree.

While indicating that he did not approve entirely of Mrs. Karsch's actions in her efforts to obtain film for her new theater, the aribitrator took the position that the distributors were the greater offenders and that they dodged the real issues in the dispute. Costs were assessed against the distributors.

Catholic War Veterans Coast Conclave Urged

West Coast Bureau of THE FILM DAILY

Hollywood — National convention of the Catholic War Veterans of America in 1943 is being sought for Hollywood by Los Angeles Post 164 which has a large film and theatrical membership. Thomas Walsh of New York, for many years associated with Paramount Publix, is national commander, serving his third term.

Name Chi's New Daily

Chicago—The new Chicago newspaper will be called The Morning Sun.

Sew for Red Cross In Miami Theater

Miami, Fla.—From 10 A.M. until 4 P.M. every day the Biltmore Theater becomes headquarters for Red Cross sewing. Claude Norton, manager, has arranged for sewing accommodations to be provided, and as an additional courtesy to the women so occupied, entertains them with a free showing of a motion picture during the afternoon.

BELIEVE IT OR NOT!

It's Another Republic Record!

SHOWMEN TELL THE WORLD REPUBLIC AGAIN BREAKS THEATRE RECORDS WITH ITS GREATER IDEAS IN ACTION!

REPUBLIC'S BOXOFFICE RESULTS ARE UNTIED AND UNEQUALED BY ANY OTHER COMPANY, STAR OR GROUP OF WESTERN STARS.

THE TOPS

BACK IN THE SADDLE (Rep.)	175%
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RIDIN' ON A RAINBOW (Rep.)	165%
MELODY RANCH (Rep.)	160%
UNDER FIESTA STARS (Rep.)	160%
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RIDE, TENDERFOOT, RIDE (Rep.)	140%
SUNSET IN WYOMING (Rep.)	135%

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TATISTICS COMPILED BY
BEN SHLYEN
PUBLISHER
MAURICE KANN
EDITOR
OXOFFICE PUBLICATIONS

REPUBLIC DELIVERS THE GOODS . . . BUY U. S. DEFENSE BONDS

IMPORTANT NOTICE!

TO ALL EXHIBITORS!

The title of the 20th Century-Fox picture

~~HOT SPOT~~

has been changed to

I WAKE UP SCREAMING

Watch the trade papers for further details!

COPY
DO NOT REMOVE

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

VOL. 80, NO. 103 NEW YORK, TUESDAY, NOVEMBER 25, 1941 TEN CENTS

CHICAGO ALL-INDUSTRY UNITY MEET DEC. 9

To Sign New Term Pact as RKO Prexy—Schaefer

No Truth in Reports of Company Reorganization; Says Breen Not Leaving

George J. Schaefer told THE FILM DAILY last night that he will sign a long-term contract as president of RKO upon his return from the Coast in about a week. In an interview at LaGuardia Airport, before boarding a Stratoliner for Los Angeles, Schaefer said he did not anticipate any difficulties and expected to remain with the company a good many years.

He discussed reports concerning

(Continued on Page 7)

800 Honor Kalmine At Pittsburgh Fete

Pittsburgh — Approximately 800 friends packed the ballroom of the William Penn Hotel here last night to pay tribute to Harry M. Kalmine, recently promoted from zone manager in this territory to general manager of Warner Brothers theaters.

"Rosy" Roswell, radio commentator, was toastmaster, and at the speakers' table with Kalmine were:

(Continued on Page 6)

Schad Trust Suit Hearing Set for Jan. 29 In Philly

Philadelphia—The anti-trust suit brought by Harry Schad of Reading against 10th Century-Fox, Vitagraph, Warner Bros. Theaters and Wilmer & Vincent charging them with conspiring to take one

(Continued on Page 6)

D of J to File Brief In Oriental Case

Chicago—Assistant Attorney General Thurman W. Arnold's Washington office has asked permission to file briefs in the Oriental Theater arbitration case, explaining the Chicago consent decree which was under discussion at the last Oriental hearing. Government briefs are expected here Dec. 12.

CONNORS TO HEAD 20TH-FOX SALES?

Wobber Reported Returning to Former Western Post; Deal with Metro Exec. Said Near Closing

TOM J. CONNORS

A re-alignment of 20th Century-Fox's sales staff appears in the offing in line with negotiations and plans nearing completion which, it is understood, eventually will place Tom J. Connors in the top sales post.

While the move may not be immediate, it is reported that Herman Wobber's request to be relieved as general manager of distribution will be granted and that Wobber will return to his former home in San Francisco as Western district chief.

No deal as yet has been consummated officially whereby Connors, now Canadian, Eastern and Southern sales manager for M-G-M, will assume a high executive spot in the 20th-Fox organization, probably as assistant to Prexy Sidney R. Kent, but reliable sources indicated yesterday that it was near completion and that the next step, sooner or later, would be the placing of Connors in charge of sales.

Wobber's former spot as Western district manager has not been filled since he came East at Kent's request to fill the sales manager's

(Continued on Page 6)

Fear Shortage of Power In East Will Be Extended

Washington Bureau of THE FILM DAILY

Washington—The power shortage, which already has brought a blackout to theater marquees in South-Eastern states, will be extended to practically all defense areas East of the Mississippi by next Fall, OPM officials now believe.

While general shortages are not expected to develop before Fall, additional heavy power loads for defense industries may force Winter,

(Continued on Page 6)

Supreme Court Refuses Nick-Weston Case Review

Washington Bureau of THE FILM DAILY

Washington—The U. S. Supreme Court yesterday denied the plea of John P. Nick, former IATSE vice-prexy, and Clyde A. Weston, former business agent for IATSE Local 143, St. Louis, for a writ of certiorari. This means that the Supreme Court refuses to review their conviction of violating the Federal anti-racketeering act in connection with their administration of Local 143 and that

(Continued on Page 6)

Cresson Smith to UA in L.A.

Griesdorf Goes with Masters; McNerney Quits

Cresson Smith, Western division manager for RKO, yesterday announced his resignation to become Los Angeles branch manager for United Artists. At the same time it was learned that Dave Griesdorf, Los Angeles UA manager, had resigned to become assistant to Haskell Masters who last week resigned from UA to be vice-president and

(Continued on Page 6)

Break in Screen Publicists, Producer Negotiations

Breakdown of over three-months negotiations with the producers was announced yesterday by the negotiations committee of the Screen Publicists Guild of New York.

SPG charged the producers with

(Continued on Page 6)

Nine of 11 Distributing Cos. Will Send Top Execs. To Parley at Blackstone

First all-industry unity meeting has been set for Dec. 9 at the Blackstone Hotel, Chicago. Nine of the 11 distributing companies contacted by Allied's conference committee have agreed to send their top executives to the meeting. It is reported that the production branches of the industry have not been invited inasmuch as the exhibitors feel that their chief problems concern the completed picture.

The Chicago meeting will be for the purpose of setting up the machinery for a unity program. It

(Continued on Page 7)

Shift Responsibility For Warner Bookings

Important shift in Warner policy, effected by Joseph Bernhard, vice-prexy and general manager, places upon the theater zone managers the responibility for the proper booking and play-off of the

(Continued on Page 7)

To Fight IATSE Payment Of Browne-Bioff Costs

Members of the IATSE, both here and on the Coast, will resort to court action to prevent the In-

(Continued on Page 7)

Layoff at Disney Studios on Nov. 26

West Coast Bur., THE FILM DAILY

Hollywood—Production shifts will result in a general layoff at the Walt Disney studio, on a temporary basis, effective, Nov. 26. About 530 employes will be retained, with most of those laid off scheduled to return as production on new features reaches a point where their services are needed.

Re-shuffling of release dates will result in "Peter Pan" following "Bambi" which will not be released until early Spring.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 103 Tues., Nov. 25, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Monday, Nov. 24)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	8⅜	8⅜	8⅜	....
Col. Picts. vtc. (2½%)	7	6⅞	7	+ ¼
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	9-16	½	½	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	137¼	136¼	136¼	+ ¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	13	12⅞	13	+ ¼
Loew's, Inc.	39	38½	38½	— ⅜
do pfd.	....	....	....	.....
Paramount	15⅞	15⅝	15⅞	+ ¼
Para. 1st pfd.	114½	114½	114½	.....
Para. 2nd pfd.	14¼	14⅛	14¼	.....
Pathe Film	14½	14⅜	14⅜	.....
20th Century-Fox	8¾	8½	8¾	+ ⅜
20th Century-Fox pfd.	22⅝	22¼	22¼	— ¼
Univ. Pict. pfd.	162	162	162	+ 1
Warner Bros.	5¼	5⅛	5¼	+ ⅛
NEW YORK BOND MARKET				
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	58	58	58	.....
Para. Picts. cv. 3¼s47	100¼	100¼	100¼	.....
Warner Bros.' dbs. 6s48	96¼	95¾	95¾	.....
NEW YORK CURB MARKET				
Monogram Picts.	11-16	11-16	11-16	+ ⅛
Radio-Keith cvs.	5-32	⅛	5-32	+1-32
Sonotone Corp.	....	....	....	.....
Technicolor	8⅝	8⅜	8½	+ ⅛
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	9	8⅞	9	.....
Universal Picts.	....	....	....	.....

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Philadelphia
Pittsburgh
San Francisco
Seattle
Washington, D. C.
Toronto

COAST TO COAST

Expect Buffalo Bingo Case To Reach Jury Today

Buffalo—Trial of Jay-Phil Corp. and Harry T. Dixon, charged with violating anti-lottery laws by operating Bingo game in the Academy Theater, is expected to reach a Supreme Court jury today.

After Justice George A. Larkin yesterday denied the defense's motion to dismiss the indictment, defense called several witnesses who testified they won prizes playing free in the lobby. Others testified they each won $1,200 cover-all prize after paying the usual 99 cents Bingo night theater admission.

Clifford Weiss, auditor for corporation operating the theater, testified that on April 1, date mentioned in the indictment, operators' profit was slightly over $200 on gross receipts of about $1,600. He said the rest went for $657 in prizes, rent, salaries and numerous incidentals.

Richey Presides at First Metro Exhibitors' Forum

Columbus, O.—A round table discussion of ways and means of getting more people to the box-office will be held here today at the Deshler-Wallick Hotel where 600 Ohio exhibitors are expected to attend M-G-M's first Exhibitors' Forum. Presided over by H. M. Richey, sessions will be led by nationally known advertising and exploitation experts and will be aimed particularly at development of greater grosses in subsequent and small town theaters.

Both the sales department, headed by William F. Rodgers, and the advertising, publicity and exploitation department, headed by Howard Dietz, are co-operating in the effort.

"Night of Stars" Producers Committee Meets Today

Last meeting of the producers' committee of "Night of Stars" at Madison Square Garden tomorrow night, will be held in the offices of chairman, Marvin Schenck of Loew's at 3:30 p.m. today. Lester Isaac and Arthur Knorr will report on lighting and amplification, Sidney Piermont on staging, Fred Roehrenbeck on transportation and Don Albert will report on the orchestra.

Fleischer and Secretary Hurt in Triple Crash

Lordsburg, N. M.—Injured in a three-car auto crash here, Dave Fleischer, cartoon director, and three others, including his secretary, Mae Schwartz, are under medical treatment. Fleischer, who suffered two fractured ribs, will fly East when his hurts permit.

Cancio Heads for New York

Havana (By Air Mail) — Saviur Cancio, producer, has left Havana for New York and Mexico to close deals.

Year Book Collection In Academy's Library

West Coast Bureau of THE FILM DAILY

Hollywood—The Hollywood Library of the Academy of Motion Picture Arts and Sciences claims one of the few complete collections anywhere of industry year books. The Academy collection includes THE FILM DAILY Year Book from 1922 through 1941 and the prior publication, Wid's Yearbook, from 1919 through 1921; Also the Motion Picture Almanac from 1929 through 1935-36 and its successor the International Motion Picture Almanac from 1936 to date. Library is attempting to locate a 1932 Almanac.

Garbo and Shearer Status At Metro Said 'Unchanged'

West Coast Bureau of THE FILM DAILY

Hollywood—Status of Greta Garbo and Norma Shearer, who, it has been reported, would freelance, remains "unchanged," it was said late last night at the Metro studios.

There have been reports that Miss Garbo would remain at the Culver City studio, although without a written contract. Warner representatives declare they have no knowledge of plans for Miss Shearer to join Warners for one picture.

Planning 16 MM. Versions Of OEM and OPM Shorts

Robert Collyer, head of the OEM newsreel section, is in New York from Washington to complete arrangements with the newsreels for lavenders on OEM and OPM shorts from which 16 mm. reductions will be made for non-commercial use throughout the country. Subjects will be shown to usual non-commercial groups and to defense gatherings.

Para. in Deals With 50% Of Customers in Minn.

Since Federal Judge Henry W. Goddard signed, on Nov. 3, the order modifying the New York consent decree to permit Para. to sell in Minnesota under the terms of the state's anti-five block law, the company has closed deals with more than 50 per cent of its customers there, Charles M. Reagan, assistant sales manager, said yesterday.

Colli on Exchange Tour

Havana (By Air Mail)—Pete Colli, Latin-American supervisor for Warners has left Havana for a tour of branches in Puerto Rico, Venezuela, Panama and Trinidad.

Earl L. Slater Dies

Indianapolis—Earl L. Slater, 54, projectionist at the Circle Theater since its opening, died at the City Hospital after a three-week illness.

Mark F. Lally Dead

Dunkirk, N. Y.—Mark F. Lally, pioneer in the theater business here, is dead.

COMING and GOING

GEORGE J. SCHAEFER and **J. CHEEVER COWDIN** planed out last night on the TWA Stratoliner for the Coast.

JOSEPH H. MOSKOWITZ leaves tomorrow for the Coast to confer with Darryl F. Zanuck.

SPYROS SKOURAS visits Washington today in connection with the Greek War Relief.

JAKE MILSTEIN has returned from Holly[illegible]

NED E. DEPINET leaves for Chicago tonight to attend the opening of the new exchange.

CHARLES STERN, UA's Chicago district manager, is here for home office huddles.

SAMUEL GOLDWYN, who was expected yesterday from Hollywood, has postponed his trip for a few days.

JOE SCHENCK returned to the Coast over the week-end.

NEIL F. AGNEW and **CHARLES REAGAN** arrived from Chicago yesterday aboard the Twentieth Century.

MONROE GREENTHAL, UA advertising and publicity chief, **DAVID "SKIP" WESHNER**, exploitation head, and **PAUL RADIN** arrived from the Coast yesterday aboard the Twentieth Century.

JOHN B. WATERS, of the M-G-M studios, is stopping at the Warwick Hotel.

LEE ROGERS, film critic of the Atlanta Consituation, and **MRS. ROGERS** are at the Hotel Taft.

ABE BERNSTEIN is in Oklahoma City.

ROBERT COULTER, manager of the Byrd, Richmond, and his wife are vacationing in Florida.

A. A. SCHUBART, RKO manager of exchange operations left last night via train for Detroit on a business trip. Before returning to New York he will attend the formal opening of the RKO's new Chi. exchange building.

FCC Reps. Plan N. Y. Trip Dec. 1 to See Color Tele

Washington Bureau of THE FILM DAILY

Washington — A special trip to New York on Dec. 1 is planned by Commissioners and several staff members of the FCC to witness NBC's demonstration of color television.

"They Died" to Stay Three

Warners' "They Died With Their Boots On" piled up a gross of $39,908 for the first four days of its engagement at the New York Strand, the home office said yesterday. Picture has been set for at least two additional weeks.

Monta Bell Resigns from Para.

West Coast Bureau of THE FILM DAILY

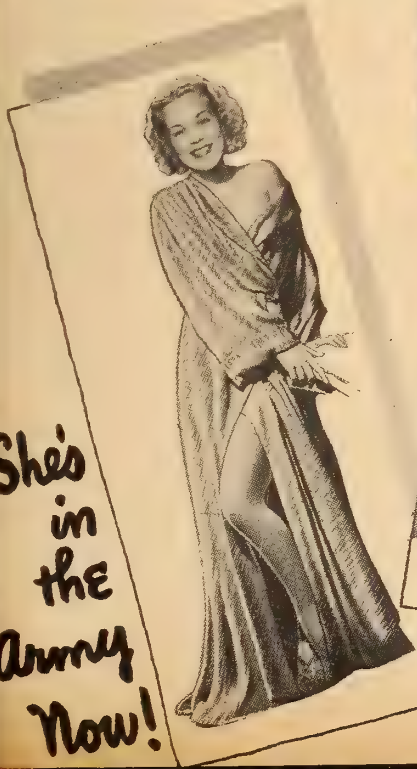
Hollywood—Monta Bell, producer of "Birth of the Blues" and "Aloma of the South Seas" for Paramount has resigned his post with that company.

Margaret Livingston
Lincoln Quarberg

Terry Kilburn
Louis D. Lighton

HEY! "YOU'RE IN THE ARMY NOW"

For your Xmas Sock...and whatta sock



She's in the Army Now!

And so are they!

"YOU'RE IN THE ARMY NOW"
with
JIMMY DURANTE • PHIL SILVERS
JANE WYMAN
"NAVY BLUES SEXTETTE"
MATTY MALNECK AND HIS ORCHESTRA
Directed by LEWIS SEILER
Original Screen Play by Paul Gerard Smith and George Beatty

HA HA HA HA HA

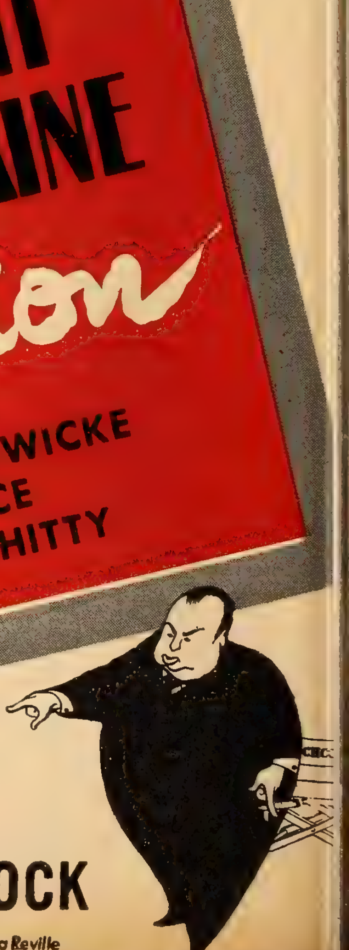
Maybe it isn't the funniest picture ever made...but we've never seen (or made) a funnier one!

Warner Bros.

WHY ARE SUCH TERRIFIC CROWD
WHY ARE THEY STANDING IN L
WHY IS THE WORLD'S LARGES

because

CARY GRANT
JOAN FONTAINE
in
Suspicion
with
SIR CEDRIC HARDWICKE
NIGEL BRUCE
DAME MAY WHITTY



Directed by
ALFRED HITCHCOCK
Screen Play Samson Raphaelson, Joan Harrison Alma Reville

MOBBING THE MUSIC HALL?
MORNING TILL NIGHT?
HEATRE *HOLDING OVER?*

oward Barnes, N. Y. Herald-Tribune, Says:

"'Suspicion' is a far finer film than 'Rebecca'. Hitchcock has made a brilliant film which is certain to move and amuse you as much as it makes your hair stand on end."

Kate Cameron, N. Y. Daily News, Says:

"Packed with suspense . . . Cary Grant and Joan Fontaine give fine performances —intensely exciting."

Bosley Crowther, N. Y. Times, Says:

"A tense and exciting tale, a psychological thriller packed with lively suspense."

Lee Mortimer, N. Y. Daily Mirror, Says:

"A high class package containing Miss Fontaine's most superb histrionics, large gobs of Alfred Hitchcock's suspense, swell settings, photography and background."

William Boehnel, N. Y. World-Telegram, Says:

"Has all the singular fascination of 'Rebecca', '39 Steps' and 'Lady Vanishes' . . . Will keep you mesmerized from beginning to end with its fine chacterizations and its mounting horror."

Cecelia Ager, PM, Says:

"A cinema masterpiece . . . It pays off the audience seeking entertainment, and the student seeking a model of film craftsmanship."

Rose Pelswick, N. Y. Journal & American, Says:

"Excellent entertainment . . . Hitchcock does a superb job in creating aud sustaining an absorbing mood . . . outstanding melodrama."

Eileen Creelman, N. Y. Sun, Says:

"Alfred Hitchcock again has created that extraordinary mood of suspense . . . This is a strange picture, powerful, with the tension mounting steadily."

Archer Winsten, N. Y. Post, Says:

"Suspenseful . . . rich in character observation . . . a distinctly superior picture."

Leo Mishkin, N. Y. Morning Telegraph, Says:

"Hitchcock at his best . . . And, you might say, when Hitchcock is at his best, there is nothing better, anywhere . . . 'Suspicion' stands as one of the terrific thrills of the season."

RKO RADIO PICTURES

Connors to Head 20th-Fox Sales?

(*Continued from Page* 1)

position left vacant by the death of John D. Clark in May, 1938. Wobber has continued to maintain his home in San Francisco, his family residing there.

West Coast Bureau of THE FILM DAILY

Hollywood — Tom Connors, upon joining 20th-Fox, will be elected vice-president and general manager in charge of distribution, according to reports circulating here. Connors and 20th-Fox execs. are supposed to have reached a tentative agreement last Wednesday.

Fear Shortage of Power In East Will be Extended

(*Continued from Page* 1)

Spring and Summer curtailments in some areas, officials said yesterday.

They said upper New York state and St. Louis areas are most likely to feel effects of a power pooling and rationing system before next Fall. The only important power surplus East of the Mississippi next year will be in the New York City area and that will have to be sent upstate to Buffalo, it was said.

In the meantime, it was learned that the curtailment ordered for the Southeast to become effective Dec. 1 may have to be made more drastic; the order already provides for a 30 per cent curtailment and marquees and other outside display lighting have been blacked out for some time.

WEDDING BELLS

North Adams, Mass. — Dominick Michael Valotta, assistant manager of the Richmond Theater, and Eleanor Beatrice Price, candy sales clerk at the Paramount Theater, were married.

Chicago—Fred Jones of the Metropolitan Theater was married to Cecilia Anne Williams, at the St. Elizabeth Church.

Jefferson, Wis.—Marvin E. Mueller, Allen Theater employe, has been married to Henriette Thoma.

West Salem, Wis.—Roger Totten, projectionist at the Salem Theater, has been married to Jeanette Hanson.

Richmond, Va.—Henry Reid, doorman, Byrd, was married to Thelma Stahl.

Oil City, Pa.—Mr. and Mrs. H. L. Stahl, who own and operate the Drake and Lyric Theaters, have announced the engagement of their son, Morton, to Perle Mermelstein of Sharon. Marriage will take place on Jan. 11.

● ● ● **THEIR DUE FROM DEWEY:......What a swell job the nation's pic stands did for USO is revealed in a letter sent by Thomas E. Dewey to Joseph Bernhard, chairman of the Motion Picture Theaters Drive......We quote: "I have your letter of November 6th together with your two checks, one for $25,000 in repayment of advances to the Theater Drive Committee and the other for $943,684.47, both representing collections made by the Theater Drive Committee......This is a grand result ......Under difficult circumstances and with complicated factors, the Committee rendered a very great service, both to the USO and, I believe, to the nation......Will you not please extend to the members of your Committee my own deep personal appreciation, as well as the thanks of all of those who were responsible for the USO campaign?......It is my hope that the service agencies will do as fine a job with the money as your Committee did in raising the largest single contribution"...... Like all fine leaders, Mister Bernhard heaps the credit for the achievement of his co-workers......**

▼ ▼ ▼

● ● ● *SCREEN AND OTHER FARE:......20th-Fox held a combo screening and cocktail reception yes'day afternoon at Toots Shor's famed W. 51st St. emporium......Menu, cinematically, was "Rise and Shine," the Mark Hellinger-produced football opus......It was a stag affair (with reservations, inasmuch as Linda Darnell and Gladys Glad were there)......Top flight sports writers were present in force, as were representatives of the trade and metropolitan press, national magazines, star columnists, etc......Phil M. had chit-chat visits with Grantland Rice, Lou Little, Producer Hellinger, Col. Jack Alicoate, Harry Hershfield, Ted Husing, Clem McCarthy, Dan Parker, Jack Lait, Louis Sobol, Earl Wingart, Chick Lewis, Joe Di Maggio, Harry Oshrin, and Harry (The Horse) Danning......Pic got a swell reception from a very, very discriminating bunch o' gents who know good entertainment when they see it......*

Break in Screen Publicists, Producer Negotiations

(*Continued from Page* 1)

complete lack of good faith and stated: "Their latest wage proposals constituted a retrogression from their own previous proposals, which in themselves were wholly inadequate."

While avoiding the mention of a strike, the SPG declared it will now take appropriate action on all public and labor fronts. A membership meeting has been called for Thursday night to approve a program of action which will be submitted by the executive committee.

Waters Appeals to Mellett On Tele Fact-Finding Board

Norman D. Waters, president of the advertising agency bearing his name, yesterday appealed by telegram over the head of James L. Fly, chairman of the FCC, to Lowell Mellett, director of the Office of Government Reports, demanding that "immediate steps be taken for the formation of a fact-finding board without further delay" as an aid to television development.

Schad Trust Suit Hearing Set for Jan. 29 In Philly

(*Continued from Page* 1)

half of the 20th-Fox product from plaintiff's Astor Theater in Reading and selling it to Wilmer & Vincent's Embassy Theater, was set yesterday by Federal Judge Cullen Ganey for January 29.

Plaintiff, whose counsel withdrew application for a temporary injunction last September, now seeks a permanent injunction.

Supreme Court Refuses Nick-Weston Case Review

(*Continued from Page* 1)

they will now be remanded to prison to serve their sentences.

Nick was found guilty on 11 of 12 counts and sentenced to five years in prison and a $10,000 fine. Weston received a like fine and sentence.

Emil A. Martin Dead

Richmond, Va.—Emil A. Martin, 69, former manager of the Globe Theater for Charles A. Somma, died here after a lingering illness.

Cresson Smith Joins UA as L. A. Mgr.

(*Continued from Page* 1)

general manager of the Canadi Odeon circuit.

D. J. McNerney, UA's bran manager in San Francisco, re[illegible]n on Saturday, with future pla[illegible] disclosed.

It was reported yesterday th Masters' former spot as Weste division manager for UA may to Charles Stern, Central distri manager.

800 Honor Kalmine At Fete in Pittsburgh

(*Continued from Page* 1)

Sen. Frank H. Harris, M. A. Silve John H. Harris, C. C. Kallenber former Gov. Harold G. Hoffma (who, incidentally served in Fran during the World War with Kalmi as his captain), Joseph Bernha Ben Kalmenson, Mayor Cornelius Scully, Dr. Homer A. Flint, Fath Lawrence O'Connell, Rabbi Solom Freehoff, Edward R. Stirling, Clai Meeder, Al Abrams, William Fink James A. Alexander and Jose Feldman.

Instead of a personal gift, t entire proceeds of this dinner, wi the exception of actual expense will be used for the erection of t Harry M. Kalmine Recreation H at Camp O'Connell, which the loc Variety Club helps to maintain f underprivileged boys and girls the district. This was done at K mine's request. It was he, more less, who got the local Variety Cl interested in this camp, and it w also Kalmine, with the assistance one or two others, who inaugurated monthly show for the Veteran Hospital in Aspinwall, Pa.

Entertainment, comprised of ma acts appearing in the various th aters and night clubs througho the city, followed the dinner.

M. A. Silver, who succeeds K mine here, and John H. Harr national chief barker of the Varie Club of America, were the honora chairmen, and C. C. Kellenber chief barker of the local club, ge eral chairman.

Texas TOPA Meets Dec. 2

Dallas — Texas TOPA directo will meet here Dec. 2 to fill t presidency. Henry Reeves, of M nard, is acting prexy, following t death of the late Judge Roy Walker.

STORKS!

Sol Citrin of Metropolitan The ter Circuit again became a dad Saturday when his wife present him in Bronx Maternity Hospit with a baby girl, who will be name Martha Susan. Couple's other chil is Alice.

chaefer Will Sign lew Term RKO Pact

(Continued from Page 1)

eorganization of the company and d there was no truth to it. “The rincipal stockholders are still the rincipal stockholders,” Schaefer [illegible] “and furthermore, there are [illegible] blems calling for reorganiza[illegible].

Denies Breen is Resigning

Schaefer denied current reports at Joseph I. Breen, studio chief, as resigning to rejoin the Hays ffice and said there was nothing to .

When questioned about reports of R. McDonough, studio executive, aving the company, he replied non-ommitally, “not up to this moment.” He was then asked the status of alcolm Kingsberg and Leon Goldrg in the Keith-Albee-Corp. chaefer answered that Kingsberg remaining as head of theater operations and Goldberg as treasurer of e corporation.

The RKO president departed after lengthy board meeting yesterday. e declared that the question of his ontract did not come up at all at e meeting.

Stockholders' Meeting Not Set

Schaefer also replied that the date r the annual stockholders' meeting as not been set yet by the board ut would take place some time before Jan. 26.

Concerning another report that ichard C. Patterson, chairman of e board, and Peter Rathvon may gure more prominently in the company's activities, Schaefer stated hat only could happen if he delegated the authority to them.

Schaefer said he planned to attend the industry unity conference Chicago on Dec. 9 and prior to hat the Moe Silver testimonial dinner in Albany on Dec. 7.

st Coast Bureau of THE FILM DAILY

Hollywood—Joseph I. Breen declared last night he does not plan resign at RKO and he does not tend to return to the Production ode post.

A Sets Distribution eal for Argentine Pic

UA has acquired Latin-American ights to “Sinfonia Argentina,” usical romance to be produced by ur Art Films in Buenos Aires, it as announced Wednesday by Walter Gould, foreign manager. Special Portuguese version for Brazil being considered. UA also has n option for a second Sur Art pic.

iller in Superior Post

Chicago—Prexy J. N. Jovaney of uperior Pictures has placed Charles . Miller in charge of its mid-West xchanges.

Men in Her Life" for M. H.

Columbia's “Men in Her Life” follows “Suspicion” current, at the Radio City Music Hall.

Detroit Express Highway Construction Project Threatens Seven Film Theaters

Detroit—Seven Detroit theaters are threatened with destruction in an express highway construction project now before the City Council. Project is for a 250-ft. wide highway on the present line of Oakland and Hastings Sts.

Houses and their owners that would probably be condemned by the operation are: Arcade, Wade Allen; Castle, F. J. Leasia Estate; Willis, Albert Westaway; Warfield, Moe Teitel; Medbury, John Magocs; Echo, Schram and Goldberg; and Oakland, Michael J. Chargot.

Postpone Oral Arguments In Dipson Case to Dec. 2

Buffalo—Arbitrator Michael Catalano has postponed until Dec. 2 his hearing of oral arguments on the complaint brought by Dipson Theaters, Inc., against the Big Five, asking restoration of previous films availability to Dipson's Bailey, nabe house. Buffalo Theaters Inc., Shea operating company, is an intervenor.

The arbitrator has inspected both the Bailey and Shea's Kensington Theater, which, Dipson contends, availability now favors. He will inspect at his convenience the areas immediately adjacent to both theaters before the hearing is resumed.

Oral arguments are expected to conclude sessions in the case, which already has consumed nine hearing days.

Overton Arbitration Decision Stands; No Appeal Move Made

Dallas—No appeal will be taken in the case of the Overton Amusement Co., Overton, versus Loew's, 20th Century-Fox, RKO and Warner Bros. in which clearance of 60-120 days held by Jefferson Amusement Co. and East Texas Theaters, operators of the Strand and Glen picture shows, was cut to 14 days. Arbitrator S. J. Hay's decision in this case was filed Nov. 1, and the 20-day period for appeal expired last Friday.

Geo. Wanamaker Named Allendale Arbitrator

Buffalo — George Wanamaker, deputy city comptroller and former common council president, has been designated arbitrator of the clearance case filed by Allendale Theater, against 20th Century-Fox, Warner Bros., Paramount and Loew's. Hearing is set to open Dec. 3.

Allendale contends unreasonable clearance is being granted the Marlowe, another nabe house, and that the Marlowe has reduced admission prices and engaged in “unfair practices.”

The Marlowe has filed as intervenor.

Drennan Named to Hear Alycon Case in Chicago

Chicago—J. Slater Drennan, an attorney, has been named arbitrator in William Pearl's Alycon Theater case. Hearing has been set for Dec. 5.

To Fight IATSE Payment Of Browne-Bioff Costs

(Continued from Page 1)

ternational from paying the costs of the legal defense of George E. Browne and William Bioff, it was learned yesterday.

The members will also ask for an injunction restraining the International from making any payments in connection with the Browne-Bioff trial, an accounting of the International's assets and recovery of funds allegedly used to defray the legal expenses of the former union officials.

It was learned that the main contention will be that the by-laws passed at the June, 1940 convention of the International offered legal protection for union officials only in the line of union duty and does not apply to Browne and Bioff who were convicted of extorting large sums of money from film executives.

Wis. Court Holds House Bands to be Employes

Madison, Wis.—Of interest to theaters employing house bands in the decision here by Circuit Judge Alvin C. Reis in sustaining the State Industrial Commission which ordered the operator of a local night club to be liable for unemployment compensation to Keith C. Roberts, orchestra leader.

The night club proprietor, in appealing from the industrial commission ruling, maintained that Roberts was an independent contractor and not an employe. Roberts' contract with the night club was the standard agreement of the American Federation of Musicians.

Operators and Engineers In Richmond Win Raises

Richmond, Va. — Although the present contract has 10 months to run, operators' union as a result of negotiations just concluded gets a 5 per cent wage increase.

This increase will terminate on Sept. 1, 1944, at which time operators will receive an additional 2½ per cent increase. Beginning Sept. 1, 1945 and running for another year, there will be another increase of 2½ per cent. The present rate for screening remains the same.

The maintenance engineers in the first-runs also receive a flat increase of five per cent, which will be effective until Aug. 31, 1946.

Chi. All-Industry Unity Meet Dec. 9

(Continued from Page 1)

is reported that Allied asked the distributors if they cared to deal with Allied separately but that the distributors indicated they preferred to confer with representatives of all organizations at one time.

According to Allied's original plans, if no solution is reached by the joint committee within a reasonable time on certain problems acceptable to Allied, then Allied reserves the right to pursue such course as may be approved by the board of directors.

While the joint conference has been scheduled for only one day, it was indicated yesterday that the sessions may last two and even three days.

Shift Responsibility For Warner Bookings

(Continued from Page 1)

company's pix in the affiliated circuit's 500-odd theaters.

Bernhard points out the new policy is designed to assure the parent company the “utmost returns” in the territories where its theater operations are located.

Exchange managers who, in the past, have borne the responsibility, now will be able to concentrate on the company's outside customers and, as Bernhard puts it, “enabled to use our theater results and play dates as evidence of picture value and performance.”

Bernhard sees advantages for the home office distribution staff as well in the shift, observing that the latter will be able to concentrate its experience and knowledge on the rest of the country.

Nutrition Documentary To be New Gov't Film

Washington Bureau of THE FILM DAILY

Washington—Filming of a documentary pic on nutrition has been started in Hollywood, Federal Security Administrator Paul V. McNutt announced yesterday. The film, which is to be one of the most ambitious motion picture treatments of nutrition made so far, is a project of the Office of Defense Health and Welfare Services of the Federal Security Agency.

The film is being produced by the American Film Center, an educational organization supported by the Rockefeller Foundation with the filming under the direction of Film Associates, Inc. It will be released early in 1942.

Close Wheeling Colonial

Wheeling, W. Va.—The Colonial Theater, which was taken over about a year ago by the Fulton-Shea Theater Co. from Leon Reichblum, has closed indefinitely.

Do you rely entirely on one method of advertising?

If you do, *DON'T!* You'll never hit the high-spots unless you hit hard everywhere.

Lots of people out for a walk will "go for" a good poster display or a dramatic 24-sheet. Lots of people out for a stroll look in windows. Lots of people ambling along are attracted by bright lights and colorful display.

Don't put all your advertising eggs in one basket. Spread them around. Yell your head off with good, readable, colorful, peppy posters, banners, flyers, snipes, novelties, displays.

Use your head. It will show on the *BLACK* side in your box office.

SELL MORE SEATS with NATIONAL Screen SERVICE

PRIZE BABY OF THE INDUSTRY

Exhibs. Forum to Aid Producer-Exhib. Relations

(*See Page 7*)

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

80, NO. 104 NEW YORK, WEDNESDAY, NOVEMBER 26, 1941 TEN CENTS

"LITTLE 3" TRIAL IN APRIL, U. S. PLAN

Sears Names Leserman UA General Sales Mgr.

Will Assume Post At Once; New Sales Setup Ushered In With Strong Pix Group

Appointment of Carl Leserman as general sales manager of United Artists was announced yesterday by Gradwell L. Sears, vice-president in charge of distribution. Leserman assumes his new post immediately, marking one of the first official acts of Sears since he became an executive of UA on Monday.

CARL LESERMAN

Leserman formerly was assistant

(*Continued on Page* 8)

Ayers and Seed New WB District Heads

Two Warner Bros. branch managers, Norman J. Ayers and Harry Seed, were promoted yesterday to district managers by Ben Kalmenson, general sales manager. Ayers, who headed the Boston exchange,

(*Continued on Page* 3)

Admission Increase Before ITO of Ohio

Columbus — Question of raising admission prices throughout Ohio will be considered today by the ITO of Ohio convention, in session at the Deshler-Wallick Hotel.

Sampling of sentiment in advance indicates a sharp division of opinion as to the advisability of such a move. While some exhibs. favor the increase on the ground that it is needed because of increased operating costs, others feel a jump at this time would have an adverse effect on biz.

Editorial:

Kalmine

. . . of Warners

By CHESTER B. BAHN

TESTIMONIAL affairs in this industry of ours are not exactly unknown; they may be said, indeed, to come along with something approaching regularity as executives change affiliations or step up to new and more important posts.

But over in Pittsburgh on Monday afternoon there was a testimonial to an industry leader so far from the commonplace as to rate columnar report for the information—and benefit—of the trade at large.

Its setting itself was unique. It was given in no elaborately decorated banquet hall in a swanky hostelry, nor were there the customary delicacy-laden tables in evidence. Instead, the testimonial's scene was the modest auditorium of a Catholic

(*Continued on Page* 2)

Assign Committees For Charities Drive

Personnel of the Amusement Division committees for the merged New York-Brooklyn charity campaign of the Federation of Jewish Charities was announced at the division's second organizational luncheon meeting at the Hotel Astor yesterday by Maj. Albert Warner, co-chairman with David Bernstein.

Major Warner told the assemblage

(*Continued on Page* 8)

D of J Will Apply for Court Order Next Week, With Distribs. to Vigorously Oppose Early Trial; Latter To Refuse to Stipulate to Suit's Questions of Fact

The D of J will apply next week to the Federal Court for an order setting down its equity suit against the "Little Three" for trial in April, the Government disclosed yesterday.

An early trial is sought by the Government, it is understood, in an effort to obtain a decision prior to the June 1, 1942 deadline set by the decree. Both Schwartz & Frohlich, attorneys for Columbia, and O'Brien, Driscoll & Raftery, representing United Artists and Universal, have told the D of J that they will vigorously oppose an April trial.

Say Time is Too Short

These attorneys claim that the trial of the Schine suit scheduled

(*Continued on Page* 6)

Connors in 5-Year Pact With 20th-Fox

Tom Connors has signed a five-year contract as personal assistant to Sidney R. Kent, it was announced yesterday by the 20th-Fox president. Connors, formerly M-G-M's Eastern, Southern and Canadian division manager, will be active in other departments as well as distribution, Kent stated.

In making the announcement, Kent said: "This move is in no wise

(*Continued on Page* 3)

J. E. Grainger May Join United Artists as Producer

James Edmund Grainger may join UA as a producer. Talks are said to have been progressing during the past several days between Grainger and UA executives, Edward C. Raftery, president, and Gradwell L. Sears, vice-president and general manager of distribution.

Grainger, who has produced an

(*Continued on Page* 7)

Branson Promoted To Division Berth

Walter Branson has been named Western division manager for RKO, succeeding Cresson Smith who joins United Artists. Branson's appointment was announced yesterday by

(*Continued on Page* 6)

Marquees in Southeast May Blaze Again by Dec. 15

Washington Bureau of THE FILM DAILY

Washington — Theater marquees in the Southeast, which have been

(*Continued on Page* 3)

Radio Plugs for Indie Subsequents?

Chicago—Illinois Allied will consider at its meeting today at the Congress Hotel the taking of a one-hour radio program over Station WAIT to help boost subsequent-runs in independent theaters, Jack Kirsch, organization's prexy, stated yesterday.

Co-operative buying of product will also receive further attention.

Distribs. Need Indies—Myers

No Allied Alliance with Bigots, ITO Told

Columbus—Allied will not "march with selfish politicians, bigots and the remnants of the Ku Klux Klan" in order to obtain a fair deal for independent exhibitors, Abram F. Myers, general counsel, declared at the ITO of Ohio meeting in the Deshler-Wallich Hotel here yesterday.

Myers told the conventioneers that some independent exhibitors

(*Continued on Page* 7)

UA Theater Circuit Net Reported at $153,220

A net income of $153,220 for the year ended Aug. 31 and the re-election of all directors were reported yesterday by United Artists Theater Circuit, Inc. Directors will meet shortly to elect officers of the circuit of which Joseph M. Schenck is

(*Continued on Page* 6)

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Tuesday, Nov. 25)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	8½	8½	8½	+ ⅛
Col. Picts. vtc. (2½%)	7⅛	7	7⅛	+ ⅛
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	½	½	½	.....
Con. Fm. Ind. pfd.	9½	9½	9½	.....
East. Kodak	136	135½	136	— ¼
do pfd.	....	....	....	.....
Gen. Th. Eq.	13	13	13	.....
Loew's, Inc.	38¾	38⅜	38¾	+ ¼
do pfd.	....	....	....	.....
Paramount	15⅞	15⅝	15⅝	— ¼
Para. 1st pfd.	114¾	114¾	114¾	+ ¼
Para. 2nd pfd.	14¼	14⅛	14⅛	— ⅛
Pathe Film	....	....	....	.....
RKO	2½	2⅜	2½	.....
RKO $6 pfd.	46	46	46	.....
20th Century-Fox	9¼	8¾	9⅛	+ ⅜
20th Century-Fox pfd.	22¾	22¾	22¾	+ ½
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5⅜	5⅛	5⅜	+ ⅛
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	58	58	58	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	96	96	96	+ ¼
NEW YORK CURB MARKET				
Monogram Picts.	¾	¾	¾	+1-16
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	2¼	2¼	2¼	.....
Technicolor	8½	8⅜	8⅜	.....
Trans-Lux	½	½	½	—1-16
Universal Corp. vtc.	....	....	....	.....
Universal Picts.	28¾	28¾	28¾	.....

DO YOU NEED A SOUTH AMERICAN REPRESENTATIVE?

I am sailing to South America on December 19. I have been an advertising and sales executive with major film companies for 20 years. How can I represent you—what can I sell for you—in Rio De Janeiro and adjacent territories?

Box 900, Film Daily
1501 Broadway New York City

Kalmine
. . . of Warners

(Continued from Page 1)

parish. And filling the well-worn pews for the event were a thousand or so youngsters, Catholic, Protestant and Jew alike among them, comprising the "children of Camp O'Connell."

o

THEY had been excused from their respective classrooms that they might pay tribute, in their own way, to Harry Kalmine, recently elevated from Pittsburgh zone manager for Warner Bros. Theaters to the circuit's top spot. And this they did with a sincerity and enthusiasm that only youngsters know.

Their own orchestra and chorus sang, there were short talks by boys and girls on such topics as the "Boyhood of Mr. Kalmine," "Mr. Kalmine's Career" and "Tribute to Mr. Kalmine," and there was a presentation. The latter was a profile sketch of Harry, framed by a thousand scrawled juvenile signatures.

Monday night, there was a second Kalmine testimonial as his friends in and out of the industry feted him at the William Penn, but without detracting one iota from the latter, attended by nearly 800, it is a safe bet that the Camp O'Connell children's spontaneous tribute will remain the more deeply etched on the tablets of Harry's memory.

o

IT COULD scarcely be otherwise. For over a period of years the Warner theater exec. has seen Camp O'Connell, in whose development he has played both the primary and a leading role, grow until during the past Summer it housed 100 underprivileged Pittsburgh children weekly. Thus, in the 10-week vacation period, a thousand children were accommodated. And next Summer, the campers will have the benefits of the Kalmine Recreation Hall, funds for the erection of which were made possible by the trade's William Penn affair Monday night.

So it is little wonder then that, just as Kalmine will not forget Pittsburgh, so will Pittsburgh not forget Kalmine, an industry executive who was not too busy during his nine years' service there—a period in which he increased the number of Warner houses from some 40 to 76, transformed a losing zone into a winner and built an efficient and loyal managerial force that represents some 66 per cent in promotions —to practice the homely virtues.

$261,705 First Quarter Net Reported by Columbia

Columbia Pictures yesterday reported a net profit of $261,705 for the first quarter ended Sept. 1 after all charges. This compares with a net of $153,878 for the corresponding period last year. No provision has been made for money restricted in England.

Working capital for the period amounted to $11,619,219. Current assets were $14,207,784 and current liabilities, $2,588,165.

In submitting the report, Harry Cohn, president, announced that results to date for the second quarter indicate a continued improvement in earnings.

N. M. Schenck to Aid '42 March of Dimes

NICHOLAS M. SCHENCK

Nicholas M. Schenck, Loew's prexy, has accepted the national chairmanship of the motion picture committee for the 1942 March of Dimes, it was announced yesterday.

Under the direction of Schenck, and Harry Brandt, Joseph Bernhard and C. C. Moskowitz who will serve as his co-chairmen, the film industry will take a greater part in the forthcoming Fight Infantile Paralysis Campaign, waged by the Committee for the Celebration of the President's Birthday, it was said.

Oscar A. Doob, Loew theaters ad-publicity head, has been named national publicity chairman for the mp committee.

Browne-Bioff Case Brings Suits Against Para., WB

Additional stockholders' suits cropped up yesterday in the N. Y. Supreme Court against Paramount and Warner Bros. as an aftermath of the Browne-Bioff prosecution.

Warner Bros. and its officers and directors are sued by Henry L. Hirscher, who claims that at least $100,000 was paid to the convicted union leaders and that the payments were concealed from the stockholders.

Philip Greenberg has brought suit against Paramount and its directors charging unlawful payments to Browne and Bioff in an alleged conspiracy to prevent a strike.

Both complaints ask for an accounting on part of the officers and directors of the respective companies.

Order Chaplin Testimony In Suit for $5,000,000

Charlie Chaplin must testify on Dec. 18 in Los Angeles in the $5,000,000 plagiarism suit brought against him by Konrad Bercovici under an order signed yesterday by Federal Judge John C. Knox. The order also provides that Bercovici may be examined by the defendant on filing 30 days' notice. Bercovici claims that "The Great Dictator," is based upon his script.

East Texas Theaters Board Parley Calls Leon Netter

Directors of East Texas Theaters, Inc., will meet Saturday in Lufkin. Tex. Leon Netter of the Paramount theater department will attend from New York.

COMING and GOING

JACK L. WARNER returned to the Coas last night.

HERMAN WOBBER, 20th-Fox general sale manager, returns from the Coast on Monday.

EDDIE GRAINGER flies to Hollywood Saturday

LIEUT. ROBERT MONTGOMERY arrived fron London in Ottawa where he will be statione as a naval attache.

DAVE IDZAL, manager of the Fox, D[illegible] returns tomorrow after huddles with Na[illegible]a Theaters execs.

MOE J. SIEGEL returns to the Republic studi today after a visit in the East.

ED PINANSKI, of Mullins & Pinanski, arrives today for conferences with Paramount theater officials.

PERRY HUNTER, of the Dominion Theater circuit, **FRANK ROGERS** and **FRED KENT**, o Florida State Theaters, are here for Paramoun home office talks.

OSCAR SERLIN, FERENC MOLNAR, SAM JAFFE, MARGO and **ROBERT EDMUND JONES** are in Baltimore this week in connection with Serlin's play, "The King's Maid."

GERALDINE FITZGERALD, Warner Bros. star is in town on a vacation.

EDMUND C. GRAINGER, Feiber & Shea prexy was in Marietta, O., yesterday on a tour of the circuit.

Sears and Kelly Leave Friday Night for Coast

Gradwell L. Sears, United Artists new vice-president in charge of distribution, and Arthur W. Kelly, vice-president and chairman of the finance committee, leave Friday night for Hollywood. They will join Edward C. Raftery, UA prexy, in Nashville and continue on to the Coast.

Visit by Sears, Raftery and Kelly will be the first official one under the new regime for purpose of checking up on financing of producers.

Name Rogers Eastern Rep. For Feldman Group Prod.

Budd Rogers has been appointed Eastern representative for Charles K. Feldman Group Productions, which, by special arrangement with Universal, has produced "Paris Calling." Release has been set for Jan. 16.

Rogers currently is supervising foreign distribution of Frank Capra productions in collaboration with Warner Bros.

PEOPLE WHO PREFER FRIENDLY SERVICE USE—
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

Connors in 5-Year Pact With 20th-Fox

(Continued from Page 1)

a move to appoint a successor to Herman Wobber. Mr. Wobber will remain as long as he desires to do so. I have made this appointment to give the sales and other departments more help and of a kind that I have been unable to give myself lately. This move will in no way change the company's policy of promotion from within the ranks, which both Mr. Connors and I agree on."

Connors assumes his new post within a few weeks and will accompany Kent on a trip to the Coast around the first of the year.

Kent stated that he looked to the distribution field for an assistant and had known Connors since he came into the industry. He praised Connors' ability and integrity and added he was pleased at the reaction to the appointment.

Out of Court Settlement Ends FPC-Nathanson Suit

Toronto—Suit brought by Famous Players Canadian Corp. against certain of the Nathanson interests has been settled out of court, with the defendants admitting FPC's claims, according to J. J. Fitzgibbons, president. Defendants were Empire Universal Films, Ltd., Associated Theaters, Ltd., Oscar Hanson and Broadway Theater.

Dispute involved the ownership of the Broadway Theater, Timmins, Ont.

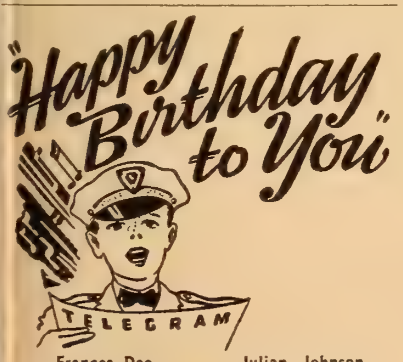
Depinet Leads RKO Execs. To Chi. Exchange Opening

RKO's new exchange in Chicago will be opened formally tomorrow. Ned Depinet will head a home office delegation which includes Harry Michalson, William Savage, John Wood, A. A. Schubart, and Walter Branson. Jack Osserman is branch manager.

Shaffer, Chi. Sun's Coast Rep.

West Coast Bureau of THE FILM DAILY

Hollywood—George Shaffer, veteran newspaperman, has been made Coast correspondent of the Chicago Sun.



Frances Dee
Philip Longdon
Julian Johnson
Leon Holmes

▼ ▼ ▼

● ● ● GREATEST SHOW:......That the cares that infest the days of literally scores of thousands of bitterly oppressed and suffering souls in lands across the seas may be made to finally steal away, this very night will be filled with music in New York's Madison Sq. Garden...... At 8:40 p.m., Lucy Monroe, known as the "Star Spangled Banner Girl," will open the 8th annual "Night of Stars" with the national anthem and "Hatikvah," the Jewish anthem......Then immediately after the overture, played by a 100-piece orchestra under the direction of Don Albert, Nathan Straus will introduce Mrs. Franklin D. Roosevelt who will address the assemblage......Mayor LaGuardia will personally conduct an orchestra composed of the nation's foremost band leaders, including Eddy Duchin, Benny Goodman, Woody Herman, Harry James, Sammy Kaye, Matty Malneck, Glenn Miller, Xavier Cugat, Abe Lyman and Vaughan Monroe......Over 1,300 stars, musicians and technicians from every branch of the amusement world will contribute their services to the five-hour performance......Proceeds will go to the United Jewish Appeal on behalf of the Joint Distribution Committee, United Palestine Appeal and the National Refugee Service......Yes, tonight's the greatest show,—and then some!......

▼ ▼ ▼

● ● ● *THIS-A AND THAT-A:......Sez Pearce Parkhurst, now managing the Colonial Theater in Nashua, N. H., and whose middle name is publicity: "Showmanship Consists In Doing The Absurd Thing At The Logical Time"....* ● *Four-star promotional jobs this month:* (1) *The ads Monroe (UA) Greenthal hatched for the newspaper and mag campaigns on Ed Small's "The Corsican Brothers";* (2) *Columbia's "space grabbers" engineering socko cover, et al, of Nov.* 10 *issue of Time for Rita Hayworth and "You'll Never Get Rich";* (3) *Same Columbia-ites effecting tie-up with Satevepost for full color page* (133) *in Nov.* 18 *issue; and* (4) *Manny Reiner disseminating* 20*-page two-color pressbook on Paramount's* 73 *feature shorts......*

▼ ▼ ▼

● ● ● DOFF THE CHAPEAU to Glenn Ireton, Canadian public relations' solon for Warner Bros., for engineering quick co-op for a Toronto auction in aid of Britain's War Victims......He secured from the Burbank lot a bundle of fan mail covers which had been autographed by the dozen different stars who had received the letters from all parts of the world......Covers were the original envelopes addressed by admirers to Errol Flynn, Edward G. Robinson, James Cagney, George Raft, Jane Wyman, Geraldine Fitzgerald, George Brent, Ronald Reagan, and others......

▼ ▼ ▼

● ● ● *O'ER THE AIR WAVES:......Ned E. Depinet reports having caught the following during a broadcast in which British kids and their parents converse with one another while separated by the broad breast of the Atlantic. One of the mothers told her son: "They are making 'Amy Mollison.' You will look out for it, won't you?"...... The lad failed to catch on righ away, and she repeated the words ......Ned picked up his ears at the ether conversation because the "they" referred to Producer Herbert Wilcox and star Anna Neagle...... And Amy Mollison is the gallant English aviatrix whose life and exploits are being filmed under the title "Women With Wings," for RKO Radio release......*

▼ ▼ ▼

● ● ● CHIPS FROM THE INDUSTRY'S LOG:......Dorothy Douglas, cashier of the Miami Theater, Miami, has been selected as one of the theme Queens for the Orange Bowl festival on New Year's Day. . . . ● Vincent R. McPaul, prexy of Buffalo Theaters, Inc., Shea chain operating company, and of the Shea Realty Corp., has been elected a director of the Liberty Bank of Buffalo......

Ayers and Seed New WB District Heads

(Continued from Page 1)

becomes Eastern district manager in charge of Boston, New Haven, Albany and Buffalo. Seed, Pittsburgh exchange manager, takes over the Central district with headquarters in Pittsburgh.

Robert Smeltzer, formerly the central district manager, moves over to a newly created Mid-Atlantic district post covering the Washington and Philadelphia offices with headquarters in the former city.

Continuing policy of promotion from the ranks, William Horan, formerly a salesman, takes over the Boston exchange, and F. D. Moore, also a salesman, heads the Pittsburgh office.

In announcing the sales realignments, there was no indication by Kalmenson whether he would fill the western division spot which is now open.

Marquees in Southeast May Blaze Again by Dec. 15

(Continued from Page 1)

under blackout regulations for some time, yesterday were promised a brighter prospect for Christmas.

OPM officials, who ordered the blackout because of a power shortage, said that recent rains have helped so much they now hope to be able to let up on the blackout order by Dec. 15. They had previously expressed fear even more drastic curtailment might have to be enforced. They warned, however, that strict compliance must be in effect until official notification of the blackout is ended.

Meantime, all theater operators in the area were advised that while the 30 per cent overall curtailment is no longer imminent, they must continue to "freeze" consumption to September usage.

B & K Files Intervention In Don Arbitration Action

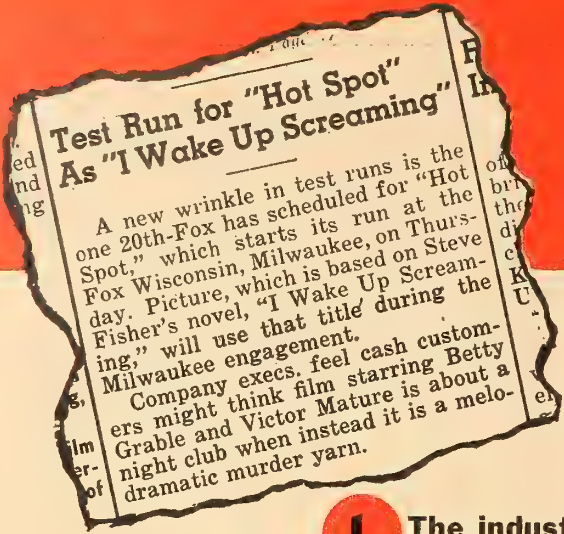
Chicago—B & K, through Spitz & Adcock as counsel, has filed an intervention in the arbitration case brought by the Don theater of Downers Grove.

P.A.'s Blitz Baltimore!

Baltimore—Press-agents are having a field day in Baltimore this week. Metro lion is doing a tightrope act in front of the City Hall on behalf of M-G-M's "Tarzan's Secret Treasure" and a bunch of Uncle Sam's boys are bailing out of planes with parachutes all for the sake of Universal's "Keep 'Em Flying" which opens here this week.

When the circus gets here next Spring, it'll probably be an anticlimax.

HERE ARE TH
TEST CAMPAIG
—and the sensationa



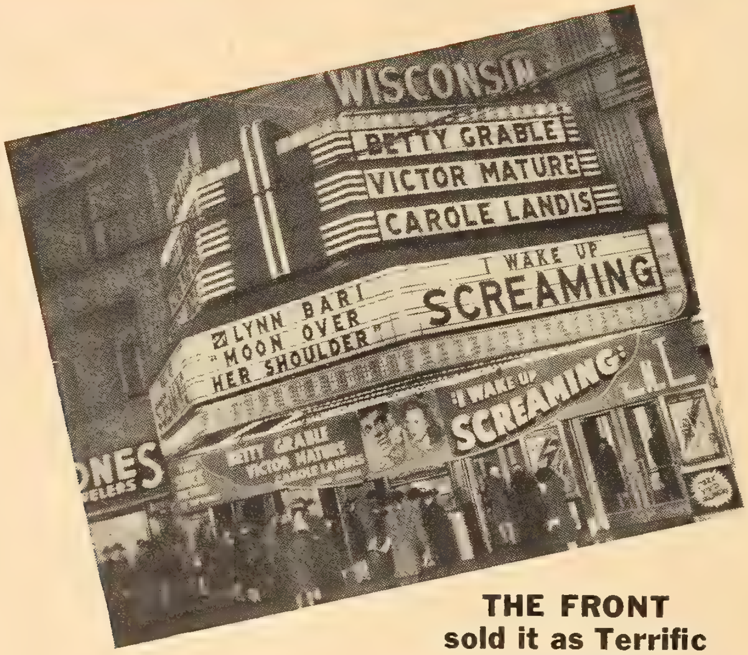
Test Run for "Hot Spot" As "I Wake Up Screaming"

A new wrinkle in test runs is the one 20th-Fox has scheduled for "Hot Spot," which starts its run at the Fox Wisconsin, Milwaukee, on Thursday. Picture, which is based on Steve Fisher's novel, "I Wake Up Screaming," will use that title during the Milwaukee engagement.

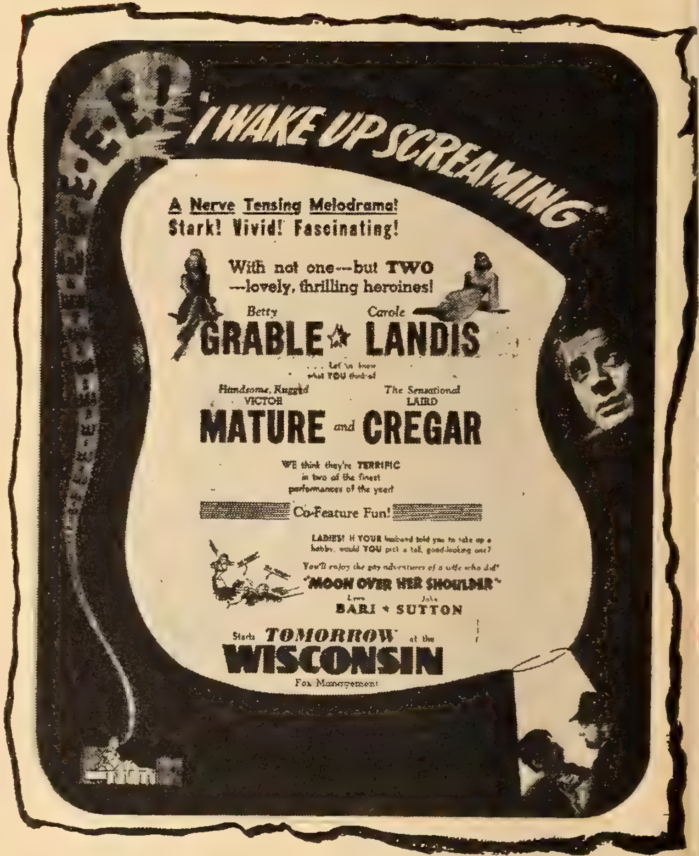
Company execs. feel cash customers might think film starring Betty Grable and Victor Mature is about a night club when instead it is a melodramatic murder yarn.

① **The industry read this item in Film Daily. Here, step by step, is the story of 20th's "new wrinkle in test runs."**

② **THE SOCK CAMPAIGN WAS KEYED TO THE "I WAKE UP SCREAMING" TITLE . . .** ***MELODRAMATIC ELEMENTS WERE STRESSED IN ADS, FRONT, STUNTS.***



THE FRONT sold it as Terrific New Thriller!



I WAKE UP SCREAMING

A Nerve Tensing Melodrama!
Stark! Vivid! Fascinating!

With not one—but TWO —lovely, thrilling heroines!

Betty GRABLE ☆ Carole LANDIS

. . . Let us know what YOU think of

Handsome, Rugged VICTOR MATURE and The Sensational LAIRD CREGAR

WE think they're TERRIFIC in two of the finest performances of the year!

Co-Feature Fun!

LADIES! If YOUR husband told you to take up a hobby, would YOU pick a tall, good-looking one?

You'll enjoy the gay adventures of a wife who did!

"MOON OVER HER SHOULDER"

Lynn BARI ✦ John SUTTON

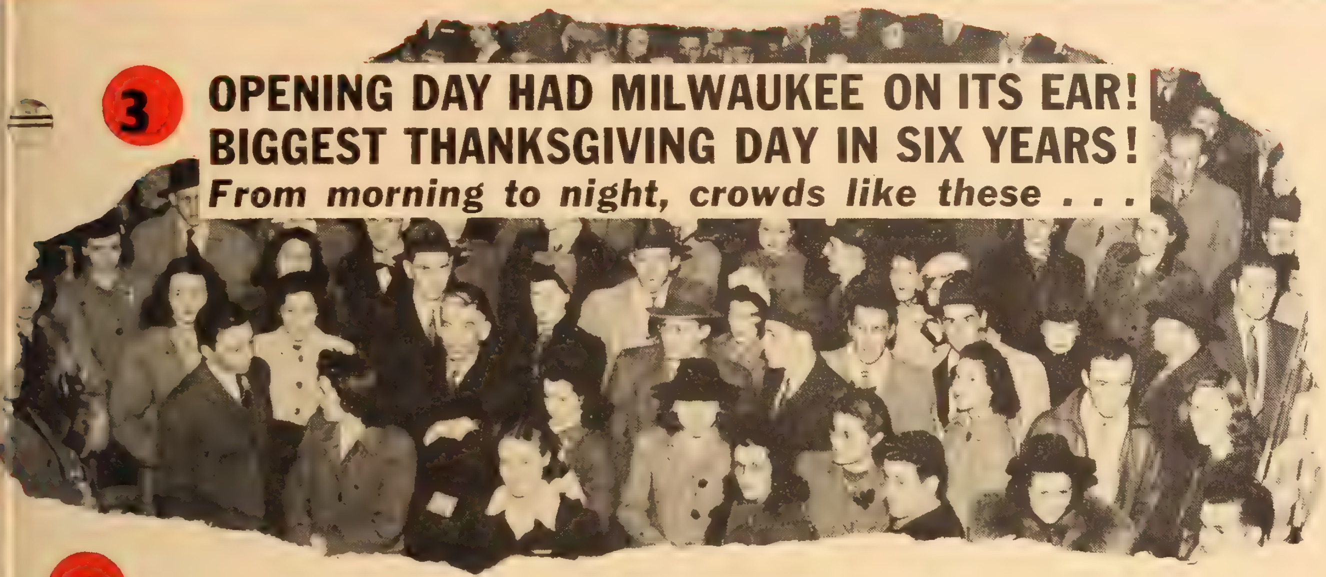
Starts TOMORROW at the WISCONSIN

Fox Management

Typical Newspaper Ad ***(powerful, unusual)***

STUNT BALLY . . . on this trailer's P. A. system, a girl screamed, plug followed!

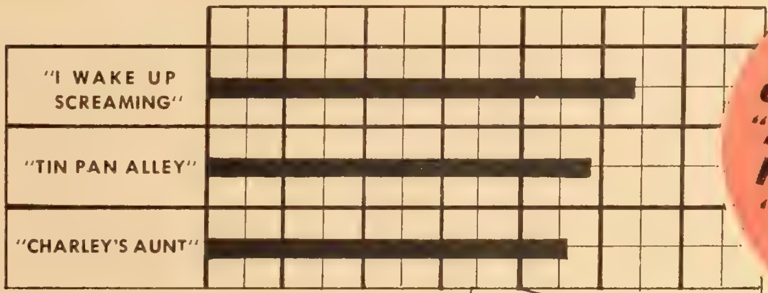
IGHLIGHTS OF 20TH'S
N "I WAKE UP SCREAMING"
xoffice results in Milwaukee!



3 **OPENING DAY HAD MILWAUKEE ON ITS EAR! BIGGEST THANKSGIVING DAY IN SIX YEARS!**
From morning to night, crowds like these . . .

4 THE FIGURES TELL THE STORY!

RUNNING AHEAD OF "TIN PAN ALLEY'S" THANKSGIVING GROSS . . . AND BEATING "CHARLEY'S AUNT"!



Doubled the opening day business of "A Yank In The R. A. F." and "Sun Valley Serenade"!

So! . . . .

5 **NEW TITLE!**
NEW ADS!
NEW TRAILERS!

CIAL PRESS-BOOK SUPPLEMENT AVAILABLE IMMEDIATELY!

Inquire at your local 20th Century-Fox Exchange! And many happy boxoffice returns—from wide-AWAKE 20th!

IMPORTANT NOTICE!

To All Exhibitors!
The title of the 20th Century-Fox Picture
~~HOT SPOT~~
has been changed to

I WAKE UP SCREAMING

Branson Promoted To Division Berth

(*Continued from Page* 1)

Ned E. Depinet. He formerly was Midwestern district manager.

Fourteen exchanges headed by four district managers comprise Branson's territory. Branches include Chicago, Kansas City, Milwaukee, St. Louis, Des Moines, Minneapolis, Omaha, Sioux Falls, Denver, Salt Lake City, Los Angeles, Portland, San Francisco and Seattle.

Branson, a graduate of the University of Nebraska, began his film career in the Midwest and was associated with the old Pathe company before RKO Radio took it over. He has been Midwestern district manager since April, 1932.

UA Theater Circuit Net Reported at $153,220

(*Continued from Page* 1)

president and chairman of the board.

The directors, re-elected at a meeting of the stockholders on Monday, are Harry D. Buckley, A. H. Frisch, Joseph H. Moskowitz, Bertram S. Nayfack, Dennis F. O'Brien, Willard V. King, William P. Philips, Joseph M. Schenck and Lee Shubert.

Net income of the circuit before deducting interest, depreciation, amortization, provision for Federal income taxes and write-off of option amounted to $556,239. Investments in theaters are listed at $5,455,404.

Chaplin Working On His Next Pic, "Lady Killer"

West Coast Bureau of THE FILM DAILY

Hollywood — Charles Chaplin is working on the scenario of his next picture, a representative stated yesterday. Tentatively titled "Lady Killer," it is said to be based on the career of Henri Landau, French Bluebeard. Production is expected to start in the Spring of next year.

Chaplin was reported yesterday as interested in two pictures which he may make for United Artists but in which he would not appear.

"Ball of Fire" Will Be Tradeshown on Dec. 10

RKO will tradeshow Samuel Goldwyn's "Ball of Fire" on Dec. 10 at 11 a.m. except in St. Louis where it will be shown at 11:30 and in New York where it may be seen at three different times, 10:30 a.m., 2 and 4 p.m.

STORKS!

Oliphant, Pa.—A son, their first, was born to Mr. and Mrs. Frank Kovaletz. Father is manager of the Granada Theater.

« REVIEWS »

"Go West, Young Lady"

with Penny Singleton, Glenn Ford, Ann Miller

Columbia 70 Mins.

WESTERN WITH DASH OF ROMANCE, MUSICAL COMEDY, AND HEROICS ADDS UP TO MILD FILM FARE.

Like boarding-house soup, this offering has just about everything in it, with the result that general description is somewhat defied. At times it is a straight western with cowboys, Injuns, sheriffs being shot up like clay pigeons, lawlessness on the loose, fisticuffs, gun frays, ambushes, and sundry other stock elements.

At others, it is a romantic meller, with Penny Singleton the apple of Glenn Ford's eye,—he the young Federal Marshal who takes up the task of keeping order in the rowdy frontier town. Then again, and with about as much warning as a quick shot from the hip, Ann Miller, one of the more ravishing of cinemaland's streamlined, swift-stepping song and dance (particularly the latter) luminaries, invades the scene and transforms the proceedings into a musical with the flavor of a Ziegfeldian "Ten Nights in a Bar Room."

Then, just as suddenly,—as if not to be outdone,—Miss Singleton struts her terpsichorean stuff with some vocalizing, too. To top off the potpourri, the same Miss Singleton reverts to the Mack Sennett pie-throwing technique, using Mister Ford's facial chassis as a target. Notwithstanding the barrage, he still loves her and, at the finale takes her as his spouse.

Charlie Ruggles, Allen Jenkins and Bob Wills and His Texas Playboys enliven the kaleidoscopic happenings. Perhaps the word travesty best brands "Go West, Young Lady." A gallant and talented cast does its best to keep up with the gyrations of the screenplay. Frank R. Strayer gets everything gettable out of the yarn, and Director of Photography Henry Freulich must have been surprised at the variety of scenes and doin's he was called upon to film.

CAST: Penny Singleton, Glenn Ford, Ann Miller, Charlie Ruggles, Allen Jenkins, Jed Prouty, Onslow Stevens, Bob Wills, Edith Meiser, Bill Hazlet, Waffles, The Foursome and Bob Wills and His Texas Playboys.

CREDITS: Producer, Robert Sparks; Director, Frank R. Strayer; Story, Karen DeWolf; Screenplay, Richard Flournoy, Karen DeWolf; Director of Photography, Henry Freulich; Film Editor, Gene Havlick; Art Director, Lionel Banks; Musical Director, M. W. Stoloff.

DIRECTION, Capable. PHOTOGRAPHY, Okay.

GTE Directors Declare Further 25c Dividend

Directors of General Theaters Equipment Corp. yesterday declared a dividend of 25 cents per share on the capital stock, payable Dec. 15 to stockholders of record Dec. 8. This brings dividends for this year to $1 per share, compared with 85 cents per share paid last year.

Squawks Bar "Tobacco Road"

Hammond, Ind.—Church protests have led to the cancellation of the scheduled engagement of "Tobacco Road" at the Paramount theater.

Variety Clubs District Reps. Named by Harris

District representatives for the Variety Clubs of America were announced yesterday by John H. Harris, national chief barker. These representatives will co-operate with existing tents and assist in organizing new units. Bob O'Donnell will continue to give much of his time to expansion activities.

District men appointed by Harris include the following:

Sam Galanty for Washington, Baltimore and Philadelphia; Marty Mullin for Boston and to organize New Haven and New York; Elmer Rhoden for Kansas City and St. Louis; Mike Shapiro for Pittsburgh, Cincinnati, Cleveland, Columbus and Dayton; Alex Schreiber for Detroit, Milwaukee and Minneapolis; Eddie Shafton for Omaha and Des Moines; Paul Short for Dallas, Atlanta, Memphis, Oklahoma City, Los Angeles and Charlotte; C. J. Latta for Albany, Buffalo and Indianapolis, and Bob O'Donnell to organize New Orleans, Chicago, Portland, Denver, San Francisco, Seattle and Salt Lake City.

Pix Pledge Full Co-op On Product for So. Amer.

West Coast Bureau of THE FILM DAILY

Hollywood—At a meeting of the Motion Picture Society for Americas, Inc., industry representatives pledged full and continued co-operation to the Office of Co-Ordinator on Inter-American Affairs and to Walter Wanger, new Hollywood representative of the Office.

They reviewed motion pictures generally in the Western hemisphere. John Hay Whitney presided. He urged careful and close co-operation on product designed for the South American market and authentic picturization of the "American way of life."

Appoint Laskey Arbitrator Of Bayne Thea. Complaint

Washington Bureau of THE FILM DAILY

Washington — Appointment of John E. Laskey, prominent Washington attorney and teacher at Georgetown Law School, as arbitrator in the complaint of Bayne Theater at Virginia Beach, Va., over clearance granted by Loew's to the Newport at Norfolk, is announced.

Expect Settlement In Ogden Theater Case

Chicago—It is reported that the Ben Cooney Ogden Theater arbitration case will be settled this week by giving the house fourth week general release instead of seventh week as now.

37-Year-Old House Closing

Indianapolis—The old Bijou Theated, started as a nickelodeon, 37 years ago will close Christmas eve. It is said to be the only rear projection theater in the United States. The house is operated by Charles J. Hoffman and Louis Neville.

"Little 3" Trial Is Set for April

(*Continued from Page* 1)

to start at Buffalo in the latter part of January or early part of February would not be completed by April. Even if the trial is completed in time, they maintain, it would be a hardship to require them immediately to embark on the defens[illegible] the main New York suit without several months' preparation.

Attorneys for the defendants yesterday stated flatly that they would not stipulate to questions of fact in the "Little Three" suit and try the case on the law alone. Government attorneys previously indicated that the D of J might seek a trial on the sole question of the legality of block-booking and blind-selling in an effort to expedite the rendering of a decision before June 1.

"Escape Clause" Effective June 1

Under Section 12 of the decree, the "Big Five" are freed of the restrictions which require them to sell in blocks of five and trade their product if a similar decree is not entered against the "Little Three" by the June 1 date.

This restriction, however, becomes operative again if a decree against the "Little Three" is obtained later than June 1. Attorneys for the "Little Three" have estimated that a full trial against their companies would require over a year to complete.

Judge Davis Resignation Accepted; Pay Continues

Washington Bureau of THE FILM DAILY

Washington—Resignation of Judge J. Warren Davis, retired member of the Third Circuit U. S. Court of Appeals, effective immediately, was accepted yesterday by President Roosevelt.

Resignation was submitted after the Attorney General had asked Congress to institute impeachment proceedings against Judge Davis, twice tried on a conspiracy charge in the William Fox case in Philadelphia. Judge Davis will continue to draw full pay.

Schaefer Arrives at Coast

West Coast Bureau of THE FILM DAILY

Hollywood—RKO Radio has more fine pictures playing and in production than ever before in its history, said George J. Schaefer on his arrival yesterday for studio conferences.

Report Hanson Buys Two Indie Exchanges

Toronto—Oscar R. Hanson is reported to have acquired Alliance Films and Colonial Pictures, two independent film exchanges in Toronto. Colonial was organized by B. W. Silver who died some months ago.

Metro's Exhibs. Forum 'Big Success', Says Wood

Small Town Exhib. Can Give Big City Brother B. O. Pointers, Says Richey

Columbus, O.—The M-G-M Exhibitors' Forum will start a new trend in producer-exhibitor relations, Pete J. Wood, secretary of the ITO of [illegible], said yesterday at the conclusion of the first such session here.

Enthusiastically characterizing the forum as a "huge success," Wood commented: "It was a remarkable experience to find 200 exhibitors willing to sit for five solid hours in discussion of their problems. It was not only a tribute to Metro but also to the exhibitors that they are ready to do something to solve these problems. It undoubtedly will start a new trend in producer-exhibitor relations."

For success at the box office, take a leaf from the book of the best small towns and subsequent runs, operator, producer and exhibitor representatives told the record crowd, attending the Forum which is being conducted in conjunction with the ninth annual convention of the Ohio ITO.

Small Town Exhib. Knows His B.O.

"Distributors of pictures sometimes have criticized small town exhibitors as not trying hard enough to merchandise pictures, but we don't subscribe to this," H. M. Richey, assistant to M-G-M's general sales manager, William F. Rodgers, told the exhibitors.

"What we believe is that the small town operator can tell his brother operators how to build box office. The motion picture theaters offer the greatest amusement bargain on earth for the money, yet they face tremendous opposition in the effort to get their share of the amusement dollar.

"This is particularly true of small town theater owners who don't get the maximum aid from the national advertising done on behalf of the first-run theaters." Richey added that the purpose of the exhibitors forum was to discover and discuss means of compensating for these factors.

William R. Ferguson, director of exploitation for Metro, told of the work of his department, said that successful box office required not only showmanship but also enthusiasm and told about the Show Builder, which will operate in this section of the country under the direction of Ken Prickett.

"Help Yourself" Suggestions

The exhibitor representative, Ed Salzberg of Bluefield, W. Va., called the Exhibitors' Forum a "gallant attempt on the part of Metro-Goldwyn-Mayer to help us toward a solution of our greatest problem—how to get more people through the box office.

"Haven't we all worried too much about what the producer, the distributor and the Government are going to do for or against us and too little about what we were doing for ourselves?" Salzberg asked.

"Here are some of the suggestions we made for exhibitors to help themselves:

"See that you are well liked in your home town—and you can worry less about not getting a smash hit in each release.

"Get right and stay right with the churches, schools and youngsters, allowing free use of your theater by community groups.

"Give the customers value received by offering them a balanced show.

"Forget that some panacea or cure-all is going to come along and lift us out of the doldrums. Let's stop worrying and start working."

William A. Greene, New York City, advertising analyst for the American Newspaper Publishers Association, told the exhibitors their success goes hand in hand with their advertising and asserted that motion picture ads as a whole are the best that appear in the nation's newspapers.

He suggested that exhibitors eliminate overcrowding of ads, use photos in them, "get excited" about their products and remember that the product is more interesting to the reader than where it is purchased.

OUT OF UNIFORM

Detroit—Film Row is getting two salesmen back from the Army after serving their year — George Bernstein, of Confection Cabinet Corp., and Arthur Cohen, of Ozone Corp.

Distribs. Need Indies—Myers

No Allied Alliance with Bigots, ITO Told

(*Continued from Page 1*)

considered the political attacks and revelations against industry individuals as a golden opportunity to "join in the hue and cry and perhaps extort from them some concessions that would be of value to the independents."

The trouble with that idea, aside from the dubious ethics involved, Myers continued, is that these are perilous times in which "many forces are at work with which we would not have to reckon in normal times.

Myers charges that certain industry leaders had played into the hands of fifth columnists and bigots to such an extent that movements are now on foot in some territories which threaten not merely those who are to blame but also all who are engaged in and dependent on the motion picture business. While ready to fight in the courts or through legislation, Allied will not join that crowd, Myers said.

"Therefore," he contended, "the independent exhibitors for their own welfare and protection must join hands and co-operate with the other branches in opposing a common enemy," adding that the producer-distributors must recognize and appreciate the importance of the independent theaters in this situation and the value of their contribution to the common cause.

"They must recognize," he said, "the necessity of maintaining these outposts of good will and influence so that they will be a source of strength and not of weakness. They must realize the dire consequence to themselves if the independent exhibitors are at this time forced into a state of angry resentment, or are driven out of business by ever-increasing film rentals while their own earnings mount to higher and higher levels. They must be made to understand that the continued good will and support of the independent exhibitors is the most valuable asset they possess."

Myers will speak further at today's session of the convention.

Providence Follows L of D Action In Garbo Pix Ban

Providence, R. I.—"Two-Faced Woman" has been banned here by Capt. George W. Cowan, police amusement inspector, because of the action of the Legion of Decency in placing the Greta Garbo picture on the condemned list. Picture had been booked to open tomorrow.

Pathe Film Corp. Dissolves

Albany — Pathe Film Corp. has filed its certificate of voluntary dissolution in the office of the Secretary of State.

Other dissolutions reported were those of Brooklyn Majestic Theater Co. of New York and Sayville Playhouse and Dramatic Workshop, Inc., of New York City.

Exhib., Volunteer Fireman, Overcome by Smoke, Dies

Mars, Pa.—Funeral services were held yesterday for Eugene L. Knaell, local exhib., who died of suffocation while fighting a fire in the rectory of the local Presbyterian Church. Knaell, a volunteer fireman, was overcome by smoke. Resuscitation efforts for four hours failed. His widow and two children survive.

"Skylark" Soars Above "Love"

Paramount announced yesterday that "Skylark" was running from 10 to 70 per cent ahead of the high-grosser "Arise My Love" in nine of its first key city engagements. Both pictures starred Claudette Colbert and Ray Milland.

J. E. Grainger May Be Producer for UA

(*Continued from Page 1*)

array of successful features during the past decade for 20th-Fox, Universal and Warners,—his association with the latter having recently terminated—, is scheduled to leave New York this week for the Coast.

Reports that Grainger might join UA, probably via United Artists Prod., were viewed last night along local Film Row as logical in view of the company's product-expansion policy.

Canadian Music Users Oppose Proposed Fees

Toronto — Music users have decided to fight proposed license fee increases of Canadian Performing Rights Society and BMI of Canada for 1942 as outlined by the organizations in a request to the Copyright Appeal Board of the Dominion Government for confirmation under statutory requirements. Musical Protective Association of Canada, with headquarters here has reorganized with Tom Bragg of Odeon Theaters as chairman of the directors; Elwood Hughes, general manager, Canadian National Exhibition as president and Col. John A. Cooper, head of the film distributors' association, as vice-president. J. N. Thivierge represents the Canadian Association of Broadcasters.

Seat fee charged to theaters for use of musical works is unchanged for next year but the societies ask permission to impose a fee against 16 mm. portable projectors used in any commercial way and also seek license against each juke box.

The Protective Association will have officials at formal hearing of the application by the government board in December, date of which is not set, at which the objections will be presented.

TO THE COLORS!

Detroit—William Salisbury, of the auditing department of Butterfield Theaters, was feted by a party of 70 members of the staff and friends upon his induction into the Army.

Richmond, Va.—William Attmore, RCA engineer, is attached to the Communications Office of the Virginia Protective Forces as instructor in radio and wireless.

Al Nowitsky, manager of the National, has been mustered into the VPF as a second lieutenant in charge of plane training on the staff of A. C. Perkinson.

M. P. PROD DIST
21ST FL
828 W 44ST
N Y C

Ia.-Neb. Exhibs. Ready to Ask Anti-5 Block Law

Two "Ifs" Are Stipulated; New Unit Which Would Include Circuits is Studied

By OTTO WEBER

FILM DAILY Staff Correspondent

Des Moines—Allied Independent Theater Owners of Iowa-Nebraska will seek anti-five-block legislation if Minnesota's pioneer statute is held constitutional and there is a necessity for it at the time of the next Iowa Legislature.

This course of action was determined at the unit's annual convention here. At the same time, the association in formulating its legislative program aclled for:

1. Theater fire regulations.
2. Anti-Ascap bill, modeled after the Nebraska law.
3. Legislation placing school activities in the hands of and under supervisors.

The unit took a step forward toward forming a new organization which would include circuit operators, authorizing a committee to attempt to work out a new organization, set up by-laws, fees and other matter and report back some time after the first of the year.

The committee includes Leo Wolcott of Eldora, president; Myron Blank of Tri-States; Harold Field of Pioneer Circuit; W. B. Franke of Humboldt and Wesley Mansfield of Tama.

The convention also named committees to work on "jack rabbit" or portable operators and a "Back to the Movies" movement.

The committee named to work towards control of the portable operators consists of G. Ralph Branton, general manager of Tri-States; Clifford Niles of Anamosa, W. B. Grossman of Nevada and Myron Blank.

The committee on ideas for "Back to the Movies" campaign includes Lionell Wasson of National Screen; Art Stolte of Tri-States; Merle Blair of Cedar Falls, with D. C. Kennedy of Metro to select a similar committee of branch managers.

Wolcott and Myron Blank were named as delegates to attend the national industry unity meeting to be held in Chicago, Dec. 9.

Wolcott was re-elected president for his eighth time with W. B. Franke re-elected vice-president and W. A. Dutton of Manchester, secretary. Directors named for three-year terms are Franke, Wolcott, Niles, Mansfield, Grossman, Phil March of Wayne, Neb., and O. B. Wilton of Sioux City.

Grosses Down 25% in Small Iowa Situations, Say Exhibs.

Des Moines—Exhibitors attending the Allied-Independent Theater Owners of Iowa-Nebraska annual convention here reported business down at least 25 per cent in the smaller and rural cities in Iowa.

One operator reported business down exactly 31 per cent during October as compared with the same month in 1940.

Principal reason given for the decline was loss of draftees and skilled workers to the defense areas.

Cities with large defense contracts and plants, such as Des Moines, Burlington and the Tri-Cities which includes, Davenport, Rock Island and Moline reported business conditions as normal with some spots running ahead of last year.

Shaw Makes Offer In Phone Conversation —But Finds Himself Without a Receiver

Minneapolis—The local World Theater and its attraction, "Major Barbara," crashed the front pages here when Robert E. Murphy, motion picture editor of the Star Journal, discussed the film with George Bernard Shaw over trans-Atlantic telephone on pic's opening day. Stunt was arranged by Arthur Catlin of UA's publicity staff who paid for the call, and 'twas a whale of an investment considering news space it grabbed.

But folks are wondering if Murphy didn't "miss the bus" when, in reply to one of his questions, "What do you think of Hitler?," Shaw replied: "My boy, it would take 20,000 words for me to answer that one. But I'll do it, in writing for you, if it's worth $50,000 to you. How about it?"

Had Murphy made the deal, he might have made himself some fancy dough, considering that a long manuscript by Shaw on Hitler would be a bargain at 50 G's.

Charities Drive Committees

Pix 'Set To Do Biggest Job', Says Maj. Warner

(*Continued from Page* 1)

that the division is "all set to do the biggest job in history," and in turn, received encouraging reports of the drive's progress.

Division's vice-chairmen are Barnev Balaban, Nate J. Blumberg, Jack Cohn and George J. Schaefer. In addition, Leopold Friedman and William Klein are vice-chairmen of the Federation's city-wide campaign.

Committee assignments as announced follow:

Columbia: Abe Schneider and Nathan D. Spingold, co-chairmen, and Max Seligman;

Loew's-M-G-M: Leopold Friedman, chairman; Oscar A. Doob, Arthur M. Loew, Charles Moskowitz, Morton Spring, Joseph R. Vogel;

Paramount: Arthur H. Israel, Jr., chairman; Joseph H. Cooper, co-chairman; Leon Netter, Joe Unger;

RKO: Malcolm Kingsberg, chairman; Phil Reisman, Leon Goldberg, Harry Michalson, co-chairmen;

Republic: Milton Green;

Warner Bros.: Joseph H. Hazen; chairman; Sam E. Morris, Max Blackman, Jules Levey, Herman R. Maier, Harold Rodner;

20th-Fox: Joseph M. Moskowitz, chairman; Jack Blum, Aubrey Schenck, William Sussman;

Universal: Samuel Machnovitch;

United Artists: Monroe Greenthal, chairman; Harry Gold;

Pathe: Fred Ullman, Jr.;

Independent Producers: Budd Rogers, chairman; Edward A. Golden;

National Screen Service: Herman Robbins, chairman; Toby Gruen;

Motion Picture Operators: Joseph D. Basson;

Film Importers: Max A. Schlesinger;

Motion Picture Exchanges: Harry Buxbaum, chairman; Nat Cohn, Morris Epstein, Joe Felder, Dave Levy, Myron Sattler, Ed Schnitzer; Charles Stern, Bob Wolff;

MPPDA: Isroy M. Norr;

Independent Theaters: Harry Brandt, chairman; William Brandt, Max A. Cohen, Leo Brecher, Si Fabian, Louis Frisch, Sam Goodman, Arthur L. Mayer, Charles Moses, Walter Reade, Sr., Sam Rinzler, Sam Rosen, Edward N. Rugoff, Fred J. Schwartz, Edward Seider, Spyros Skouras, Joe Springer, Samuel Strassberg;

Laboratories: Alan E. Friedman, chairman; Jules Brulatour, Ralph Poucher, co-chairmen; Jack Goetz, Herbert J. Yates, Jr.;

Motion Picture Accessories: Benjamin S. Moss, chairman; Bernard Brandt, Walter Barber, Jules Catsiff, Max A. Cohen, M. J. Fessler, George Feinberg, Emil Friedlander, William Freedman, Emanuel Frisch, Miss I. Garretson, Joe Hornstein, Joe Katsh, A. L. Kirwin, Ben Knobel, Stanley Kolbert, Fred Lakeman, Jerome M. Loeb, Bud Lytton, Milton Maier, Harry Mandel, Harry A. Nadel, Eugene Picker, Arthur M. Rapf, Walter Reade, Jr., Sam Rosen, Fred Schwartz, Jr., Edward Seider, Max Seligman, Charles Sonin, Monroe E. Stein, James E. Stroock, Al Suchman;

Attorneys: William Klein, chairman; Julian T. Abeles, Louis Nizer, Louis Phillips, co-chairmen; Louis D. Frohlich, Henry Jaffe, Mitchell Klupt, Charles Schwartz, Milton C. Weisman, William Weisman;

Publications: Jack Alicoate, Maurice D. Kann, Martin Quigley, Sid Silverman, Sam Shain, Louis Sobol;

Artists: Phil Baker, Ben Bernie, Jesse Block, Eddie Cantor, Eddie Duchin, Benny Goodman, Lou Holtz, George Jessel, Abe Lyman, Dave Rubinoff, Ed Wynn;

Artists and Bandleaders Reps.: William Morris, Jr., Jules C. Stein, Marvin Schenck, co-chairmen; William Alexander, Harry Engel, William Goodheart, Carleton M. Hub, Harry Kalcheim, Jesse Kaye, Milton Krasny, Mark Leddy, Samuel T. Lyons, Harry Mayer, Charles Miller, Sidney N. Piermont, Billy Rose;

Dancing Schools: Arthur Murray;

Broadcasting: Nat Abramson, Jerome Allen Danzig, Donald Flamm, Bertram Lebhar, Herbert Rosenthal;

Legit Theaters: Marcus Heiman, chairman; Ben A. Boyer, Howard Dietz, Sam Forrest, Harry M. Goetz, John Golden, Max Gordon, Harry Kaufman, William Klein, John Shubert, Lee Shubert;

Music Publishers and Composers: Louis Bernstein, chairman; Jack Robbins, co-chairman; Irving Berlin, Jack J. Bregman, Irving Caesar, Lou Diamond, Max Dreyfus, Saul Immerman, Jack Mills, Edwin H. Morris;

Night Clubs: Ted Friend, Lou Brecher, Hy Gardner;

Federation Rep.: Leo Friedland.

Ask Harold Lloyd to Run For GOP Nomination

West Coast Bureau of THE FILM DAILY

Hollywood—Groups of San Francisco and Los Angeles men have requested Harold Lloyd to run for the GOP gubernatorial nomination in the August 1942 primaries.

Lloyd said yesterday he would make a definite statement after January 1.

Names Leserman UA General Sales Mgr.

(*Continued from Page* 1)

general sales manager and vice-president of Vitagraph, Inc., having resigned at the same time [illegible] Sears severed his connections with the company. He has been in the industry 20 years.

In announcing the appointment, Sears said that it was a source of satisfaction that practically his first official act with UA was to bring to the company "one of the strongest individuals in the sales field of the motion picture industry." He added that Leserman had been associated with him for many years and that he was glad to know that "he will now make available to United Artists the ability, the experience, the forcefulness and the devotion he has always given to his job."

The new UA sales personnel, regarded by the trade as one of its strongest, is being ushered in with a group of strong pictures which are, in the order of their delivery, "Sundown," "The Corsican Brothers," "The Gold Rush," "Twin Beds," "Shanghai Gesture," "The Jungle Book," "To Be Or Not To Be," "Pimpernel Smith," "Alias Heliotrope Harry" and "Ships With Wings."

"York" At Higher Prices Until July 4—Kalmenson

Warners "Sergeant York" will not be released in the U. S. at regular admission prices until July 4, next, it was announced yesterday by Ben Kalmenson, general sales manager. Present policy requires a minimum admission price of 55 cents for evenings and 40 cents for matinees.

Kalmenson stated that the picture had already climbed high into the multi-million gross bracket, and that the $8,000,000 gross figure for the first year predicted by Lasky was within sight on the basis of current earnings and steadily increasing future dates.

Wood Resolution to Ask Change in "York" Policy

Columbus, O.—Pete J. Wood, secretary of the Ohio ITO, now holding its annual convention in the Deshler-Wallick hotel here, will urge on the floor of the convention today that a resolution be adopted asking Warners to change its box-office policy on "Sergeant York."

Wood has prepared for consideration a resolution branding the policy as "bad business" on the grounds that it is unfair to expect subsequent-run houses to ask downtown prices.

The resolution points out that neighborhoods "took a licking" on GWTW on a similar policy and that the same result is inevitable for "York" unless the policy is changed.

DO NOT

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

VOL. 80, NO. 105 NEW YORK, THURSDAY, NOVEMBER 27, 1941 TEN CENTS

OHIO ITO TABLES RESOLUTION AGAINST 'BIG 5'

All PCC Units Sending Reps. to Chi. Unity Meet

Other Exhib. Organizations Expected to Send One or More Delegates to Confab

All units affiliated with the Pacific Coast Conference of Independent Theater Owners will be represented at the all-industry unity conference in Chicago Dec. 9. The PCC is reported to have pledged full representation at the forthcoming sessions, invitations to which were sent last week to industry executives and all exhibitor organizations.

Meanwhile, other organizations, affiliated and independent, are preparing to send one or more dele-

(Continued on Page 6)

Move for Second SPG Vote on Joining CIO

Second New York Screen Publicists Guild referendum on the question of affiliation with the CIO loomed yesterday when it was reported that several company units have gone on record to that effect and may press the issue at tonight's special SPG meeting.

Revival of the proposal for CIO

(Continued on Page 8)

Legion's Garbo Film Ban To Be Cited in Churches

Archbishop Spellman has requested the pastors of the archdiocese to bring to the attention of the faithful at the Masses on next Sunday the fact that the Legion of Decency has given a "C" rating to the Greta

(Continued on Page 7)

Capra Signs 3-Year 20th-Fox Contract

West Coast Bur., THE FILM DAILY

Hollywood—Frank Capra has signed an exclusive three-year contract with 20th Century-Fox. He will report to that company upon completing "Arsenic and Old Lace" at Warner Bros.

Company has renewed its option on Joan Bennett for two pictures during 1941-42.

Testimonial to Gradwell L. Sears Planned; Dinner Tentatively Scheduled for Dec. 10

Distributor and exhibitor friends of Gradwell L. Sears are arranging a dinner in his honor tentatively set for Dec. 10. Affair will mark his new position as UA's vice-president and general manager of distribution. Date may be changed if it is found it will conflict with all-industry conference in Chicago the previous day.

Offers 5-Point Tele Development Plan

Norman D. Waters yesterday offered a five-point program for the development of television at the weekly luncheon meeting of the Radio Executives' Club. He termed FCC's restriction of ownership of tele stations to three for any single broadcaster a "major element" hindering the development of tele. "Television," he continued, "should not be classified separately from radio" by the FCC and added there should be no ownership restrictions

(Continued on Page 7)

Buffalo Jury Acquits In Bingo Lottery Case

Buffalo—In the first verdict of its kind in Buffalo, a Supreme Court jury acquitted Harry T. Dixon and the Jay-Phil Co., Inc., of charges of violating state lottery laws by operating Bingo games in the Academy Theater. The firm operates the theater and Dixon manages the Bingo games there. The jury of

(Continued on Page 6)

Stars Will Boost Savings Bond Sales

West Coast Bureau of THE FILM DAILY

Hollywood—Every Hollywood star making personal appearance trips will make one appearance in each city visited to boost sale of United States savings bonds and stamps.

This policy was set at a meeting of the studio publicity directors' committee following a request for industry co-operation made by Howard O. Mills of the Treasury Department, who addressed the group. Co-operation within the studios and partici-

(Continued on Page 7)

Motion Picture Stocks Attract New Investors

Film company stocks are attracting a considerable number of new investors who are giving the issues long-pull buying attention, according to Wall Street reports.

Paramount, Loew's and other leaders, whose 1941 profits show substantial improvement, are particularly receiving attention as in-

(Continued on Page 8)

UA, "U" File Crescent Brief

Challenges Gov't's Film Buying Power Theory

Nashville — "The Government's theory as to film buying power would involve the courts in fantastic regulations of the motion picture industry," is one of the statements made in the final brief filed yesterday in behalf of United Artists Corp. and Universal Film Exchanges, Inc., by counsel, in the D of J anti-trust suit against the Crescent Amusement Co. et al,

(Continued on Page 7)

M P Associates Elect Harry Buxbaum Prexy

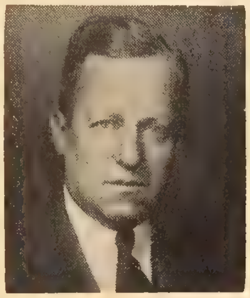
Harry H. Buxbaum, New York branch manager for 20th-Fox, was elected unanimously as president of the Motion Picture Associates yesterday at a luncheon meeting at the Hotel Lincoln. He succeeds Joe Lee

(Continued on Page 7)

Abram F. Myers Predicts Eventual Establishment Of Allied's Unity Program

By GEORGE KIENZLE
FILM DAILY Staff Correspondent

Columbus, O. — Members of the ITO of Ohio yesterday at the conclusion of their ninth annual convention tabled a resolution condemning the five consenting companies for violation of the leasing features of Article IV of the consent decree, re-elected President Martin G. Smith and all other officers and heard Abram F. Myers,


ABRAM F. MYERS

(Continued on Page 8)

Pick Osserman for RKO Midwestern Post

Jack Osserman, RKO's branch manager in Chicago, has been named Midwestern district manager by

(Continued on Page 6)

20th-Fox Names Mayers Supervisor for Far East

Charles Mayers, who was 20th-Fox's manager in the Dutch East

(Continued on Page 6)

Expect Distribs. to Appeal Ritz Decision

St. Louis—The five decree-signing companies are expected to appeal from the decision of Arbitrator John J. Nangle who ruled in favor of Mrs. Mildred Karsch, owner of the Ritz Theater, Rolla, Mo., in her "some run" complaint. Nangle ordered the distributors to offer Mrs. Karsch some run on reasonable terms.

THE NEWSPAPER OF FILMDOM · THE Film DAILY · ALL THE NEWS ALL THE TIME

Vol. 80, No. 105 Thurs., Nov. 27, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Wednesday, Nov. 26)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	8¼	8¼	8¼	— ¼
Col. Picts. vtc. (2½%)	6¾	6¾	6¾	— ⅜
Columbia Picts. pfd.	26½	26½	26½	.....
Con. Fm. Ind.	9-16	½	9-16	+1-16
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	135½	135	135	— 1
do pfd.	....	....	....	.....
Gen. Th. Eq.	13	12⅝	12⅝	— ⅜
Loew's, Inc.	38⅞	38⅜	38⅜	— ⅜
do pfd.	106¼	106¼	106¼	+ ¼
Paramount	15⅝	15⅜	15½	— ⅛
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	14⅛	14⅛	14⅛	.....
RKO	2½	2⅜	2⅜	— ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	9	8⅞	8⅞	— ¼
20th Century-Fox pfd.	23	23	23	+ ¼
Univ. Pict. pfd.	160	160	160	— 2
Warner Bros.	5⅜	5¼	5¼	— ⅛
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	58	58	58	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	....	....	....	.....
NEW YORK CURB MARKET				
Monogram Picts.	¾	¾	¾	.....
Radio-Keith cvs.	⅛	⅛	⅛	—1-32
Sonotone Corp.	....	....	....	.....
Technicolor	8⅜	8¼	8¼	— ⅛
Trans-Lux	½	½	½	.....
Universal Corp. vtc.	9	9	9	.....
Universal Picts.	29	28¾	28¾	.....

Newsreel House Tries Dime Rate Via Coupon

Portland, Ore.—Newsreel theater here currently is using coupon copy in the dailies, thus reducing its 25c rate to a dime.

Oldfield Back In Lincoln

Lincoln, Neb.—Capt. Barney Oldfield, having completed a year in the Army as radio public relations man for Lt. Gen. Ben Lear, is back at his desk as critic and columnist on the Sunday Journal and Star here. Having taken his terminal leave of a month in Hollywood, he figures he's back in the groove.

COMING AND GOING

CHARLES P. SKOURAS, FWC head, **CHARLES BUCKLEY**, circuit lawyer, and **MIKE ROSENBERG**, of Principal Theaters, arrive tomorrow morning from Los Angeles.

PHIL LAUFER, Loew's Criterion publicity director, and his wife, leave tomorrow for a two-week Florida vacation.

BETTY HUTTON planed out via TWA for the Coast last night.

MARK HELLINGER, 20th-Fox producer, and **LINDA DARNELL** left for Hollywood last night.

LILLIAN GISH arrives in Hollywood Dec. 8 for a possible Paramount assignment.

DAVE ROSE, Paramount's general manager in England, is in Lisbon awaiting passage to New York.

LANA TURNER returns to the Coast next week.

HASKELL MASTERS left for Toronto last night and his new circuit post.

ALFRED HITCHCOCK, accompanied by his wife, arrives this morning aboard the Stratoliner.

F. J. A. McCARTHY of Universal returns from Dallas early next week.

Dismiss Roman Contract Suit Against Paramount

Suit brought by Ben Roman against Paramount for alleged breach of contract in connection with the distribution of two re-issues was dismissed yesterday after a three-day trial before Justice Dineen and a jury in New York County Supreme Court. Roman sought $250,000, representing possible profits.

Roman charged that he was given the exclusive rights to "Morocco" and "The Spoilers" for one year and an option on two others yearly. He claimed that Paramount withdrew "The Spoilers" because the contract with Rex Beach, the author, had expired and that "Morocco" was withdrawn because the company planned to do a re-make on the picture.

Louis Nizer represented Paramount. Ben C. Ribman and Myer Kreeger were the attorneys for Roman.

Montreal Exhibs. Face Kid Admission Charges

Montreal—Approximately 45 court actions against theater owners on the Island of Montreal, but mostly in the metropolis itself, have been taken during the past two or three weeks by the province, it is learned from officials of the Provincial Attorney-General's Department. The charge was admitting children under 16 years of age to cinemas. Some of these theaters have even had more than one such action taken against them, officials said and they added that Quebec would continue to prosecute in all cases where theater owners anywhere in the province continue to violate the law.

Whelan in Havana to Set 20th-Fox 'Week-end' Debut

Havana (By Air Mail)—Industry circles here are taking a keen interest in the plans of 20th-Fox for a lavish premiere of "Week-end in Havana," around the first of the year. Importance attached to the event by the company is seen in the visit of Leslie G. Whelan, 20th-Fox's foreign publicity director, who has arrived here to arrange for the opening. Several 20th-Fox stars are expected to come from Hollywood for the premiere.

"Young Mr. Pitt" Cost Sets 20th-Fox U. K. Mark

London (By Cable)—Production on "Young Mr. Pitt," most expensive film ever produced by 20th-Fox at Shepherds Bush studio, has been completed and should reach the United States early in February, according to Robert T. Kane, producer.

Film stars Robert Donat and production cost is estimated around $1,800,000.

Kane and Francis L. Harley, British sales head, leave here for New York Dec. 4.

$1,592,785 Trust Suit Filed by Mion-Murray

Atlanta—Charging conspiracy to deprive them of product for three nabe houses, the Decatur, Little Five Points and East Point theaters, Charles Mion and W. T. Murray have filed an anti-trust suit in Federal Court here against Lucas & Jenkins, Inc., Paramount, Loew's, RKO, Warners, 20th-Fox, Universal, UA and subsidiaries asking triple damages of $1,592,785.

Piedmont Case Hearing Ends After Nine Days

San Francisco—Lawyers finally ran out of wind so the Gerald Hardy-Piedmont theater arbitration case came to a close on the ninth day of the hearing, after setting a new distance record. Hardy wants his clearance cut from 60 to 21 days. Arbitrator Donovan O. Peters does not expect to be able to examine the mass of evidence and hand down a decision before the first of the year.

Native Argentine Films In Three B. A. De Luxers

Buenos Aires (By Air Mail)—Higher quality of domestic production is reflected in the fact that deals have been closed for exhibition of Lumiton and Argentina Sono Film releases next year in the Broadway, Ambassador and Ocean, three local de luxers, as well as the Monumental, heretofore the native industry's show window.

Universal Shifts Release Schedule for Jan., Feb.

Universal has revised its releas schedule for January and February with these results:

Jan. 2, "Sealed Lips"; 9, "Nort to the Klondike"; 16, "Paris Calling"; 23, "Jail House Blues"; 30 "The Panama Kid"; Feb. 6, "Bombay Clipper" and the untitled Foran-Carrillo-Devine pic; 13, "vice-Hall" and "Stage Coach Bucka[illegible] 20, "Ride 'Em Cowboy"; 27, "Th Mad Doctor of Market Street."

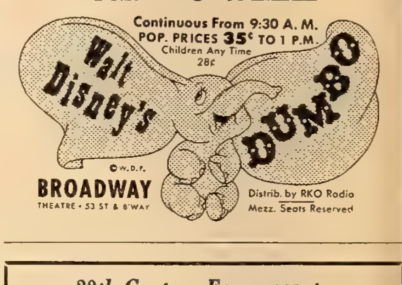
NEW YORK THEATERS

RADIO CITY MUSIC HALL
50th St. & 6th Ave.
CARY GRANT • JOAN FONTAINE
"SUSPICION"
An RKO-Radio Picture
ON THE GREAT STAGE: "NICE GOING"—Leonidoff's gay spectacular revue. Symphony Orchestra under the direction of Erno Rapee.
1st Mezzanine Seats Reserved CIrcle 6-4600

CLAUDETTE COLBERT
RAY MILLAND
BRIAN AHERNE
In Paramount's
"SKYLARK"
IN PERSON HARRY JAMES and Band
Extra: RAY BOLGER
PARAMOUNT TIMES SQUARE

BARBARA STANWYCK · HENRY FONDA
'YOU BELONG TO ME'
PLUS A BIG STAGE SHOW
ROXY 7th AVENUE 50th STREET

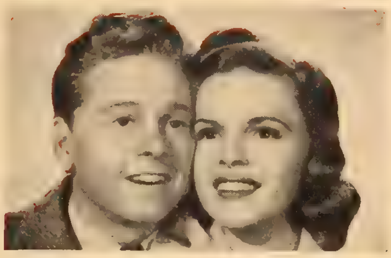
RKO PALACE B'WAY & 47th St.
'BAD MEN OF MISSOURI' | 'INTERNATIONAL SQUADRON'

6th BIG WEEK
Continuous From 9:30 A. M.
POP. PRICES 35¢ TO 1 P.M.
Children Any Time 28¢


BROADWAY
THEATRE • 53 ST & B'WAY
Distrib. by RKO Radio
Mezz. Seats Reserved

20th Century-Fox presents
"HOW GREEN WAS MY VALLEY"
United Artists
RIVOLI
Broadway at 49th St.
Continuous Pop. Prices. Midnight Shows.

THE PRINT WILL BE READY FOR NEW YEAR'S!



Electrifying news for this industry!

The greatest New Year's attraction any company ever had is now set to reap the holiday fortune.

Of course it's "BABES ON BROADWAY"!

Everybody knows how truly sensational is this MICKEY ROONEY, JUDY GARLAND, M-G-M musical extravaganza.

It will be trade-shown Dec. 5th, *(N. Y. and N. J. Dec. 2nd)*

400 prints will be available for day-and-date bookings to welcome 1942 with joyous shouts and jingling shekels.

Happy New Year from The Friendly Company!

MICKEY ROONEY • JUDY GARLAND in "BABES ON BROADWAY" with Fay Bainter • Virginia Weidler • Ray McDonald • Richard Quine • Donald Meek • Alexander Woollcott • Screen Play by Fred Finklehoffe and Elaine Ryan • Original Story by Fred Finklehoffe • Directed by BUSBY BERKELEY • Produced by ARTHUR FREED • A Metro-Goldwyn-Mayer Picture

RADIO CITY

NEXT AT

THE MEN

THE "SHOWPLACE OF THE NATION" BOOKS

MUSIC HALL'S

TRACTION

IN
ER LIFE

Loretta Young in

THE MEN IN HER LIFE

with CONRAD VEIDT · DEAN JAGGER

John SHEPPERD · Otto KRUGER · Eugenie LEONTOVICH

Based on a novel by Lady Eleanor Smith · Screen play by Frederick Kohner, Michael Wilson, Paul Trivers

Directed by Gregory Ratoff · A GREGORY RATOFF PRODUCTION · A COLUMBIA PICTURE

COLUMBIA PICTURES

e SURPRISE "SHOW OF THE YEAR"

Pick Osserman for RKO Midwestern Post

(Continued from Page 1)

Ned E. Depinet. Osserman succeeds Walter Branson who has been promoted to the post of Western division sales manager.

In Chicago, Osserman's place will be filled by Sam Gorelick, Chicago sales manager.

Osserman has been Chicago branch manager since 1932, having been a salesman previously. Gorelick was a booker for the old Robertson-Cole company in 1922 and became assistant manager of the Chicago branch in 1930.

Meanwhile, a realignment of RKO home office reps. was announced by A. A. Schubart, manager of exchange operations. Emmet Cashman has been promoted from home office representative to assistant to William Dahler, in charge of sales approval for the Eastern division.

Other changes place representatives in the following territories: Jack de Waal, New York, Philadelphia, Pittsburgh and Washington; Dan Nolan goes from traveling auditor to home office representative for Boston, New Haven, Albany, Buffalo and Toronto. A. F. Braeunig, Cleveland, Cincinnati, Indianapolis and Detroit; John B. Wangberg, Charlotte, Atlanta, Dallas, Memphis and New Orleans; William A. Burke, Chicago, Milwaukee, St. Louis, Kansas City and Denver; Elmer Sedin, Minneapolis, Sioux Falls, Omaha, Des Moines and Oklahoma City, and J. J. Schmitzer, Los Angeles, San Francisco, Portland, Seattle and Salt Lake City.

20th-Fox Names Mayers Supervisor for Far East

(Continued from Page 1)

Indies and Malaya, has been promoted to the post of Far East supervisor. He will make his headquarters in Manila and handle Japan, China and the Philippines.

Mayers replaces Arthur Doyle who is on his way back to the United States and a new assignment. Mayers leaves next week for Manila.

Ben Washer With Goldwyn

Ben Washer becomes Eastern advertising and publicity representative for Samuel Goldwyn on Monday. He succeeds Lynn Farnol.

Madge Hunt
Astrid Allwyn

Herbert J. Ochs
John Hunter Booth

* * *

● ● ● **SEEN AND HEARD**......Harry Foster, shorts director for Columbia, megaphoned a while back that tab reel "Inside The F.B.I.," with J. Edgar Hoover......Yeah, and a bit ago made a pic with Frank Wilson, chief of the Secret Service, titled "U. S. Treasury"...... Currently, Harry is completing a film on the New York Police Dept. with Commissioner Valentine and Mayor LaGuardia, called "New York's Finest"......But notwithstanding all that law-'n-order contact, Harry is in a helluva spot......T'other day he left his car parked in front of 729 Seventh Ave., got a two-buck parking ticket, and is trying to find somebody to fix it for him. . . ● There's one Hollywood idol who'd do well to stick out his neck,—at least just once......He's "Ball of Fire," a horse now running in the East with enthusiastic backing from the personnel of the Samuel Goldwyn Studios......The nag ran three times in the last two weeks, losing each race by a nose. . . ● "Suspicion" has turned out to be a big b.o. fact at the Music Hall, and today moves into its second week, having played to some 150,000 fans in the first seven days. . . ● Cornelius W. Van Voorhis, Voice of the March of Time, is narrator for a series of U. S. Navy educational pix, first of which has just been released......

* * *

● ● ● *STUFF:......Dr. Sol Balsam, one-time scenarist, is now on WCNW every Saturday night with a news analysis program. . . ● Majors' story depts. are eyeing the opening at the Longacre Theater a week from tonight of "The King's Maid," first Oscar Serlin production since "Life With Father"......And it's the first play penned by Ferenc Molnar since his arrival in the U. S. some two years ago. ......No. Chauncey, "The King's Maid" is not about Brooklyn. . . ● Joan Bennett, serving as a ticket distributor, information worker and hostess for service men, participated in the activities of the New York City Defense Recreation Center at 99 Park Ave. yesterday. . . ● B. B. Kreisler and his Universal shorts cohorts have a quintet of timely and punchy tab reels set for December release: "Jingle Belles," "$21 a Day Once a Month," "Cavalcade of Aviation," "Blacksmith Dentist," and "Annapolis Salutes the Navy"......*

* * *

● ● ● **MORE STUFF:**......Clarence M. Turley, St. Louis Amusement Co.'s secretary, and also interested in the Lyric and Uptown Theaters out there, has been unanimously 'lected prexy o' the St. Louis Real Estate Exchange. . . ● Errol Flynn, WB star who won the local Sunday Mirror Magazine's Motion Picture Medal of Merit, will be presented with the award by pic critic Lee Mortimer on the Strand's stage this evening at 6:30 o'clock, and Harry Hershfield will act as master of ceremonies. . . ● George Comden, operator of the Fine Arts, Westport, Conn., has offered his theater for a weekly Wednesday noon inter-faith service, with important organizations of the community as sponsors......

* * *

● ● ● *WALGREEN'S DRUG STORE in the Paramount Bldg. has long been the meeting place for show folks in the Broadway sector......but its days are numbered......When the store's lease expires shortly after Jan. 1, it will not be renewed and the meeting spot will pass into history......unless a successor is just as successful in luring the show people. . . ● Ernest Emerling did that swell job of handling the newspaper advertising for last night's "Night of Stars"......*

* * *

PCC Units Sending Reps to Unity Meet

(Continued from Page 1)

gates to the meeting. Agreement on a working formula will be the goal of the Chicago sessions and the ability to set up a platform will be the factor on which the success of the entire unity program will hinge.

PCC's pledge of attendance is the first to be received, but Allied leaders do not look for any hold-outs by other groups.

The ITOA meets today at the Hotel Astor and will probably appoint its representatives to the Chicago meeting. ITOA will have as its guests today Desi Arnaz, Lucille Ball and K. T. Stevens.

Buffalo Jury Acquits In Bingo Lottery Case

(Continued from Page 1)

six men and six women deliberated about six hours.

Justice George A. Larkin had instructed the jury to determine whether a consideration was charged for playing the game. Defense contended no charge was made for playing Bingo. Several witnesses testified that some persons who played free in the lobby won prizes.

The state established that usual 15-cent admissions of movies was hiked to 99 cents on Bingo nights. Several other Bingo indictments are pending, including one against Old Vienna, Inc., formerly the Gayety Theater. A county court Bingo case last year involving Old Vienna ended in a disagreement.

James J. Tinney Dead

Youngstown, O.—James J. Tinney, 62, associated with his two brothers, the late Ed Tinney and Jack Tinney in organizing the first stagehands union here, is dead from a heart attack. Services and burial locally.

TO THE COLORS!

Capt. Jack Mulhall, 17th Field Artillery, former Warner Bros. Theaters district manager in the Wilmington-Chester territory, has been nominated to attend the Staff and Command School. Capt. Mulhall is now at Fort Jackson for maneuvers.

New Orléans—Joe Martello, just advanced from manager of the Globe to assistant at the Saenger, has been called to serve a hitch in the Army.

Rochester — William E. France, who painted signs for several local theaters, is now a sign painter for Headquarters and Service Company of the 86th Engineer Battalion at Fort Knox, Ky.

Kaukauna, Wis.—Francis Biselx, manager of Eskin's Rialto Theater here, has been called to the colors. He is succeeded by Alden Pratt, formerly of Dodgeville.

Offers 5-Point Tele Development Plan

(Continued from Page 1)

before the Supreme Court or Congress determines the "monopoly" issue.

Water's five-point program embraces the following:

1. Place television on an equal basis with radio in the matter of FCC regulation.

2. Appoint a special tele committee by the Government to serve as co-ordinating board, operating in a non-partisan manner in behalf of the public.

3. Distribution of a presentation to various Government departments outlining the possibilities and advantages of the medium in relation to its use by these agencies for national defense.

4. Augmented television schedules through Government-sponsored defense programs.

5. Increased audience; to result from better programming, formation of Defense Television Clubs, etc.

M P Associates Elect Harry Buxbaum Prexy

(Continued from Page 1)

who declined the nomination to run for office again.

Jim Frank, Jerry Wilson, David Snaper, Jack Ellis and Capt. H. Miller, were the nominees for first vice-president. Candidates named for second vice-president were Matt Cahan, Harry Haas and Moe Saunders. Moe Fraum, incumbent, and Charles Penzer were nominated for secretary. Sol Trauner was unanimously selected as treasurer and Lou Kutinsky as sergeant-at-arms.

"Pots to Planes," Defense Trailer, Ready for Exhibs.

Six hundred prints of "Pots to Planes," new three-minute defense trailer, have been shipped to exchanges by De Luxe Labs. for distribution. Reel was made by the OEM Film Unit and depicts, in graphic detail, the method of reclaiming scrap aluminum for use in plane manufacture, and the industry is handling distribution and exhibition through the MP Committee Co-operating for National Defense.

Lillian Gish as "Mrs. Wiggs"?

West Coast Bureau of THE FILM DAILY

Hollywood — Lillian Gish arrives here Dec. 8 to take a test for Para.'s "Mrs. Wiggs of the Cabbage Patch."

Now It's Free Chili

"Free eats" for patrons may not be exactly new, but it was left for the Mainstreet Theater, Kansas City, to serve chili and tamales in its lobby. So reports Abe Bernstein, Universal exploiteer who is touring the mid-West and Southeast for "Keep 'Em Flying."

UA, "U" File Crescent Brief

Challenges Gov't's Film Buying Power Theory

(Continued from Page 1)

and involving the "Little Three" distributors.

In one of the most effectively worded briefs submitted by any of the defendants, Judge Picard, in Midwest Theaters Co. vs. Co-Operatives Theaters of Michigan, Inc. (C. C. H., Par 52,666, D.C.E.D., Mich., Sept. 10, 1941), is quoted as follows: "Our courts have held many times that the distributor may sell to whom he desires and that he may provide for clearance or even not to sell to any other competing exhibitor at all until after the clearance period."

Also cited in defense of the distributor's legal right to select its customer, contending that a distributor "may select one buyer in preference to another though it may damage, impair, or handicap excluded buyer without violating the Sherman Anti-Trust act," is the case of Gary Theaters Co. vs. Columbia Pictures Corp. (D.C.D., Ill., decided March 29, 1940, affirmed C.C.A. 7th, June 11, 1941). Stating that "lack of common purpose or intent to interfere with interstate commerce bars plaintiff's claim of violating the Sherman Act," the brief declares that "yielding to buying power" is not a substitute for "lack of common purpose" in support of which citation is made to the case of Interstate Circuit vs. U. S. (306 U. S. 208).

Counsel for the two distributors contend in the brief that the "alleged restraint of trade by distributor defendants being indirect is no violation of the Sherman anti-trust act."

Edward C. Raftery, general counsel, is expected back in Nashville to lead in the final arguments before Judge Davies in behalf of United Artists and Universal. The brief filed, however, was prepared by the local firm of Cornelius, McKinney & Gilbert.

CBS to Televise Army Film Program Tomorrow

Port Monmouth, N. J. — In cooperation with the Training Film Production Laboratory here, CBS tomorrow will televise a program showing the production and use of Army training films. The show is another in Columbia's series of defense programs. The film Lab is representing the Signal Corps.

Cast and props are legitimate as the Fort is sending Army personnel and material to assist in the production. Format covers activities of photographic division of the office of Chief Signal Officer, U. S. Army, the step by step procedure of making the films, and the final result, the training film. The Lab is loaning a completed Army film which will be televised. Steps to be covered include the scenario, animation, cutting, and shooting the picture.

Personnel to be sent for the show will include West Coast studio men now in uniform who are presently on production staff of the Film Lab at Monmouth. Khaki detail will include men formerly with M-G-M, Warners', Paramount, Disney's, and Universal.

Re-elect Smith Chairman Of Academy Shorts Branch

Hollywood—Pete Smith was re-elected chairman of the M. P. Academy's short subjects branch and Gordon Hollingshead and Jules White as executive committee. Branch members telegraphed Mrs. Besa Short of Interstate Theaters, Dallas, saluting her as number one person in promoting the cause of short subjects.

Arnold to Speak in Chicago

Chicago—Thurman W. Arnold, assistant Attorney General, will address the Economic Club tomorrow night at the Palmer House. Many from the trade will attend.

Metro Field Reps. Meet With Ferguson in Ohio

Columbus, O.—M-G-M's Central Division field reps. attended a one-day conference yesterday at the Deshler-Wallick Hotel, with William R. Ferguson, exploitation manager presiding.

Among those who attended were E. K. O'Shea, Central Division manager; District Managers J. J. Maloney and H. P. Wolfberg; Branch Managers E. M. Booth, Cincinnati, and F. D. Drew, Cleveland; Ken Prickett, in charge of the first unit of M-G-M's Show Builder, and the following field men:

C. C. Deardourff, Cleveland; Charles Barron, Pittsburgh; Warren A. Slee, Detroit; Jack Gilmore, Buffalo; Irving Waterstreet, St. Louis; John E. Watson, Cincinnati; Ted Morris, Indianapolis; Todd Ferguson, Memphis; James Burge, Oklahoma City, and Claude Morris, Kansas City.

State Sued for Deaths In Theater Collapse

Buffalo — Widowed May 1, 1940 when a Canandaigua theater building on which their husbands were working collapsed, Mrs. Jennie Alaimo and Mrs. Johanna Metildi have brought suit in the Court of Claims for damages fo $75,600 each, alleging the State failed to inspect the work properly.

Count on "Gold Rush" To Exceed $1,000,000

United Artists is reported counting on the re-issue of Charles Chaplin's "Gold Rush," which has been given words and music, with Chaplin himself serving as commentator, to turn in a gross in excess of $1,000,000. Pic. shortened, will run approximately 6,500 feet.

Stars Will Boost Savings Bond Sales

(Continued from Page 1)

pation of screen personalities in publicity and selling campaign was also pledged.

Will H. Hays attended the meeting and spoke in praise of constructive work done for the industry by the publicity directors' committee.

Legion's Garbo Film Ban To Be Cited in Churches

(Continued from Page 1)

Garbo picture, "Two Faced Woman," the Chancery Office of the Archdiocese of New York will announce today.

In his letter to the pastors, Archbishop Spellman also asked them to prepare for the renewal of the pledge of the Legion of Decency on the Sunday within the Octave of the Feast of the Immaculate Conception.

Meanwhile, decision of Capt. George W. Cowan, police amusements inspector, in banning the picture at the Loew's State, Providence, has aroused wide resentment in exhibitors' circle there.

It was pointed out that the state law governing the exhibition of motion pictures on Sunday specifies that the approval of the National Board of Review is required before films can be shown on the Sabbath. Film was classified in the Nov. 15 weekly guide of the National Board of Review of Motion Pictures as "especially worth seeing as above the average 'selected' pictures."

Metro Shifts Tradeshow Date for "Babes" to Dec. 5

Metro announces that "Babes on Broadway" will be tradeshown nationally on Dec. 5 instead of Dec. 9, as previously announced. In New York the new Mickey Rooney-Judy Garland musical will be screened on Dec. 2.

The New York screenings, at the Film Center, 630 9th Ave., for Dec. 2 follow: 9:30 a.m.—"Dr. Kildare's Victory" and "The Vanishing Virginian"; 1:30 p.m.—"Babes on Broadway."

"Scarface" in Chi. Records

Chicago—"Scarface," finally playing this city after more than nine years, following lifting of the municipal censor's ban, has set day-by-day records at the Woods theater in the Loop. Pic is presented with a special prologue which says Chi. is now all sweetness and light; a few cuts were made to meet the censor's wishes. Astor is the distrib.

Music Box Revue Via Berlin

West Coast Bureau of THE FILM DAILY

Hollywood—Completing "Holiday Inn" for Para., Irving Berlin will leave for New York to produce a Music Box Revue.

LESTER THOMPSON
M. P. P. & D. 21ST FL.
28 W. 44TH ST.
N Y C

Ohio ITO Tables "Big 5" Resolution

(*Continued from Page 1*)

general counsel and board chairman for national Allied, virtually predict the eventual establishment of the unity program.

The convention also directed the Ohio ITO secretary, Pete J. Wood, to continue his effort to get Warner Bros. to modify its subsequent-run selling policy on "Sergeant York" so that it could be shown by the neighborhoods at lower rates than in first-run theaters.

Praise Metro's Exhibitors' Forum

Another resolution praised the M-G-M Exhibitors' Forum conducted here Tuesday and urged that the good-will created by it be "emulated by all other film companies in their dealings with exhibitors and that arbitrary methods heretofore used in the distribution of motion pictures be discarded in favor of equitable and fair practices."

Before this resolution was passed Myers praised the Forum as a "valuable session," and commented: "I hope that sort of thing will be renewed all over the country."

Despite expressions from the floor indicating that most of the exhibitors agreed with the content of the resolution, they gave way to an appeal by H. M. Richey of Metro, who urged a thorough producer-exhibitor investigation of claimed violations and discussions with local distribution offices "before writing Thurman W. Arnold."

In Touch With D of J

President Martin G. Smith of Toledo said that Wood was in correspondence with the Department of Justice about claimed violations. Wood said he received 110 replies to a questionnaire asking that a report be made of instances in which exhibitors were forced to take shorts or newsreels to get features or some features to get others. All five consenting companies were said to be violators. "Before we call a cop, let's find out if we can argue it out in the family," Richey urged.

With a difficult future ahead for the industry, regardless of the outcome of current world events, "exhibitors will have a better chance if we have a permanent contact with producer offices," Myers said in pointing to unity as one of the vital factors in the solution of problems in the years ahead.

"If all this comes to pass, and we are encouraged to believe that it will through increased unity and cooperation, this industry will be better prepared for the future than for all to go their separate ways," he told the convention.

Allied Strength Undissipated

"If it does not succeed, if we find the spirit back of our leadership is not duplicated in other ranks of the industry, then Allied will not have sacrificed a single bit of its strength," he declared.

Pointing out that there is "no intimation of when, if ever, the Government intends to proceed in the New York suit against the three non-consenting defendants" and that no such cases had been brought to trial, Myers declared that "any way you look at it the selling provisions of the consent decree will be inoperative after June 1, 1942."

Asserting that so far as the decree is concerned distributing companies will be on their own after that date in the matter of selling methods, the general counsel for Allied said this situation offered "opportunity and challenge" to exhibitors of the nation.

"Can exhibitors formulate a (selling) policy acceptable to themselves and persuade the companies to adopt that method?" he asked. Unity, he said, would be a help in such a move.

Warns Exhibs. of New Taxes

Foreseeing a national debt of 116 billions in another year and a skyrocketing of taxes, Myers warned the exhibitors that state legislators and congress have not forgotten the Hollywood dollar publicity and would continue to eye the film industry in all its branches as a lucrative source of revenue. Such an organization as proposed under the unity plan would be of great aid in preventing unfair taxation of the industry, he added.

Possibility of increasing admissions in subsequent-runs and small town theaters was discussed and President Smith summarized the statements of exhibitors by declaring:

"The consensus seems to be that the trend is upward, but that it's up to each exhibitor to find where his top price is and charge it, being careful not to go above or below it."

Other re-elected officers were F. W. Huss, Jr., Cincinnati, and Max Stearn, Columbus, vice-presidents, and Hoy O. Simons, Washington C. H., treasurer. The directors name the secretary later in the year.

New directors are Leo Jones of Upper Sandusky and Willis Vance of Cincinnati. Directors re-elected are Henry Greenberger and John D. Kalafat, both of Cleveland; Nat B. Charnas, Toledo; Harold Bernstein, Norwood; R. S. Wallace, Alliance; C. F. Ffister, Troy; L. F. Eick, Martins Ferry; J. W. Trunk, Youngstown; Henry Tomas, Oak Hill; Jerome G. Steel, Oberlin, and Leo Kessel, Lancaster.

EXHIBITOR PROFILES

Bob Weitman Sowed Good-Will With Hot "Java," and It Came Back a Thousand Fold Via Hot "Jive"

By GEORGE H. MORRIS

BROADWAY was gray and bitterly cold. Owl taxi drivers beat their mittened hands together and slunk lower in their seats and upturned coat collars. Only the hands of the Paramount Building clock seemed oblivious of the chill and wind. Erect and defiant they proclaimed six o'clock.

Soon a little knot of youngsters began gathering beneath the Paramount Theater's marquee whereon Benny Goodman was the proclaimed attraction. The knot grew into a line. Then into a longer line which stretched beyond the Broadway corner. The house wouldn't open until 8:30. Slower and slower the time passed. Larger grew the line, more biting the wind. Presently, jaded Times Square, which though it had seen most everything, witnessed a new, strange and fascinating sight . . . bonfires burning!

Instinctively the minds of the waiting young fans had turned from thoughts of "hot" Goodman jive to more immediate and tangible warmth. Quick foraging had produced a queer assortment of combustibles. But the bonfires were pitifully small and inadequate.

But then a miracle happened on that March morn in 1937. The youngsters' chattering teeth went silent in surprise. Hands held out to them inviting brown doughnuts, and mugs of piping hot coffee from which rose copious clouds of aromatic vapor. Well, it was sort of a miracle, except for the humanness behind it. That humanness sprang frm the Paramount Theater's managing director, Bob Weitman.

Making friends out of patrons is an art with him.

* * *

SO IS making friends out of performers.

Witness the day in 1939 when the gilt-edge Glenn Miller was booked into the Paramount and had to be taken to the hospital with a throat ailment. That's a situation when a feller (and particularly a theaterman) needs a friend. Bob asked Tommy Dorsey to hie in from the Meadowbrook Club in New Jersey to pinch hit. Tommy did. And so did Gene Cooper, Charlie Barnett and Dick Stabile. The theater for four days was dripping with blue ribbon orks. When Miller came back on the fifth day, he and all four of the pinch-hitting baton-wielding stars appeared together. That was a Sunday. Ye Gods, how the turnstiles clicked. Like the old cliche,—Is a zebra a black horse with white stripes, or a white horse with black stripes,—Broadway set to wondering if the pinch-hitting was really for Miller, or was it done for Bob Weitman?

* * *

BOB was born in New York, Aug. 18, 1905. Attended Cornell University where he was heavyweight boxing champ, also on the college's grid varsity. For a year, attended Cornell Medical. Decided to ditch pill box and office for a combo of both,—the box office. Entered Paramount Managers Training School, 1926. When Broadway Paramount opened later that year, became a ticket taker. Early in 1927 was made assistant manager at the Rialto, and soon thereafter its manager. When Brooklyn Paramount opened in 1928, he took over managerial reins there. Appointed City Manager of New York Theaters, 1930, which then included New York and Brooklyn Paramount, Rivoli, Rialto and Criterion. In 1935 became managing director of the New York Paramount. Is regarded as one of the most able and enterprising theater execs. in the nation.

Hobbies: boxing in the Paramount Theater gym, which he inaugurated for performers and the house staff; baseball, handball, and golf.

Move for Second SPG Vote on Joining CIO

(*Continued from Page 1*)

affiliation was described in Guild circles last night as "spontaneous." Original referendum recently brought an adverse vote, and the Guild prepared to continue its [illegible] course. Subsequently, contract negotiations in progress for months with distribs. here failed to jell, the break coming Monday.

SPG Council met last night.

Motion Picture Stocks Attract New Investors

(*Continued from Page 1*)

vestment buying, growing out of tax adjustment sales, increases in the stock market, the Wall St. Journal asserted yesterday.

"Undoubtedly, the investment buying angle in the movies is a comparatively new phase in many portfolios which have never before considered this group for their lists," the financial paper declared.

"The ability of the companies to adjust their status to the loss of European markets and the firmer control over the expense side, together with improved financial picture has gone a long way to make for better sentiment toward the movie shares.

"Paramount common has been a stronger and more active issue selling at the 1941 tops and Loew's, too, is around the year's high. Both companies are enjoying an excellent year and have a large amount of cash on hand with all signs pointing to a good year in 1942. On the basis of admissions' taxes, October was a good box-office month."

"Keep 'Em Flying" Party

In connection with the New York premiere last night of Universal's "Keep 'Em Flying" at Loew's Criterion, the company tendered a supper party at 11 p.m. in the East Ballroom of the Hotel Astor in honor of U. S. Army Air Corps officers at Mitchell Field, and officers of U. S. Army recruiting in the New York Area.

Col. Edwin S. Reid Dead

Richmond, Va. — Col. Edwin S. Reid, 58, former chairman of the Virginia Division of Motion Picture Censorship, died here after an illness of several weeks. At the time of his death, Colonel Reid was chairman of the State Unemployment Commission.

"Spec" McDonald Dies

Portland, Ore.—"Spec" McDonald, 50, prominent executive of Pacific Northwest Theater Owners' Ass'n and manager of two Edma Simons' theaters of Coeur d'Alene, Ida., died Tuesday.

FILE COPY
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THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

L. 80, NO. 106 NEW YORK, FRIDAY, NOVEMBER 28, 1941 TEN CENTS

WB $5,429,302 NET NEARLY DOUBLE '40

Goldwyn Sees 1942 as One of Most Active Years

Schedule Calls for Four Pictures, in Addition to One Being Made in Britain

Samuel Goldwyn expects 1942 to be one of his most active years, the producer said yesterday following his arrival from the Coast. Four pictures are on his schedule for the coming year, in addition to one being made in England and in which he has an interest.

SAMUEL GOLDWYN

In January, Goldwyn will start the picture based on the life of Lou Gehrig. A Bob Hope

(Continued on Page 3)

Second CIO Union in Film Distrib. Field

Entry of a second CIO union into the film field was disclosed yesterday when the United Retail, Wholesale and Department Store Employes of America announced it was prepared to launch a Cinema Workers Organizing Committee "to or-

(Continued on Page 7)

Nolo Contendere Plea Refused in Tax Case

Newark, N. J.—Federal Judge Fake this week refused a nolo contendere plea from two owners of a

(Continued on Page 4)

Selznick Hyphen for Sam Goldwyn Studios

As David O. Selznick will produce on the Samuel Goldwyn lot, the studio's name will be changed to the Goldwyn-Selznick Studios, Goldwyn said here yesterday.

FROWN ON PIX TITLE'S USE FOR SONG

20th-Fox Demands Lincoln Music Publishing Corp. Drop "How Green Was My Valley"; Threatens Test Case

Twentieth Century-Fox has asked the Lincoln Music Publishing Corp. and Benny Davis and Abner Silver, composers of the song "How Green Was My Valley," to cease stating in their advertising that the song has been "officially accepted by 20th Century-Fox Pictures and Richard Llewellyn, the author of the book," and to drop the title.

According to Edwin P. Kilroe, 20th-Fox attorney, tendency in past few years has been to use titles of best sellers for songs without consulting the author and thus capital-

(Continued on Page 8)

Three-Year Canadian Pact for Grierson

Toronto—John Grierson of London has received an appointment as Canadian Film Commissioner in the Department of National War Services on a three-year contract basis, having previously served temporarily as head of the National Film Board with a term concluding Dec. 1.

Grierson is assigned to make a survey of film business throughout

(Continued on Page 8)

Fair Trade Practice Unity Essential—PCC

West Coast Bureau of THE FILM DAILY

Hollywood—PCC of ITO which will be represented at national unity meeting in Chicago, Dec. 9, issued the following statement:

"It is vitally important at this meeting to discuss national unity for the establishment of a program insuring even the smallest independent exhibitors of fair and just consideration. Therefore a platform of

(Continued on Page 8)

Local B-51 to Open Pact Negotiations Next Week

Film Exchange Employes Union, Local B-51 starts negotiations next week for a new contract with the distributors. Two-year master contract covering all exchange locals

(Continued on Page 4)

Central American Defense Projects Aid Theater Biz

Where defense projects are active in Central American countries theater business is good, according to Fred Lange, special foreign representative for Paramount, who re-

(Continued on Page 7)

Minn. Exhib. May Sue "Big 5"

House Closed, Glaser Consults Attorneys

Minneapolis—Forced to close his Paradise Theater in Faribault, Minn., because of lack of product, W. J. Glaser was in Minneapolis yesterday conferring with attorneys as to whether court action may be started against major film producers.

The Paradise, only "A" picture house in Faribault, has been unable to obtain suitable product to continue in operation, Glaser said. He plans to continue his Lido at Fari-

(Continued on Page 8)

Production Code, Foreign Markets Talked by AMPP

West Coast Bureau of THE FILM DAILY

Hollywood—At a meeting of the Association of Motion Picture Producers a general discussion of the Production Code was held, with stress on further care to be taken with the subject matter of motion pictures under present world conditions. It

(Continued on Page 8)

Earnings on Com. Equal To $1.36 Per Share As Against 63c Last Year

In a bullish financial statement, Warner Bros. and its subsidiaries reported yesterday a net operating profit of $5,429,302 for fiscal year ending Aug. 30, 1941 compared to $2,747,472 for same period last year, thus all but doubling the 1940 figure.

Profit, after provisions for current year's dividend on the preferred stock, is equivalent to $1.36 per share on the common as compared to 63 cents per share for the preceding fiscal year.

Gross income was $102,293,170 as compared to $100,337,092 for fiscal

(Continued on Page 4)

NCFC Urges Industry Fight Garbo Pix Ban

Warning that the Providence ban on exhibition there of Metro's Garbo starrer, "Two-Faced Woman," "can become the spearhead of a drive on all films," the National Council on Freedom from Censorship has offered its services to both Will H. Hays, MPPDA prexy, and Louis B.

(Continued on Page 4)

Stern Returns to Chi.; Masters' Spot Unfilled

Charles Stern, UA's Chicago district manager, returned to his post yesterday after home office huddles with Gradwell L. Sears and Carl

(Continued on Page 8)

Half Price for Kids Under 17 Is Sought

New Orleans—Federation of Women's Clubs has started a move to obtain admission of children into theaters here for half price until they reach the age of 17. Children at present are admitted for half price to the age of 12. The Federation points out that children under 16 cannot work and earn money for the present price because of existing laws.

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CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Thursday, Nov. 27)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	8⅜	8⅜	8⅜	+ ⅛
Con. Picts. vtc. (2½%)	6¾	6¾	6¾	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	9-16	½	½	—1-16
Con. Fm. Ind. pfd.	9¼	9¼	9¼	— ¼
East. Kodak	135	133¾	134	— 1
do pfd.	....	....	....	.....
Gen. Th. Eq.	12⅝	12⅝	12⅝	.....
Loew's Inc.	38⅝	38⅜	38½	+ ⅛
do pfd.	106⅛	106⅛	106⅛	— ⅛
Paramount	15⅞	15⅜	15⅞	+ ⅜
Para. 1st pfd.	114	114	114	— ¾
Para. 2nd pfd.	14⅜	14⅛	14⅜	+ ¼
RKO	2½	2⅜	2½	+ ⅛
RKO $6 pfd.	46	46	46	.....
20th Century-Fox	8⅞	8⅞	8⅞	.....
20th Century-Fox pfd.	22⅞	22⅝	22⅞	— ⅛
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5⅜	5¼	5⅜	+ ⅛
do pfd.	74	74	74	+ 2
NEW YORK BOND MARKET				
Loew's deb. 3½s46	....	....	....	.....
Par. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Para. Picts. deb. 4s56	100¼	100¼	100¼	— ⅜
Warner Bros.' dbs.6s48	....	....	....	.....
NEW YORK CURB MARKET				
Monogram Picts.	¾	¾	¾	.....
Radio-Keith cvs.	⅛	⅛	⅛	.....
Sonotone Corp.	....	....	....	.....
Technicolor	8⅛	8	8	— ⅛
Trans-Lux	⅝	⅝	⅝	+ ⅛
Universal Corp. vts.	9	8¾	8¾	— ¼
Universal Picts.	....	....	....	.....

Extend Time for Filing Oriental Case Briefs

Chicago—Time for the filing of the final briefs in the Oriental Theater arbitration case has been extended to Dec. 22 by mutual agreement of the attorneys.

Chicago Houses Raise $25,000 for Com. Fund

Chicago — Chicago theaters have raised $25,000 for the Community Fund, Jack Kirsch announced yestreday.

Pix Chest Committee Will Hold Final Meet Monday

West Coast Bureau of THE FILM DAILY

Hollywood—Film Industry Community Chest Committee for 1941, headed by Louis B. Mayer, will meet Monday night at Metro. It's announced as the final session.

At this time the pledges secured by the Flying Squadron of 20 formed last Monday evening, will be added to those already recorded. The Flying Squadron, composed of representatives of the artists' managers, directors, writers and actors' Guilds, and studio executives, was empowered to contact all of those higher-salaried persons in the industry who have not as yet been approached due to being out of town or for other reasons.

Move to End Sunday Films In Maplewood, N. J., Flops

Maplewood, N. J.—A move to bar Sunday movies and other entertainment at the Maplewood Theater has died a-borning. A group of residents recently appeared before the Township Committee declared a scheduled Sunday performance at the theater was "not in keeping with Maplewood tradition" and asked all Sunday shows, movie or stage, be banned.

Township Attorney Cornish ruled the referendum which brought back Sunday movies a couple of years ago gave the theater the right to hold on Sunday any entertainment that might be held during the week. Cornish put the clincher to killing of the move by adding that it was his opinion the law does not provide any means of repealing the referendum.

Starlight 16 mm. Co. Sets Two Distribution Deals

Monarch Pictures of Pittsburgh, headed by Milton Lefton, has taken over the franchise for Allegheny County and West Virginia for Starlight 16 mm. Film Co. Starlight is distributing home movies through independent drug stores.

Another deal has been set with Dr. Erwin Ruth for Baltimore and Washington, while a deal is pending with Monarch exchange in Chicago. Franchises are being set by R. Conzett, vice-president in charge of distribution.

Meanwhile, Starlight's studio in Newark is scheduled to start production exclusively for home use next week.

Laplata Arbitration Settled by Stipulation

Washington Bureau of THE FILM DAILY

Washington—Arbitration case of the Charles Theater at Laplata, Md., versus Loew's for clearance granted the Sidney Lust-owned Marlboro at Marlboro, Md., has been settled by stipulation, it was announced here yesterday, Loew's and Lust agreeing to grant the request of the Charles for removal of clearance.

Warner Stockholders Sues As Browne-Bioff Aftermath

Another stockholders' suit was added today to the rapidly increasing number of actions brought as a result of testimony during the trial of Willie Bioff and George E. Browne when Gertrude M. Pelham, holder of 100 shares of common, filed suit in the N. Y. Supreme Court against Warner Bros., officials of the company and Browne and Bioff.

Examination before trial of Harry M. Warner, Robert W. Perkins, Waddill Catchings and Stanleigh P. Friedman is asked. Payments are attacked on the usual ground that they were unlawful and an accounting is sought.

RKO Dedicates Its New Chicago Film Exchange

Chicago — RKO's new exchange opened here yesterday at 1300 South Wabash Ave. where 600 persons attended the dedication ceremonies. Ned Depinet and Gael Sullivan, Federal Housing Administrator for Illinois, cut the ribbons officially opening the building.

Hosts were Walter Branson, Jack Osserman and Sam Gorelick. A buffet luncheon was served at noon. Among those present were Harry Michalson, Bill Savage, A. A. Schubart, Frederic Ullman, Tom Gorman, Frank Smith, James Coston, M. M. Ruben, Jules Ruben, Jack Kirsch and Emil Stern.

Walker to be Toastmaster At Silver's Testimonial

Former Mayor James J. Walker will serve as toastmaster at the testimonial dinner which the Albany Variety Club will sponsor for M. A. Silver, its chief barker, at the Ten Eyck Hotel on Dec. 8, it was announced yesterday by Si Fabian, chairman of the arrangements committee. Dinner marks Silver's promotion from Warners' Albany zone manager to a similar post in Pittsburgh.

150 More Theaters Sign For Monogram Product

West Coast Bureau of THE FILM DAILY

Hollywood—One hundred and fifty additional theaters have been signed to Monogram's 1941-1942 product, including the Jefferson Circuit operating 64 houses in Texas, Central States Circuit with 48 theaters in Iowa and Nebraska; William J. Shulte Circuit of Michigan. Kinzie Circuit of North and South Carolina.

Argentina's UA to Produce Five in San Miguel Plant

Buenos Aires (By Air Mail) — United Argentine Artists, new producing company modeled after the American UA, will produce its 1942 program of five at the San Miguel studios. Distribuidora Panamericana will release.

COMING and GOING

GRADWELL L. SEARS and **ARTHUR W. KELL** leave for Hollywood tonight.

CHARLES STERN, UA's district manager, r turned to Chicago yesterday.

SAMUEL GOLDWYN has arrived from t Coast.

ROBERT B. SINCLAIR, M-G-M director arrived from the Coast and is stopping Warwick Hotel.

RITA ANDRE, who has recently been acti head of March of Time's London office, yeste day arrived in New York by freighter with h husband, Life Photographer **WILLIAM VAND VERT**.

Convict Three In Newark Bank Night Fraud Case

Newark, N. J.—Three of four me tried on charges of conspiring to de fraud the Windsor Theater, Wes Orange, in a Bank Night drawin have been convicted by a jury i Common Pleas Judge Richard Hart shorne's court, and will be sentence Dec. 10. The convicted are Ralp Marano, Joseph Marano and Alfons Lepore, all of Newark. Carme Augustino of East Orange wa found not guilty.

Far East Crisis Upsets Two Execs. Sailing Plans

Far East crisis has upset plans of Charles Mayers, 20th-Fox's new Far East supervisor, and Morey Marcus, recently appointed UA's manager for China, for returning to their respective posts in Manila and Shanghai. Both have booked passage on the President Polk leaving from San Francisco on Dec. 5 but Dollar Line officials are now doubtful about the ship's departure.

Holds B. A. Exhibs. Need Not Collect City Levy

Buenos Aires (By Air Mail)—Counsel of the Argentine Theater Owner Association has advised its members that while the 5 per cent municipal tax on admissions above one peso is constitutional, no legal obligation exists for theater owners to act on behalf of the city government in collecting the levy.

NATIONWIDE—BUT NOT TOO BIG FOR FRIENDLY SERVICE!
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

Goldwyn Sees 1942 A Most Active Year

(Continued from Page 1)

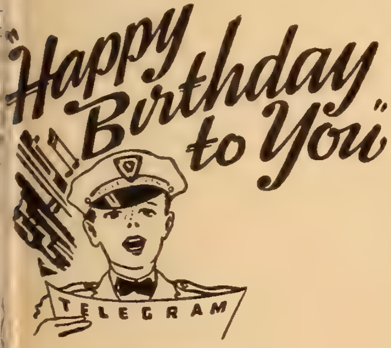
starring vehicle, "Treasury Chest," is listed for March production and in June, Goldwyn will start the picture version of a current stage success which he has acquired and which William Wyler will direct.

Previously announced plans to make a picture on the career of Hans Christian Andersen in collaboration with Walt Disney have not been discarded, Goldwyn said, despite reports to the contrary. This is expected to be placed in work in July, with 70 per cent of the characters to be live talent and 30 per cent cartoon characters. Gary Cooper may be cast in this picture.

C. M. Woolf in England is producing a picture based on the life of the inventor of the Spitfire plane. This will co-star David Niven and Leslie Howard, with Howard directing. Picture will be released as a Goldwyn production over here in February. Title is "Spitfire."

Goldwyn said that RKO's sales staff had done a great job in selling "The Little Foxes" and another extensive sales job was expected on "Ball of Fire" which will have its New York premiere shortly. Distribution plans after "Ball of Fire" have not been determined, Goldwyn said, adding that no discussion of the subject would be held during his present stay which would be confined to seeing plays and talking with writers.

Goldwyn said that production costs had gone up about 40 per cent in the last year because of wage increases, higher prices for materials and larger talent expense. Again attacking duals, Goldwyn predicted that double features would die under their own weight. Higher production costs, resulting in higher rentals, will make it impractical from an economy standpoint for an exhibitor to present two features.



"Happy Birthday to You"

NOVEMBER 28

H. Emerson Yorke
Melville A. Shauer
Maurice McKenzie
Martin Feldstein
David Miller
Sylvia Katzenstein
John Willard

NOVEMBER 29

Kay Johnson
Busby Berkeley
Genevieve Tobin
Louise J. Reider
Naomi Ruth Stevens
Harold Beaudine
Rod LaRocque

NOVEMBER 30

Reginald Denny
Karl Struss

ALONG THE RIALTO

with Phil M. Daly

▼ ▼ ▼

● ● ● WE'RE going to let Columbia's exploitation dept. tell its side of the story,—then Phil M. will take a sentence or three for rebuttal ......"100 romance-minded soldiers will cry 'You Belong to Me!' to 100 girls with the same idea," said the press release which landed on our desk-top......The shout will go up tonight at the Roxy where the Columbia promotional cohorts and the theater's publicists, abetted by the New York City Defense Recreation Committee, will stage what is "probably the most colossal blind date ever arranged since Adam and Eve"......The soldier lads and ladies fair will each receive a circular tag from two sets numbered from 1 to 100......For example, the guy who has No. 23 will escort gal with corresponding number into the Roxy auditorium to see the pic, "You Belong to Me," and afterwards all the doughboys and their blind dates will attend a party in the East Ballroom of the Hotel Abbey through the courtesy of the Turf Restaurant (Broadway at 49th St.)......Now the rebuttal:

▼ ▼ ▼

● ● ● *IN wake of the release came an invitation to us to attend, and with it a circular yellow tag duly numbered......We wondered,—would our blind date Venus have soft golden hair, titian locks, or those of raven hue?......We blessed Columbia, the Roxy, the Defense Recreation Committee!......Indeed, here was glamorous, romantic, exciting exploitation!......But hope and fervor suddenly crashed to earth......On examining the circular tag more closely, two little words were writ thereon: "Not Valid"......Boy, if that ain't crummy!......*

▼ ▼ ▼

● ● ● THREE more Hollywood actors drafted into the service are now doing a tour of duty at San Francisco's Presidio......Actors are two Dobermans and a Shepherd, trained originally by Carl Spitz who furnishes dogs for many films......The pooches parade with sentries on especially dark beats,—dog and man working as a team in the blackness......If stunt works, trained dogs will be used on night patrol at other Army posts and in defense plants......

▼ ▼ ▼

● ● ● *SO enthused is Rev. Dr. Alvin E. Margary, pastor of Lafayette Presbyterian Church in Brooklyn, over booking of "One Foot in Heaven," which opens next Wednesday at the Brooklyn Paramount, that at the end of services he talks on merits of the Warner Bros. production, and tells his flock that tickets can be purchased in advance from the church ushers......Some 1,000 clergymen of all denominations will witness a private screening of the picture at the Brooklyn Strand on Tuesday, next,—the eve of its Brooklyn Paramount bow......*

▼ ▼ ▼

● ● ● REPORTS reaching New York from Harry A. Ross, prexy of Ross Federal Service, who is now in South America on an inspection trip, indicate that he's receiving fine co-op from pic exchanges in S. A. capitals, and is developing a fund of information which will prove of considerable interest to filmland when it is reported on Ross' return......

▼ ▼ ▼

● ● ● *GLEANINGS:......For this corner's dough, the new pressbook which PRC has just turned out in behalf of opus, "Swamp Woman," is the best and zippiest to date by that org. . . . ● Under heading, "Wanted," current Movie-Radio Guide publishes this: "If you have the world's worst play and Warner Bros. think its the world's worst play, they'll buy it from you. Lines of an extremely bad play are needed in the film adaptation of 'Arsenic and Old Lace.' And in Hollywood no one will admit authorship of a bad play." (Come on, boys,—what are we waiting for!)......*

DATE BOOK

Nov. 29-Dec. 1: Metro mid-season sales meeting, Blackstone Hotel, Chicago.
Dec. 1: Ascap semi-annual membership meeting, Hotel Astor.
Dec. 2: Texas TOPA board meeting, Adolphus Hotel, Dallas.
Dec. 5: Chicago Warner Club dinner dance, Morrison Hotel.
Dec. 5: Chicago Warner Club dinner-dance, Morrison Hotel.
Dec. 5: Universal sales convention, Rio de Janeiro.
Dec. 6: Lambs diversion, Waldorf-Astoria.
Dec. 8: Warner Bros. stockholders meeting, Wilmington, Del.
Dec. 8: Albany Variety Club's testimonial to M. A. Silver, Ten Eyck Hotel.
Dec. 9: Loew's stockholders meeting, home office.
Dec. 9: All-industry unity conference, Blackstone Hotel, Chicago.
Dec. 9: Connecticut MPTO dinner-dance, Hotel Taft, New Haven.
Dec. 12: B & K Employes Association dinner dance, Stevens Hotel, Chicago.
Dec. 13: Universal sales convention, Buenos Aires.
Dec. 14: Philadelphia Variety Club banquet, Bellevue-Stratford.
Dec. 15: Variety Club of Texas induction of 1942 officers.
Dec. 20: Variety Club of Texas Christmas Carnival.
Dec. 31: Variety Club of Texas New Year's Eve Celebration.
Jan. 9: Actors' Equity quarterly membership meeting, Hotel Astor.
Jan. 18-19: Theater Owners of North and South Carolina convention, Charlotte.
Jan. 29: MPTO of Virginia convention, John Marshall Hotel, Richmond.
Jan. 30: Chicago Reel Fellows Club dinner dance, Congress Hotel.
March 28: Baltimore Variety Club banquet, Lord Baltimore Hotel.

Flagler, Miami, Acquired By Copeland of Detroit

Miami, Fla.—Copeland Theaters Co., of Detroit, has taken over the Flagler Theater and will operate it as its first unit in this area. S. D. Smith is manager and it is announced that later the theater is to be converted into an all-night playhouse. The Flagler has been operated by Paramount Enterprises for a number of years.

Picket Youngstown House

Youngstown, O. — The Building Service Employes Union is picketing the Warner Theater in what L. Reed, business agent, characterized as a dispute over wages and a contract.

Incense vs. Skunk

Woodland, Calif. — Patrolman Zachary Mumma chased a skunk up an alley behind the Woodland theater and shot the animal directly in front of the house's ventilating system. The theater emptied in a hurry. The management raced into the next door drug store, bought out the entire stock of incense, and counter-attacked by building a small bonfire in the ventilator. The audience gingerly filed back into their seats—and the show went on.

NCFC Urges Industry Fight Garbo Pix Ban

(Continued from Page 1)

Mayer, Metro production chief, to fight the Providence police censor's ruling which stemmed from the Legion of Decency's condemnation of the picture.

Offers were made in telegram over the signature of Quincy Howe, the National Council's chairman. Howe, editor for Simon & Schuster and WQXR news commentator, is president-designate of the National Board of Review of Motion Pictures, and will succeed Dr. A. A. Brill on Jan. 1.

"More acts of this kind can prove fatal to the entire industry. Urge you fight this strong case now if you would forestall further censorship later. Can we help?" Howe's identical wires read.

R. I. BFC Discusses Garbo Pic Ban; Declines Comment

Providence—Police Bureau's ban on Metro's Greta Garbo film, "Two-Faced Woman," was discussed at a meeting of the Rhode Island Better Films Council yesterday, but Mrs. Frank Allen Hill, president, declined to say what, if any, stand had been taken in the matter. Reporters were barred from the Council meeting.

Loew's State dropped advertising of the Garbo film as its next attraction yesterday on orders from New York, with the engagement of "The Shadow of the Thin Man" being extended.

The Evening Bulletin ribbed Capt. George Cowan and censor methods in a four-column editorial cartoon last night.

The Providence Journal asserted yesterday that there is a "possibility" that some compromise may be reached between the Legion of Decency and Metro on "Two-Faced Woman," subsequently banned by the municipal amusement censor here. Latter's action, taken originally as a result of the Legion's condemnation, was subsequently upheld by the Bureau of Police and Fire, which held that the film violated the State, not the city law.

The Journal pointed out that the Legion had condemned another Metro pic, "Strange Cargo," but that it had been revised to enable it to be re-classified by the Legion.

The legal right of the Bureau of Police and Fire and of Capt. George Cowan, inspector, as its agent to forbid showing of films by denying licenses was upheld by the Rhode Island Supreme Court in its decision on the censorship fight several years ago involving the Russian film, "Professor Mamlock."

The Journal declared that the Fall River, Mass., houses of Nate Yamins, former national Allied prexy, would adhere to an established policy of not playing films condemned by the Legion.

Warns Rochester Catholics Against Seeing Garbo Pic

Rochester — Bishop James E. Kearney warned Rochester's 150,000 Catholics against seeing the film, "Two-Faced Woman," opening a week's run yesterday at Loew's Rochester.

Bishop Kearney made public the text of a letter which he has addressed to pastors of all Rochester area Catholic churches for reading at Sunday services assailing the Garbo movie as "immoral, indecent and impudently suggestive."

"Two-Faced Woman" Starts At Loew's Poli, Springfield

Springfield, Mass. — "Two-Faced Woman" opened at Loew's Poli here yesterday. Springfield has no city censorship, the only control of films being that exercised by the Department of Public Safety in Massachusetts governing films for Sunday exhibition.

"Two-Faced Woman" has been approved, with a minor deletion, for Sunday showing in Massachusetts by the office of Maj. Patrick F. Healey, and hence is automatically acceptable in Springfield.

WEDDING BELLS

Des Moines — Max Kirby, assistant manager of Garden theater, announced secret marriage to Ethel Louis Strober of Adel which took place Oct. 8, 1940 in Princeton, Mo.

San Francisco—Herb Caen, town's top columnist, took a week-end off from the Chronicle to marry Bea Mathews, actress.

Detroit—William Szypulski, owner of the Conant and Park Theaters, was married to Celia Manteuffel, daughter of the late Max Manteuffel, owner of the Martha Washington Theater.

WHO'S WHO IN HOLLYWOOD

• • • *Introducing Interesting Personalities* • • •

JOHN TWIST. Born in Albany, New York, July 1900. Educated in Albany public and high schools. Was graduated from the University of Chicago. Lived on a ranch in Mexico. Wrote short stories for magazines. Came to Hollywood in 1926. Joined FBO as a writer. Later was made story editor at FBO. Continued at Gower Street studio after it became RKO and is still with that organization. Has written fifty screenplays, including "A Great Man Votes," "Annie Oakley" and "La Cucaracha." Wrote screenplays on stories starring Lily Pons, John Barrymore, Cary Grant, Edward Arnold, Jack Oakie, Anne Shirley, Richard Dix, May Robson, Melvyn Douglas, Victor McLaglen, Ida Lupino and others. Produced "Four Jacks And A Jill," which introduced June Havoc to the screen. Hobbies, swimming and watching good football games and fights. Height, six feet. Weight, 180 pounds. Eyes, brown. Hair, brown.

Nolo Contendere Plea Refused in Tax Case

(Continued from Page 1)

Paterson film house charged with collecting defense taxes from patrons and failing to turn the money over to the Internal Revenue Bureau. Judge Fake told the defendants, Howard Lesser and Sam Koenig, an "unwilling to defend" plea is not acceptable in Federal Court for New Jersey.

Edward Baldwin of the Intelligence Bureau of the Treasury Department told the court about $2,594 in taxes, reported due for a period of eight months is involved. There are eight counts in the indictment, several charging embezzlement of the money. Arrangements were made for a conference between Government and defense counsel as to further steps in the case.

Otis Bugg Recovering

Richmond, Va.—Otis Bugg, National Theater operator, who underwent a major operation at the Johnson Willis Hospital, is recuperating.

OPM Would Use Studio Tool-Making Machinery

J

West Coast Bureau of THE FILM DAILY

Hollywood—OPM will make a survey of studio machine shops to learn what equipment and time could be available for turning out tools and equipment for defense work. It is understood Government may wish studios to become sub-contractors using their studios at night for production of precision tools which in turn would be utilized in manufacture of fire control apparatus, bomb sights and other military needs.

In connection with studio's needs of items under priority regulations OPM recommended studios prepare an inventory and listing of items they consumed through the year, to be sent to OPM division of civilian supply in Washington.

Jackie Cooper's Mother Dies

Hollywood — Mrs. Mabel Cooper Bigelow, 36, mother of Jackie Cooper and wife of film director Charles Bigelow, died yesterday at her Los Angeles home. She had long been ill.

WB $5,429,302 Net Nearly Doubles 1940's

(Continued from Page 1)

year ending Aug. 31, 1940, which covered a 53-week period. Current and working assets amounted to $28,747,291 compared to $25,935,974 Cash on hand totaled $7,431,248 and current liabilities amounted to $15,565,658.

Statement notes that regular dividends on preferred stock, which had not been paid since March 2, 1932, were resumed on March 1 of this year. Unpaid dividends on the preferred stock amount to $3,355,847 or $33.69 a share.

The company has again accelerated write-offs of negative film costs by revision of its rates of amortization on basis of 85 per cent for domestic and 15 per cent for foreign.

Report discloses that the British subsidiary in connection with a settlement of the John Maxwell estate purchased 2,007,000 shares of Associated British Pictures Corp., Ltd., approximaetly 25 per cent of the outstanding shares. Warner Bros. Pictures, Ltd., borrowed sum of £903,150 from British bank which was guaranteed by parent corporation. Sum was reduced to £528,150 in Aug. by payments made by British subsidiary.

During the year, the company retired $600,000 of the 6 per cent debentures due 1948, in satisfaction of the sinking fund payment due Dec. 15, 1941. At present time, company has in its treasury, $2,301,000 of these debentures.

Local B-51 to Open Pact Negotiations Next Week

(Continued from Page 1)

expires at end of the month. In keeping with announced policy of IATSE in maintaining local autonomy, locals this year will negotiate individual contracts. Local B-51 covers all exchanges in metropolitan area.

Lubin to Entertain Press

Arthur Lubin, director of Abbott and Costello in "Keep 'Em Flying," will be host today to a cocktail party for members of the press at his Essex Hotel suite. Lubin, who has directed all the Abbott and Costello comedies, has been East for several weeks on his first vacation in five years. He will return to the Coast about the middle of next week.

STORKS!

West Coast Bureau of THE FILM DAILY

Hollywood—Baby girl, weighing six pounds 10 ounces, was born to Maris Wrixon, Warner featured player in Cedars of Lebanon Hospital. Player is wife of Warner film editor Rudi Fehr. Baby will be named Michelle.

TEAMWORK

ALL three Eastman negative films contribute to the over-all excellence of today's productions. Although they specialize in different fields, they join forces readily because of one important attribute enjoyed in common—unvarying high quality. Eastman Kodak Company, Rochester, N. Y.

J. E. BRULATOUR, INC., *Distributors*
Fort Lee Chicago Hollywood

PLUS-X
for general studio use

SUPER-XX
when little light is available

BACKGROUND-X
for backgrounds and general exterior work

EASTMAN NEGATIVE FILMS

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Billy the Kid Wanted"

with Buster Crabbe, Al St. John,
Dave O'Brien

Producers Releasing Corp. 64 Mins.

ACTION AND COMEDY ARE LONG SUITS; SHOULD FILL BILLS OKAY FOR STANDS USING WESTERNS.

Chief ingredient of this one is action, supplied by frequent fisticuffs, gunplay, and a lot of frothy riding. Stands in market for prairie pix will find the footage good fan fare, with the heroics of Crabbe and O'Brien augmented by the comedy supplied by Al "Fuzzy" St. John.

At the outset of the yarn, the latter decides to go out and homestead on his own, thereby leaving his two pals to dodge sheriffs. But subsequently he comes riding back with the news that the homestead project he had seen glowingly advertised is a racket for the reason that its crooked promoters hold the tenant farmers in virtual slavery.

So the reconciled trio sets out to bring the mob to justice. To complicate matters, the oppressor mob is threatened with overthrow by a rival clique. But Crabbe and O'Brien hatch a scheme which calls for setting one pack against the other and thus effect their extermination.

The plan almost goes awry when both the strategists are captured by the bad men. However, Al St. John appears in the nick of time to set things right via rounding-up the two mobs. There is no love interest in this western, but it isn't missed. In its place things happen, and fast. Sherman Scott's direction is firm, and Jack Greenhalgh's photography solid.

CAST: Buster Crabbe, Al St. John, Dave O'Brien, Glen Strange, Charles King, Slim Whitaker, Howard Masters, Choti Sherwood, Joe Newfield, Bud Buster, Frank Ellis.

CREDITS: Producer, Sigmund Neufeld; Director, Sherman Scott; Original Screenplay, Fred Myton; Director of Photography, Jack Greenhalgh; Sound Engineer, Hans Weeren; Music, Johnny Lange, Lew Porter; Settings by Vin Taylor; Film Editor, Holbrook N. Todd; Production Manager, Bert Sternbach.

DIRECTION, Firm. PHOTOGRAPHY, Solid.

Negotiating Renewal of Detroit Exchange Pacts

Detroit—Negotiations for renewal of contracts covering film exchange employes have been started by John Andrews, president of IATSE Local B-25.

Contracts covering theater service employes have been signed with a number of the larger circuits here, Roger M. Kennedy, IA vice-president said, and in practically all cases, copies of the agreed-upon wage scale have been sent to individually-owned houses, for which contracts will be made out later.

Detailed contracts for the operators themselves have not been made out, with a few exceptions, and the booth men are continuing to work under the "gentlemen's agreement" which has been in effect since the old contracts expired Aug. 31.

☆ SHORTS ☆

"The Art of Skiing"

RKO **8 mins.**

Goofy Is Great

In the best style of the Disney animators and idea men, Goofy is cast in the role whereby he demonstrates the various phases of skiing. Situations are hilariously funny and sure-fire crowd-pleasers. Goofy experiences all sorts of difficulties and in the last jump he loses his skis in flight. Goofy has been spotted too infrequently in the Disney one-reelers and this department is in favor of seeing Goofy more often. Reel is in swell Technicolor.

"Movie Quiz"

R. J. McIntosh **15 mins.**

Novel Idea

This single reel, audience-participation short is designed to cut in on the Bank Night market, and audience reaction at the test preview showed that it might do that. Using stock shots of a humorous and educational variety to entertain and also to quiz the audience, short is highly entertaining without the gamble angle. Narration is by Grant Withers. Method of operation is by cards given to audience at door, each with 10 numbers (perforated) down each side and four in the center. Question is asked having to do with something seen on the screen and contestant answers by pulling a numbered tab off the card. Cards are then collected by ushers and winning numbers are posted in box-office after half-hour tabulation. Prizes are at the discretion of the house or circuit if worked on large scale. Was well received by audience at El Portal Theater in North Hollywood. Jack Harvey is featured.

"Unusual Occupations"

Paramount **11 mins.**

Items of Interest

Latest issue includes six items of general interest. Most outstanding is the unusual marksmanship displayed by a young married couple in Wisconsin. Reel opens with an introduction to the only woman zoological director in the world. Topic two deals with the revival of the art of staining glass for religious edifices. Other subjects concern a daredevil motorboat pilot, a man who makes instruments out of hides of animals and a Hoosier who operates the largest goldfish "farm" in the world.

"Flicker Memories"

(Pete Smith Specialty)

M-G-M **8 Mins.**

Laugh-Packed Offering

How far the movies have come since the days of the old-time silent meller is both potently demonstrated and very amusingly so in "Flicker Memories." Pete Smith has taken two ancient-vintage films and exhibits them along with a hugely funny commentary. Fans of all ages will take to this one like the proverbial duck to water. The second of the two early-era productions offered has a big strong hero and a tendril-like heroine, with the former saving the latter from being run over by a railway locomotive. It's all laugh-packed, and simply terrific!

"Main Street, U.S.A."

March of Time **17½ mins.**

Very Timely

The effect of the war in Europe on Mr. and Mrs. America is reflected in latest issue of March of Time. It shows how a typical American family of six in a typical moderate-sized town is giving its time and energies to war work. A sequence, acted by citizens of the town, shows what life would be like under the so-called "new order." Picture has been handled ably and a good lesson in what democracy means is unfolded without being sentimentally patriotic.

"Quick Returns"

Paramount **10 mins.**

Good Sports Reel

Indoor sports addicts will find this reel of particular interest. Badminton and ping pong are the sports demonstrated and in view of the vogue these two games are enjoying, managers should easily capitalize on their popularity. Jess Willard and Chester Goss show the fine points of badminton while Sandor Glancz and Ruth Aarons display their superlative talents in table tennis. The slick narration is by Ted Husing. It's a Grantland Rice Sportlight.

"The Quiz Kids"

Paramount **11 mins.**

Popular Feature

Those juvenile mental marvels, the Quiz Kids, entertain in another session where their knowledge is put to a test under the genial questioning of Joe Kelly. The five youngsters, Harve Fischman, 10, Betty Swanson, 13, Richard Williams, 11, Claude Brenner, 13, and the much-publicized Gerard Darrow, 9. Reel adds up as an interesting program subject.

"Hedda Hopper's Hollywood"

Paramount **10 mins.**

Film Fun

Hedda Hopper plays hostess to a number of Hollywood notables. Best sequence is the one with William Farnum which old-timers will enjoy. Miss Hopper screens one of the pictures in which she appeared with Farnum 26 years ago. Arline Judge, Jinx Falkenburg and Kent Rogers are some who were her house guests. There is a glimpse of the Motion Picture Relief Fund's country home dedication with Mary Pickford, Roger Pryor, Jean Hersholt, Loretta Young and Edward Arnold in attendance. Reel winds up with a visit to a Hollywood night club, the Mocambo, where more celebrities are seen.

"The Mighty Navy"

Paramount **7 mins.**

Average Cartoon

Popeye joins the Navy and accomplishes a number of unusual feats. He shows his officer what an old time gob can do. Ideas just leap harum-scarum in the realm of implausibility. A certain amount [illegible] inventiveness is always necessary [illegible] cartoon subjects but the type of situations developed for Popeye do not fall in this class. The climax, which has Popeye ramming into a battleship as a human torpedo, is a good example of stretching a point.

"The Copacabana Revue"

Paramount **10 mins.**

Lively Musical

Type of entertainment which customers flocking to the New York night club of the same name is featured in this entertaining musical. Latin-American rhythms as played by Pancho and his orchestra provide the backdrop for individual performers. Juanita Juarez does "Aurora," Los Hermanos Williams do some neat acrobatic tricks, and Loper and Barrat display their virtuosity as a dance team. The Six Samba Sirens execute a brief number as en excuse to parade their charms.

"Gaucho Sports"

RKO **9 mins.**

Okay Reel

A visit to the Argentinian pampas where the gauchos cavort in a manner similar to our cowboys. Most interesting is the weapon employed by the gauchos, the boleador, which consists of three leather-wrapped weights suspended by rawhide thongs. There is an exciting chase of an ostrich by a gaucho using this weapon. A race with the riders riding bareback concludes the reel.

"Hobbies of the Stars"

RKO **9 mins.**

Average

Helen Broderick, well-known comedienne, is the conductor of this Hollywood tour of celebrities. Opening sequences is about Clair Trevor and her hobby of taking pictures. John Beal and Jean Parker like to make cartoons but they better stick to acting. Bob Burns raises the common variety of dogs. There is also a shot of Dave Selznick, Mary Pickford, Alexander Korda and Charlie Chaplin sealing the deal. Rate it as average.

"Information Please"

RKO **10 mins.**

Entertaining

Howard Lindsay, co-author and co-star of "Life With Father," is the guest star in this one-reeler. The experts are the same, John Kieran, F. P. Adams and Oscar Levant. While amusing, subject is not as bright as others. Questions run the gamut from football plays to pantomime scenes. Reason reel bogs down in spots is weak selection of questions that are not in keeping with high standard of program.

Second CIO Union in Film Distrib. Field

(*Continued from Page* 1)

ganize all unorganized workers in the distribution end of the cinema industry."

"We absolutely will not raid or erfere with the jurisdiction of any itimate union with honest contractual relations, whether it be an AFL or a CIO union," the CIO union's statement read.

The United Office and Professional Workers of America, CIO, through its recently chartered Local 109, Screen Office and Professional Employes Guild, is already in the film field here, with several white collar guilds of home office workers already affiliated. The New York SPG recently considered Local 109 affiliation, voted to stay indie, but is now expected to reconsider.

Whether the plans of the URWDSEA forecast a CIO jurisdictional dispute in the film field was not well defined last night. The URWDSEA statement pointed out that it had 8,000 members who "are office workers doing the same work as the office workers in the film industry" and that it was "prepared to charter autonomous local unions with full power to democratically select their own officials, negotiate and ratify their own contract, and to conduct their own affairs without interference from any source."

Central American Defense Projects Aid Theater Biz

(*Continued from Page* 1)

turned Wednesday from a 10-week Latin-American tour.

Lange visited Guatemala, Puerto Rico, Panama, Mexico, Venezuela and Colombia. He said the principal revenue was being obtained in the coast cities, as the interiors of the countries contributed little to the total gross of the distributors.

The labor situation in the Mexican film exchanges apparently has been straightened out to the satisfaction of all, Lange said.

Thanksgiving Day "Takes" Up 20% in Neb., W. Iowa

Omaha—A clear, mild Thanksgiving Day yesterday spelled increased "takes" for exhibs. in Nebraska and Western Iowa, reports from the field indicated. Grosses went ahead of 1940 by as much as 20 per cent.

Bergen Asks $550,000 in Suit

Universal Pictures and Gregory LaCava are named defendants in $550,000 plagiarism suit which has been brought in the Supreme Court by George Bergen. Plaintiff claims the piracy of his book, "The Story of Judith Blake," by the film, "Unfinished Business."

☆ ☆ BOOK REVIEWS ☆ ☆

HOLLYWOOD: The Movie Colony, the Movie Makers, by Leo C. Rosten. Published by Harcourt, Brace & Co. 136 *Pages. Price* $4.

This brilliant and arresting study of Hollywood "under the microscopes of social science" had its origin as the Motion Picture Research Project, was made possible by grants from the Carnegie and Rockefeller Foundations, and represents three solid years' work not only by the author, the sometime "Leonard Q. Ross" of the New Yorker magazine, but an impressive staff of social scientists, functioning as research assistants and collaborators.

It hardly need be said that the approach is both distinctive and extraordinary. Perhaps the best way to describe what Doctor Rosten attempted is to draw upon one paragraph from his plain-spoken preface:

"Some of the conclusions in this book will prove surprising; others will, no doubt, support popular impressions. But the difference between social science and gossip, between systematic analysis and casual journalism, lies not in what is said but in how it was discovered. This study uses whatever methods help to make Hollywood comprehensible, whatever techniques advance the search for clarity. Where measurement is possible, measurement is given; where documentation is possible, data are offered; where objective materials are not available, probability and insights are suggested."

Actually, the volume (to be followed by at least one other in which the author similarly will explore industry economics, the Hays Office, the production code and censorship and Hollywood's labor problems) is in two parts. Bulwarking, as 'twere, is a chapter aptly titled, "The Long Arm of Hollywood," plus a wealth of important appendices, largely statistical; copious reference notes and a valuable index of subjects.

In part one, Rosten uses his microscopes on the Hollywood film colony; in part two, the Movie Makers producers, directors, writers and actors, figuratively are on the slides. The former, with considerable frankness, covers such Coast phenomena as "The Big Money," "The Fight for Prestige," "Politics over Hollywood" and "Eros in Hollywood." If these chapter headings are intriguing—as surely they were meant to be—the text that follows measures up to the promises inferentially made, and this, curiously, without muckraking. Rosten is not a dull writer, and even an expert social scientist may be pardoned for writing to be read. Else why write?

In his discussion of producers, directors, writers and actors Rosten is equally inquisitive, analytical and informative. He draws extensively upon questionnaires to present not only how they function, but backgrounds, experience, education, salaries, opinions, attitudes and problems. To many, part two will be the more important and significant, not only because of what is set down but the implications.

Perhaps because the volume was so long in work the statistical material found in the appendices is largely dated; with comparatively few exceptions, it is pre-1940. That, however, will not lessen the value of the statistics to those who have reason to delve into production costs, business volumes, and salaries, among other things.

—BAHN.

STARS AND STRIKES: Unionization of Hollywood, by Murray Ross. Published by Columbia University Press. 233 *pages. Price* $2.75.

This is the first complete story of the unionization of Hollywood's motion picture studios from the early days of West Coast production when Los Angeles was a strong anti-union town to the final stages of the studios' capitulation to unionism in 1939 with the formation, and triumph, of the Screen Office Employes Guild.

The author's story of the involved and turbulent situations and crises that have marked Hollywood's labor path, is well supplied with references to authorities (among which THE FILM DAILY ranks importantly) so that anyone wishing to study the subject may readily seek out the original sources of information.

The author details the long struggle between the producer-controlled Motion Picture Academy of Arts & Sciences and Actors Equity Association to control the screen actors, the defeat of Equity, the emergence of the Screen Actors Guild and its final defeat of the Academy under the NRA provisions and its triumph through the intervention of President Roosevelt and through Equity's relinquishment of control of screen actors and the Screen Actors Guild's charter under the Associated Actors and Artistes of America, with reciprocal membership in SAG and Equity.

The Screen Writers Guild, after many setbacks, also won recognition through this turbulent period.

It was under NRA, the author narrates, that the various guilds broke away from the producer-dominated Academy, and won their fights against the producers. The IATSE, which had lost control of studio crafts by the strike of 1933 and withdrawn from the studio basic agreement, regained its authority under NLRB in 1936, re-entering the basic agreement.

The book brings the chronicle of Hollywood's labor disturbances, its setbacks and final triumphs up to the current year. For the student of unionism and of labor problems and struggles the book is an interesting one, and is a handy reference volume; for the average reader, however, it may prove somewhat confusing for the multipility of incidents, intrigues and cross-purposes that characterized the development of unionism in Hollywood.

Attractively bound in cloth, the volume is provided with a comprehensive index.

—L. H. M.

HOLLYWOOD SPEAKING--

By RALPH WILK

HOLLYWOOD

LITTLE JAN, most recent puppet creation of Producer George Pal, who is currently making his screen debut in Paramount's Technicolor production "Rhythm in the Ranks," is the first Hollywood mascot to be associated with the State Guard. The seven inch mannikin, stringless doll modeled after Bob Hope, was presented to Capt. Nicholas Jory of Company C, Second Regiment of the California State Guard.

• •

WYNN ROCAMORA, who recently joined the local Lyons Agency here believes he has a boy and girl "find" in Rose Ann Murray and Douglas Aylesworth. The pair recently signed with him, adding their names to a set of celebs including Dottie Lamour, Barbara Jo Allen.

• •

LOUIS MELTZER and Meyer Levin are working on the script of "Defense Town," which is on the production schedule of Producer Edward Kaufman at Columbia.

• •

TOMMY THOMPSON, set dresser at a local studio t'other day, furnished his friends with many laughs. During a friendly verbal dispute with George Breakston, actor-producer, Tommy jokingly told the studio's telephone operator to call the Governor. She took him seriously, and soon Governor Cuthbert Olsen was on the line from the capital at Sacramento. "What's your capacity?," asked California's chief executive. "Two quarts," said Tommy, who thought he was being "ribbed" by a friend.

• •

METRO scenarist Bradbury Foote has been assigned by his studio to write the screenplay of his original scenario, "What the Gods Provide." Stars for the picture have not been selected as yet.

• •

DIRECTOR Sam Wood and his crew, now in the high Sierras east of Sonora for snow scenes for "For Whom The Bell Tolls," have been joined by Eduardo Cianelli and Alexander Granach, new members of the cast.

• •

PARAMOUNT scripter Virginia Van Upp has been assigned to write the screenplay of "The Crystal Ball" from Stephen Vas' original.

• •

JACK OAKIE is planning a six weeks' tour of South America before resuming contractual duties at 20th-Fox.

M. P. PROD DIST
21ST FL
28 W 44ST
N Y C

Fair Trade Practice Unity Essential—PCC

(Continued from Page 1)

fair trade practices must be established in order to create foundation for all future relationships between not only exhibitors themselves but between exhibitors and distributors as well.

"PCC of ITO has never receded from its 11-point program presented to Judge Henry W. Goddard and Hon. Thurman W. Arnold prior to the entry of the consent decree. This program was a major part of the trade practice code agreement and PCC of ITO has always felt, and still feels, that if its 11-point program was incorporated in the consent decree that relationship between exhibitor and distributor would be so perfected as to establish complete national unity."

ITOA Accepts Allied Bid To Chi. Unity Conference

ITOA yesterday accepted Allied's invitation to be represented at the all-industry unity meeting in Chicago on Dec. 9. Harry Brandt, president, and possibly an ITOA committee will represent the organization at the sessions.

Stern Returns to Chi.; Masters' Spot Unfilled

(Continued from Page 1)

Leserman. No action was taken on filling the Western division spot vacated by Haskell Masters although Stern has been prominently mentioned for the job.

It is also understood overtures were made to L. Jack Schlaifer, Edward Small's Eastern representative, to return to his old position as Western sales manager but Schlaifer would rather remain with Small.

Production Code, Foreign Markets Talked by AMPP

(Continued from Page 1)

was explained this did not relate to the moral tone of film production.

The foreign market situation was also discussed.

Life Is Just One Thing After t'Other

Springfield, Ill.—Juve patrons of the Strand here accustomed to cycle to the theater Saturdays have a new problem. Police have ruled the youngsters cannot park their wheels in front of the theater unless they drop a nickel in the city's new parking meters.

How a group of 10 lads whose bikes might be parked in one space would split the cost, and who would be guilty and who wouldn't in case of over-parking are unanswered questions.

Games Keep 'Em Away from Film Theaters, Kent State University Students Declare

Kent, O.—University students stay away from the movies when Bingo, Screeno and Bank Night are played, it is revealed in a survey conducted by students of Dr. Harry D. Wolfe, associate professor of marketing at Kent State University here.

Results of the poll show that instead of boosting attendance, these gift attractions keep 35 per cent of the University students from attending the movies more often than they do.

Opinion was almost evenly divided concerning double features, with 35 per cent of the students opposed to twin bills and 26 per cent in favor of them. The remaining 29 per cent didn't care. The poll also revealed that men attend the movies more often than women and that both sexes attend the movies because of the picture and not the stars in it.

Minn. Exhib. May Sue "Big 5"

House Closed, Glaser Consults Attorneys

(Continued from Page 1)

bault in operation with available films.

When four of the five majors, bound by the New York consent decree, were granted relief from the decree to enable them to sell in Minnesota, under terms of this state's new anti-five law, Glaser sought to make deals for this season's products but up to yesterday had signed no contracts.

"Asking prices are so high by all of these four firms that I could not pay them and continue in operation," Glaser reported to Fred Strom, executive secretary of Allied Theater Owners of the Northwest.

"Rentals they're asking are two and three times what was asked last season for similar pictures, and in one or two cases, prices quoted are four times what I paid last season.

"Certainly there should be some recourse at law for a man in business and I'm going to court to force these companies to sell me pictures at prices I can afford to pay. I certainly am not going to be put out of business.

"It begins to look to me like the four companies obtained relief from the consent decree so they might sell the circuit which operates most 'A' houses in the state and to no one else. Certainly, I must have a case in equity."

The Paradise at Faribault is the first Minnesota theater to close for lack of suitable product since passage by the State Legislature of the anti-five law.

Balmy Minnesota Weather Cuts Theater Grosses 25-35%

Minneapolis — Balmy weather throughout Minnesota during most of November has cut picture house grosses from 25 to 35 per cent, Fred Strom, Northwest Allied executive secretary, reported here yesterday.

Except for a few days early in the month, when heavy snow fell, the mercury here has hovered in the 40's and 50's during all of November.

Middle West Players Take Para. All-America Honors

The Middle West captures a majority of positions on the Paramount News 1941 All-America football team, announced in the current issue. Minnesota is the only university to have two representatives, Dick Wildung, tackle, and Bruce Smith, back and captain, picked. Other nine players are Holt Rast, Alabama, and John Rokisky, Duquesne, ends; Bob Reinhard, California, tackle; Bernie Crimmins, Notre Dame, and Endicott Peabody, Harvard, guards; Vincent Benonis, Detroit, center; Frankie Albert, Stanford, Bob Westfall, Michigan, and Steve Lach, Duke, backs.

Aid 'Xmas Basket Fund

Springfield, Ill.—Members of the Springfield Theater Association in co-operation with Local 323, Operators, and Local 138, stage hands, are sponsoring five children's shows during the month of December for the Legion Christmas basket fund. Food and canned goods serve as admission tickets.

Frown on Pix Title Being Used for Song

(Continued from Page 1)

izing on the exploitation of the book and the film. Kilroe said the company was willing to make a test case of the issue in order to stop the practice.

Notice was also served upon the composers to immediately discontinue reference to the picture; and statement that song was published by special arrangement with 20th-Fox and author. Company is also requesting return of still borrowed for exploiting picture.

It is understood studio granted E. B. Marks, music publisher, and Forman Browne, permission for use of title before picture was produced. Marks is also publishing song based on pic's title.

Madeline Woods on Sun

Chicago — Madeline Woods, formerly advertising director for the old Great States circuit, and recently publicity director for Mayor Kelly's Charities Fund, has been named labor editor of the new Chicago Morning Sun.

Three-Year Canadian Pact for Grierson

(Continued from Page 1)

Canada and report to the Government regarding prospective developments understood to be in relation to more Government control of the field.

A recent Grierson speech be[illegible] the National Board of Review [illegible]nual conference in New York had been taken here as indicating he was flirting with Washington on the creation of a film board for the United States but he has signed with the Canadian Government now.

Herbert Lash is reported reliably as resigning as Director of Public Information and Grierson's duties have been enlarged to include screen propaganda. Leonard W. Brockington, former chairman of Canadian Broadcasting Corp., has already resigned from his war publicity post in the Government and is leaving for England. Many rumors are afloat here regarding clashes in official circles.

Robert Foulk Will Join Para. as Meiklejohn Aide

West Coast Bureau of THE FILM DAILY

Hollywood—Robert Foulk, formerly with George Abbott on Broadway for several years and more recently dialogue director at Warners, will join Paramount on Jan. 5 in the capacity of assistant to William Meiklejohn, supervisor of talent and casting.

The engagement of Foulk was brought on by the growing volume of work due to the studio's unprecedentedly large contract list of 103 stars and featured players. Foulk will have a hand in the studio's campaign to develop future stars from young talent now under contract.

RCA Shifting McCleary To Detroit Territory

Buffalo — Thomas F. McCleary, RCA sales manager for the Buffalo district, which includes all New York except the metropolitan area, is being transferred to Detroit. He is scheduled to leave Buffalo next week.

He will be succeeded here by William Jarvis of Pittsburgh, who will divide his time between the Pittsburgh and Buffalo areas under a new district setup that the company is instituting.

Two Packs of Cigs. New Adelphi Scale

Chicago—There's a new b.o. scale at Ludwig Sussman's Adelphi for those who want to help the boys in uniform.

Two packages of any established brand of cigarets, plus three cents tax, "buys" an admission ticket. Smokes are turned over to the Tribune Charities Fund for camp distribution.

O'Shea Succeeds Connors; Promotion of E. K. "Ted" O'Shea, Metro's Central Division Manager, to Succeed Tom Connors as Eastern, Southern and Canadian Sales Head Was Announced Last Night by W. F. Rodgers at Metro's Chicago Sales Meeting. Jack Flynn, Midwest District Sales Manager, Succeeds O'Shea in the Central Division.

FILE COPY
DO NOT REMOVE

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

L. 80, NO. 107 NEW YORK, MONDAY, DECEMBER 1, 1941 TEN CENTS

MAY EXTEND ALL INDUSTRY UNITY TALKS

Hollywood Contract Players' List Hits New High

Editorial:

'York' Lesson

. . . worth studying

By CHESTER B. BAHN

THE good, they are prone to say, die young.

That, unfortunately, applies with lamentable precision to many pictures turned out by Hollywood annually.

The cause of early demise of good pictures? Well, it may vary, but not infrequently, a study of a given case history will establish that an important contributing factor was the failure to follow through in its advertising and its merchandising by, first, the distributor, and, secondly, the exhibitor.

Generally speaking, these good pictures have been getting and still get the customary launching campaign in the trade press, followed by page copy covering the first dates. Then, and again generally speaking, distributor attention turns to the next release, with the earlier feature left to pick up and maintain such box-office momentum as it can.

•

IT'S anybody's guess as to how much velvet this conventional practice has cost distribs. and exhibs. alike, but you get at least a rough idea when you note the business done when a distrib. does give a good picture the follow thru right down the line. The difference in total gross may run all the way from a hundred thousand to a million or so, depending on just how good the good film really is from the b.o. standpoint.

Take Warners' "Sergeant York," for instance. Jesse L. Lasky predicts an $8,000,000 domestic gross, and the way the Gary Cooper starrer is performing in its approximately 3,000 engagements thus far, there's every reason to believe the confident estimate will be reached. And for that, the trade ad and merchandising campaigns put behind "York" by Charlie Einfeld and his super-efficient aides will rate the bow.

•

THE trade ad campaign itself is a lesson well worth studying. First copy was used 10 days before the New York opening. Then came the follow thru for the Washington premiere. After that, the ads bugled what the pic was showing in the initial half-dozen keys. The minimum price policy

(Continued on Page 2)

Since Consent Decree Majors Have Been Signing Up Available Players

By RALPH WILK

West Coast Bureau of THE FILM DAILY

Hollywood—Studio star and contract player lists carry more names today, than at any time since the days of the mad rush to corral talking actors, when sound first reared its expensive head on the movie horizon.

Most observers of the picture scene attribute this sudden scramble for the use of the talents and

(Continued on Page 9)

Variety Clubs Plan 9 Additional Tents

Nine new tents is the goal of the National Variety Clubs during the coming year. New Haven and Salt Lake City appear the most likely spots in the immediate future for Variety units, although some hope for a New York City tent is held

(Continued on Page 12)

Deny Rental Ceiling Placed in Dominion

Toronto — Published reports, in New York, that the War-time Prices and Trade Board had placed a ceiling on Dominion film rentals were officially denied here Friday.

In making the denial public, Col.

(Continued on Page 12)

Would Quiz Unger In Hillside Action

Major companies filed notice yesterday in the Federal Court for examination before trial of Jacob Unger, president of Hillside Amusement Co., on Dec. 3 in connection with the Hillside $900,000 anti-trust suit. Plaintiff, owner of the Mayfair, Hillside, N. J., charges monopoly in Northern New Jersey and the resultant loss of product.

Crescent Arguments May Take All Week

Nashville—After disposing of several minor cases in United States District court this morning, Judge Elmer D. Davies will call for final argument of counsel in the Government's anti-trust suit against the Crescent Amusement Co., eight other exhibitor defendants, and United Artists and Universal of distributors' "Little Three."

Scheduled to lead off for the plaintiff was Robert L. Wright, assistant

(Continued on Page 8)

$15,000 "Liberty" Proceeds To R.A.F. Benevolent Fund

Thomas H. Beck, president of the Royal Air Force Benevolent Fund of the U. S. A., Inc., today announced receipt of a contribution of $15,000 from the film industry through the MPPDA. Since all expenses of

(Continued on Page 3)

Detroit Business Equals 1940's

But That's No Consolation to Operators

By H. F. REVES

FILM DAILY Staff Correspondent

Detroit—Detroit show business in downtown houses is just about equal to last year at this time, as confirmed by confidential reports from reliable sources.

In view of defense boom conditions supposed to prevail in this town, this would be a source of concern to exhibs on the face of the evi-

(Continued on Page 9)

Paramount Employes Ass'n Votes for CIO Affiliation

Paramount Pictures Employes Ass'n was added to the rapidly growing list of home office chapters that have enrolled under the CIO banner when the membership overwhelmingly voted to affiliate with the Screen Office and Profes-

(Continued on Page 12)

Expect Chi. Meeting Will Span Several Days; Kuykendall to be Absent Dec. 9

Possibility that the all-industry unity meeting in Chicago may last two or three days was indicated at the week-end when it was learned that Ed Kuykendall, MPTOA president, would not be present on Dec. 9, but expected to arrive in Chicago the next day. Kuykendall is slated to speak twice at the annual convention of the MPTO of Oklahoma in Oklahoma City on Dec. 9.

Meanwhile, it is reported that acceptances to the Chicago meeting are coming in satisfactorily but it is not likely that they will be revealed until all organizations have replied

(Continued on Page 3)

Okla. TO Will Hear Kuykendall on Unity

Oklahoma City—Annual convention of Theater Owners of Oklahoma (MPTOA) has been set for Dec. 9 at the Skirvin Hotel here. It will be a one-day affair, highlighted by two addresses by Ed Kuykendall, MPTOA president, and a speech by Gen. William McCraw, chief consultant for the OPM, at the banquet.

At a directors' meeting last week,

(Continued on Page 8)

Metro Selling Plans Up At Chicago Conference

Chicago—Selling plans for the balance of the season were discussed by William F. Rodgers, M-G-M general sales manager, at a week-end meeting of the company's branch and district managers at the Black-

(Continued on Page 3)

Massey Signs WB Long-Term Contract

West Coast Bur., THE FILM DAILY

Hollywood—Raymond Massey has signed a long-term contract with Warner Bros. for three pictures a year.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 107 Mon., Dec. 1, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(November 28)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	8¼	8¼	8¼	....
Col. Picts. vtc. (2½%)	6⅝	6⅝	6⅝	— ⅛
Columbia Picts. pfd.	26⅜	26	26	— ½
Con. Fm. Ind.	....	....	....	....
Con. Fm. Ind. pfd.	9⅜	9¼	9⅜	+ ⅛
East. Kodak	134	132¼	133	— 1
do pfd.	176	176	176	— 1⅜
Gen. Th. Eq.	12⅝	12⅝	12⅝	....
Loew's, Inc.	38⅝	38	38¼	— ¼
do pfd.	....	....	....	....
Paramount	15¾	15½	15⅝	— ¼
Para. 1st pfd.	....	....	....	....
Para. 2nd pfd.	14⅜	14¼	14¼	— ⅛
RKO	2⅜	2⅜	2⅜	— ⅛
RKO $6 pfd.	....	....	....	....
20th Century-Fox	8⅞	8⅝	8⅝	— ¼
20th Century-Fox pfd.	23	23	23	+ ⅛
Univ. Pict. pfd.	....	....	....	....
Warner Bros.	5⅜	5⅛	5¼	— ⅛
do pfd.	74	74	74	....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	....	....	....	....
Para. B'way 3s55	57⅜	57¼	57¼	+ ⅛
Para. Picts. debs. 4s56	100½	100½	100½	....
Para. Picts. cv. 3¼s47	100⅜	100⅜	100⅜	....
Warner Bros.'dbs. 6s48	96½	96½	96½	....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	¾	¾	¾	....
Radio-Keith cvs.	⅛	⅛	⅛	....
Sonotone Corp.	....	....	....	....
Technicolor	8	7¾	8	....
Trans-Lux	....	....	....	....
Universal Corp. vtc.	8⅞	8¾	8¾	....
Universal Picts.	27½	27½	27½	— 1¼

GETTING A SIGNED RECEIPT IS A STANDING RULE OF
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

The Broadway Parade

Picture and Distributor	Theater
Dumbo (RKO Radio Pictures-Walt Disney)—6th week	Broadway
The Chocolate Soldier (Metro-Goldwyn-Mayer Pictures)—5th week	Astor
How Green Was My Valley (Twentieth Century-Fox)—5th week	Rivoli
Forgotten Village (Mayer & Burstyn)—3rd week	Belmont
Swamp Water (Twentieth Century-Fox)—3rd week	Globe
The Shadow of the Thin Man (Metro-Goldwyn-Mayer Pictures)—2nd week	Capitol
Suspicion (RKO Radio Pictures)—2nd week	Music Hall
Skylark (Paramount Pictures)—2nd week	Paramount
They Died With Their Boots On (Warner Bros. Pictures)—2nd week	Strand
You Belong to Me (Columbia Pictures)	Roxy
Keep 'Em Flying (Universal Pictures)	Criterion
The Kid from Kansas (Universal Pictures)	Rialto
Sing for Your Supper (Columbia Pictures)	Central
Laburnum Grove (Anglo Film)	World
Bad Men of Missouri (Warner Bros. Pictures) (a-b)	Palace
International Squadron (Warner Bros. Pictures) (a)	Palace

♦ FOREIGN LAUGUAGE FEATURES ♦

The King (Trio Films)—6th week	5th Ave. Playhouse
Wings of Victory (Artkino Pictures)—3rd week	Stanley
Hanna in Society (Scandia Films)—3rd week (a)	48th St. Theater
The Song to Her (Scandia Films)—3nd week (a)	48th St. Theater

♦ FUTURE OPENINGS . ♦

Smilin' Through (Metro-Goldwyn-Mayer Pictures)—Dec. 4	Capitol
Birth of the Blues (Paramount Pictures)—Dec. 10	Paramount
Blues in the Night (Warner Bros. Pictures)—Dec. 11	Strand
Hellzapoppin (Universal Pictures (c)	Rivoli
The Men in Her Life (Columbia Pictures) (c)	Music Hall
Sundown (United Artists-Walter Wanger) (c)	Criterion
Rise and Shine (Twentieth Century-Fox) (c)	Roxy
Maltese Falcon (Warner Bros. Pictures)—Dec. 3 (a-b)	Palace
Marry the Boss's Daughter (Twentieth Century-Fox)—Dec. 3 (a)	Palace
Happy Cavalier (Scandia Films)—Dec. 6 (a)	48th St. Theater
Old Titans Are Here (Scandia Films)—Dec. 6 (a)	48th St. Theater

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

'York' Lesson

. . . worth studying

(Continued from Page 1)

adopted next came in for ad emphasis. Subsequently, there has been liberal use of display space to stress b.o. success reports. Similar copy, it is understood, will be employed as the playdates proceed, down to and including the subsequents.

Coupled with the long-range merchandising campaign, Warners are convinced that this expert, intelligent handling of a good picture is paying off and will continue to do so, to the satisfaction of all concerned, including the small exhib.

Exhibitor confidence is born of distributor confidence—that's elemental, Watson. Give a good picture both, and its longevity will surprise you. So will its earnings in the aggregate.

Brandt, Moskowitz, Doob To March of Dimes Meet

Harry Brandt and C. C. Moskowitz, co-chairman with Nicholas M. Schenck of the Motion Picture Committee for the 1942 March of Dimes, and Oscar A. Doob, national publicity chairman for the committee, will attend a meeting in Washington tomorrow of the 48 chairmen representing the general March of Dimes Committee in each state. Campaign plans of the individual groups will be outlined and presented in the form of a brochure for each of the 48 chairmen. President Roosevelt will attend the meeting.

Sam Abrams Has Eye Infection

Indianapolis—Sam Abrams, PRC manager here, is confined to his home with a serious eye infection.

Bridgeton Linker Houses Pass to Materian Corp.

Philadelphia — David Barrist announced last week that settlement had been made on Nov. 28 whereby the Materian Theaters Corp. had taken over the Linker Estate holdings in Bridgeton, N. J., including the Criterion and Majestic theaters, two groups of stores, a garage and other realty which, except for one brief period, had been in the Linker family for 22 years. Sum involved was believed to be several hundred thousand dollars. There is one other house in the town, the Stanley, operated by Atlantic Theaters, Inc.

It was indicated that Mrs. Linker and Miss Rose Linker would continue to manage the houses for the present.

Harry Barrist was the realtor in the deal.

Biz Substantially Better, Declares Charles Skouras

Charles P. Skouras, Fox West Coast head, arrived Friday from the Coast optimistic over theater attendance and the standard of product turned out by the studios. He said business was substantially better than last year. Skouras was accompanied by Charles Buckley, FWC attorney, and Mike Rosenberg, of Principal Theaters.

Greenblatt In Coast Confabs.

West Coast Bureau of THE FILM DAILY

Hollywood — Arthur Greenblatt, PRC general sales manager, has arrived for production conferences with George R. Batcheller, feature production supervisor, and Sigmund Neufeld, in charge of PRC's western production.

COMING and GOING

C. C. MOSKOWITZ, OSCAR DOOB and HARRY BRANDT are in Washington and return Tuesday.

JESSE L. LASKY is in Hannibal, Mo., for the annual celebration of Mark Twain's birthday.

RUBE JACKTER, Columbia's assistant general sales manager, has returned from Memphis.

HARRY DELMAR, general production manager of the USO-Camp Shows, Inc., left over the week-end for a tour of all the U. S. Army Camp areas.

ROBERT BENCHLEY arrives on the Coast today for two assignments on the Paramount lot.

LEON NETTER, Paramount home office theater executive, left over the week-end for Dallas.

Olivia de Havilland a Citizen

West Coast Bureau of THE FILM DAILY

Hollywood—Olivia de Havilland on Friday obtained her final citizenship papers. She was born in Tokio of British parents and brought to this country when she was three years old.

NEW YORK THEATERS

RADIO CITY MUSIC HALL
50th St. & 6th Ave.
CARY GRANT • JOAN FONTAINE
"SUSPICION"
An RKO-Radio Picture
ON THE GREAT STAGE: "NICE GOING"—Leonidoff's gay spectacular revue. Symphony Orchestra under the direction of Erno Rapee.
1st Mezzanine Seats Reserved CIrcle 6-4600

CLAUDETTE COLBERT
RAY MILLAND
BRIAN AHERNE
In Paramount's
"SKYLARK"
PARAMOUNT
IN PERSON HARRY JAMES and Band
Extra: RAY BOLGER
TIMES SQUARE

BARBARA HENRY
STANWYCK • FONDA
'YOU BELONG TO ME'
PLUS A BIG STAGE SHOW ROXY 7th AVENUE 50th STREET

RKO PALACE B'WAY & 47th St.
'BAD MEN OF MISSOURI' 'INTERNATIONAL SQUADRON'

20th Century-Fox presents
"HOW GREEN WAS MY VALLEY"
United Artists RIVOLI Broadway at 49th St.
Continuous Pop. Prices. Midnight Shows.

evivals Subbed for eakies in Detroit

Detroit — Revival film bookings e being used to bolster product of pparently declining box-office value the tail end of the 1940-41 book- g season at the Midway Theater ere. House is of strategic impor- nce because of its central Dear- location, where it gets the bulk rkingmen's attendance from ,000 Ford factory workers and aters to them with special matinee ours.

The Midway shifted from three two changes a week in June,— ouble bills, of course. The house ailed to exercise its cancellation rivileges vary extensively earlier in he season, and found a large back- g of pictures of fairly slight b.o. ppeal still unplayed. Rather than resent weak film bookings at a time hen patronage generally was de- lining and many showmen were con- luding that stronger bills instead ere necessary, Joseph Stoia, own- , and Joseph Allegretti, the man- ger, decided to book revivals in ecent weeks, exercising liberally the nused cancellation privileges. Typ- cal successful revivals have been Mati Hari" and "Drums Along the Mohawk."

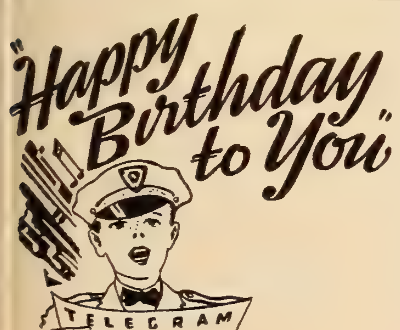
Film companies have acceded gen- rally to this policy, particularly hen films of the same company ere substituted. Two distributors ave balked, Allegretti said, how- ever, at booking any films over two ears old, except when re-issued.

$15,000 "Liberty" Proceeds To R.A.F. Benevolent Fund

(Continued from Page 1)

the Fund are borne by the trustees, the full amount will go to help the dependents of members of the R.A.F. killed or disabled in action.

Will H. Hays, in a letter accompanying the check, explained that the money represents a portion of the proceeds from the distribution of the feature length motion picture, "Land of Liberty," which was made by the entire industry as a patriotic contribution and is being distributed by Metro without profit, net proceeds being devoted to war emergency welfare work.



Demetrios Alexis

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● ● ● **THAT brand new and top-quality Tent No. 9 of the Variety Clubs up Albany way is sponsoring a testimonial dinner to M. A. Silver, its Chief Barker, on the night of Dec. 8 in the institutional Ten Eyck Hotel......Occasion for the big shindig is elevation of the sterling Silver from WB's zone manager in upstate New York to succeed Harry Kalmine, former zone manager for WB Theaters in the Pittsburgh sector ......Arrangements for the fete are being handled by a committee chairmaned by Si Fabian, and including 'mong others the Messrs. Meyer and Louis Schine, Bill Smalley and Mike Kallet......Jimmy Walker, peerless post-feedbag spieler of our day, will be toastmaster......**

▼ ▼ ▼

● ● ● *NEW YORK delegation to the Silver "service" testimonial, which may be large enough to require a special train, already comprises Joseph Bernhard, Harry Kalmine, Ben Kalmenson, Roy Haines, Nate Blumberg, Herman Robbins, George J. Schaefer, Tom Connors, Ned E. Depinet, Sam Morris, William F. Rodgers, Neil Agnew, Jack Cohn, Joe Vogel, Charlie Koerner, Joe Moskowitz, John Shea, Johnny Dervin, Eddie Grainger, Gus Schaefer, Mort Blumenstock, Leonard Schlessinger, Herman Starr, Herman Maier, Eddie Alperson, Charlie Kurtzman, John J. O'Connor, Freddy Meyers, and Frank McCarthy..... A large contingent will also attend from the Buffalo area headed by Sid Lehman, Chief Barker of the Variety Club, and will include Kenneth Robinson, Max Roth, Sid Samson, Ralph Maw, Phil Fox, Elmer Lux, John Scully, Charlie Payman, Jack Bellman, Harry Berkson, and Bert Stearn......Many prominent exhibitors and distributors from the New York State area, as well as from the Pittsburgh and Boston areas, are also planning to attend......*

▼ ▼ ▼

● ● ● **OUR bustling beagle, Little Snooper, half news hound and half exhausted, loves moving pictures......He even likes stills, which accounts for his current presence down in the mountains of Tennessee ......Thinking that the Crescent Case was a new way of packaging high-proof "corn," his curiosity took him legging into Nashville, the cost of rail travel precluding such luxury (the poor little hound having only one scent)......Well, in Nashville he sniffed a strong rumor that Cornelius, McKinney & Gilbert had prepared the brief in behalf of United Artists and Universal......Little Snooper had a doggone good howl over that, knowing full well that Ed Raftery wrote the factual section, and Benjamin Pepper, of O'Brien, Driscoll & Raftery, the ensuing section devoted to the legal aspects......The boys down in Tennessee didn't see the brief until it had been printed up here, and sent down there via air mail......You can believe Little Snooper......He knows an honest-to-goodness tale......**

▼ ▼ ▼

● ● ● *ODDS AND ENDS:......Virgil C. Sanderlin, one of the survivors of the torpedoed "Robin Moor," has been appointed relief manager for the Wilmer & Vincent theaters in Richmond, Va., by A. Frank O'Brien, city manager. . . .* ● *Peter M. Gagne, for many years owner of the Somersworth (N. H.) Theater, has been renamed to the school board there for the 36th consecutive year......He is a former mayor of Somersworth and at present Collector of Internal Revenue for New Hampshire. . . .* ● *Moth And The Flame Dept.: Jack Cave, manager of the Star, Portland, Ore., like many theater moguls posted signs in his house,—"No Smoking"......Everybody kept in step but Jack......Capt. Ranes, chief inspector for the Portland Fire Department, surprised Mister Cave taking a smoke in the theater during a regular performance, and promptly plastered on him the usual fine.....*

« « « » » »

May Extend Session On All-Industry Unity

(Continued from Page 1)

to the invitation in one way or another.

In reply to a request for further information on the meeting, Abram F. Myers, Allied general counsel, said that "we are trying to do a constructive job without offending anybody or hogging the limelight."

Declaring that Ampa collectively represents the "spirit of the industry's life blood, public relations," Vincent Trotta, president, has asked Myers for permission to have a representative at the unity conference. The letter, sent after a meeting of the board of directors, stated that "we believe that Ampa is entitled to this recognition, especially in view of various announcements that you intend at this meeting to enter into a discussion of public relations."

Myers referred the request to the Allied conference committee.

Metro Selling Plans Up At Chicago Conference

(Continued from Page 1)

stone Hotel. Effect of consent decree sales methods and other problems were talked at the sessions. Advertising and exploitation plans were outlined by Howard Dietz, Si Seadler and William Ferguson.

All M-G-M men in Chicago met Rodgers at the train Saturday morning.

A showing of "Babes in Toyland" was held for the conventioneers Sunday morning at the Esquire Theater.

Bill Bishop, M-G-M exploiteer, stated that a four page supplement to the M-G-M Distributor would be printed here and forwarded to all Metro salesmen.

Metro Films Dominate Chicago Loop Sector

Chicago—Metro pix dominate the Loop this week with "Two Faced Woman" at the United Artists, "Honky Tonk" at the State Lake, "Unholy Partners" at the Roosevelt and "Smilin' Thru" at the Apollo.

Bud Fox, "Jungle Book" Rep.

Bud Fox Enterprises will be the exclusive reps. for commercial licenses in connection with Alexander Korda's "The Jungle Book."

Jack Rose's Circuit In Auto Giveaways

Chicago—Auto giveaways are being revived by the Illinois-Indiana circuit. They will be used largely in the Calumet district during December, with a total of 11 cars to be awarded, according to Prexy Jack Rose.

"HOW GREEN

IS A GOLD

SCRANTON AND V

AS BIG AS IT IS O

Pre-release Openings at Strand in Scranton a
Wilkes-Barre the Most Sensational in the Histor

THANKSGIVING DAY OPENINGS BEA
ANY DAY IN ANY WEEK IN A
EVERY RECORD SHATTER

Full Week's Business of "Week-end In Havana" Equalled By Wil
the Premiere Night Was Greater Than Full Day's Busines

BIG CITY . . . SMALL CITY . .

WAS MY VALLEY"

MINE IN

WILKES-BARRE!

N B'WAY!

d Comerford in
of Both Cities!

EVERYTHING–
Y YEAR!
ED!

kes-Barre In One Day! And
of "A Yank In R. A. F."!

Super-showmandising!

105 trailer prints used in 35 Comerford theatres in advance of openings!

Proclamations by Mayor Loveland of Wilkes-Barre and Mayor Huester of Scranton welcomed picture!

Huge street banners spanned theatre approaches!

Chamber of Commerce, Glee Clubs, Welsh Women's Society, other groups gave great co-operation!

Tremendous newspaper breaks and unstinted plugs from local radio station!

Tremendous turn-out for gala dual openings taxed police lines, snarled traffic, drew countless thousands from a radius of 45 miles!

. HOW GREAT IS MY VALLEY!

COLOSSAL! Terrific! SMASHO!

ORPHEUM, ST. PAUL

225% of

Previous Abbott & Costello Openings!

"Outrageously funny... Abbott and Costello teriffic!"
—*William Boehnel, World-Telegram*

PALACE, LAWRENCE, MASS.

155% of

Previous Abbott & Costello Openings!

"A wild comedy . . . continual laughter!"
–*Eileen Creelman, N. Y. Sun*

"Hilarious!"
–*Howard Barnes, Herald Tribune*

KEITH'S, DAYTON

120% of

Previous Abbott & Costello Openings!

"Rough and tumble . . . should tickle almost anyone's ribs!"
—*Bosley Crowther, N. Y. Times*

FOX, DETROIT

150% of

Previous Abbott & Costello Openings!

"Fast and funny . . . one laugh after another!"
—*Rose Pelswick, Journal-American*

CIVIC, PORTLAND, ME.

215% of

Previous Abbott & Costello Openings!

"Profitable attraction." —*Variety*

"Certain to send grosses zooming!"
—*Showmen's Trade Review*

PALACE, STAMFORD

170% of

Previous Abbott & Costello Openings!

"...Another natural!"
—*Daily Variety*

"Will make money!"
—*Hollywood Reporter*

INDIANA, INDIANAPOLIS

165% of

Previous Abbott & Costello Openings!

BUD ABBOTT and LOU COSTELLO in

"KEEP 'EM FLYING"

with

MARTHA RAYE · CAROL BRUCE

WILLIAM GARGAN · DICK FORAN

CHARLES LANG · SIX HITS

Screenplay by True Boardman, Nat Perrin, John Grant
Original Story by Edmund L. Hartmann
Directed by ARTHUR LUBIN · Associate Producer GLENN TRYON

A UNIVERSAL PICTURE

UNIVERSAL'S CHRISTMAS GIFT TO

STUPENDOUS! Take your choice!

BROADWAY, PORTLAND, ORE.
275% of
Previous Abbott & Costello Openings!

"Reaches the stratosphere for comedy ...It's tops!" —Harold Conrad, B'klyn Eagle

STRAND, BINGHAMTON
160% of
Previous Abbott & Costello Openings!

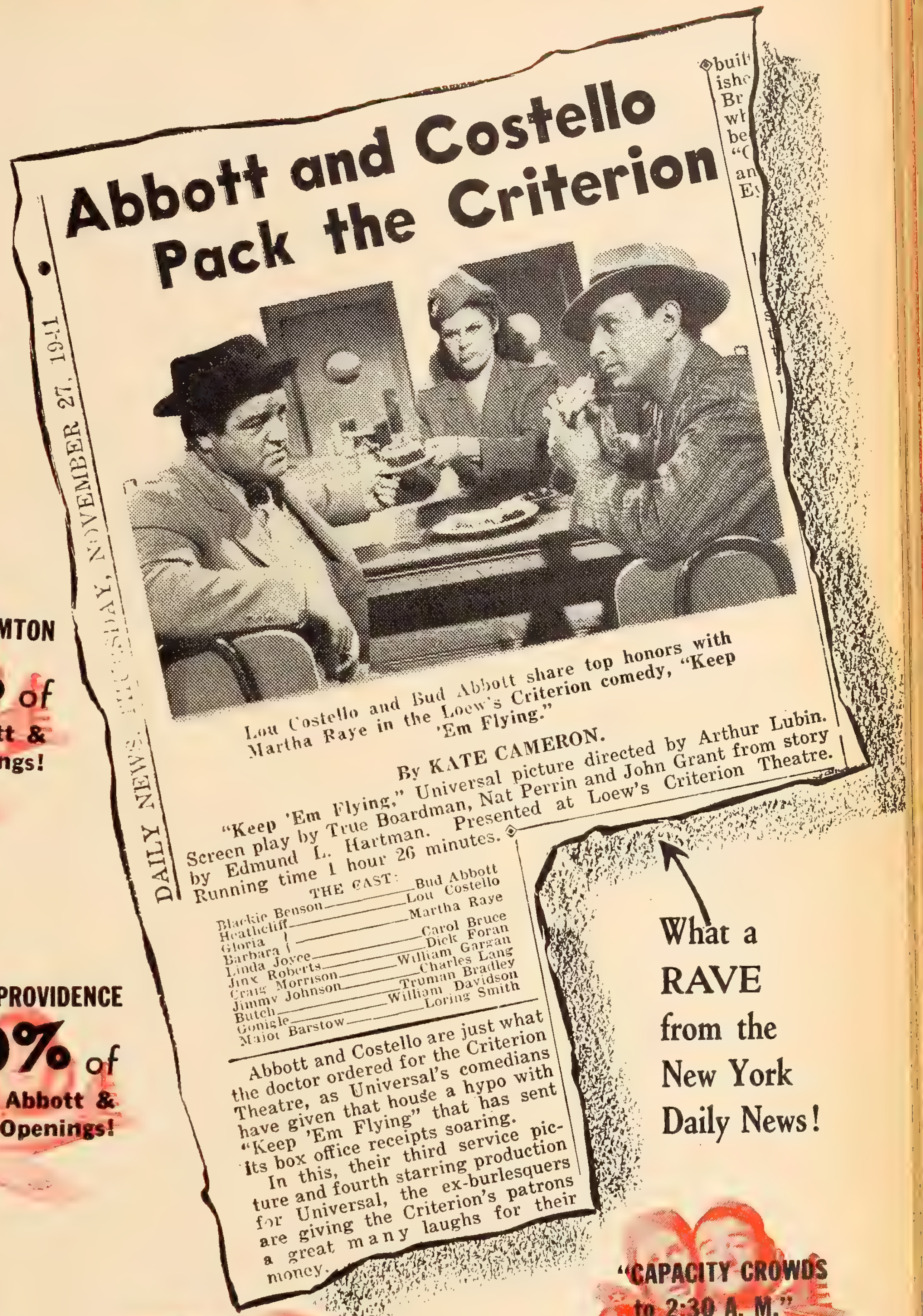
STATE NEW BEDFORD
210% of
Previous Abbott & Costello Openings!

MAJESTIC, PROVIDENCE
130% of
Previous Abbott & Costello Openings!

"Costello is the funniest comedian since Chaplin." —*Film Daily*

"He is in a class by himself!" —*Archer Winsten, N. Y. Post*

"One of the funniest comics that ever lived!" —*Lee Mortimer, Daily Mirror*



DAILY NEWS, THURSDAY, NOVEMBER 27, 1941

Abbott and Costello Pack the Criterion

Lou Costello and Bud Abbott share top honors with Martha Raye in the Loew's Criterion comedy, "Keep 'Em Flying."

By KATE CAMERON.

"Keep 'Em Flying," Universal picture directed by Arthur Lubin. Screen play by True Boardman, Nat Perrin and John Grant from story by Edmund L. Hartman. Presented at Loew's Criterion Theatre. Running time 1 hour 26 minutes.

THE CAST:

Blackie Benson——Bud Abbott
Heathcliff——Lou Costello
Gloria }
Barbara }——Martha Raye
Linda Joyce——Carol Bruce
Jinx Roberts——Dick Foran
Craig Morrison——William Gargan
Jimmy Johnson——Charles Lang
Butch——Truman Bradley
Gonigle——William Davidson
Major Barstow——Loring Smith

Abbott and Costello are just what the doctor ordered for the Criterion Theatre, as Universal's comedians have given that house a hypo with "Keep 'Em Flying" that has sent its box office receipts soaring.

In this, their third service picture and fourth starring production for Universal, the ex-burlesquers are giving the Criterion's patrons a great many laughs for their money.

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What a RAVE from the New York Daily News!

"CAPACITY CROWDS to 2:30 A. M." —*Astor Theatre, Reading, Pa.*

KEITH'S, DAYTON
125% of
Previous Abbott & Costello Openings!

"The answer to a box-office prayer!" —*Motion Picture Herald*

"Score another for Universal!" —*Motion Picture Daily*

UPTOWN, KANSAS CITY
153% of
Previous Abbott & Costello Openings!

RIVOLI, TOLEDO
150% of
Previous Abbott & Costello Openings!

AMERICA'S EXHIBITORS! Now Dating!

Okla. TO Will Hear Kuykendall on Unity

(Continued from Page 1)

Jack Swiger, manager of the Criterion Theater here, was elected a director to fill the unexpired term of W. C. Lewellen, who recently joined the Warner Bros. sales staff.

The address by General McCraw is expected to be one of the most important delivered on the subject of motion pictures. The story behind the talk is that in reading a compendium on the business, the general became imbued with the idea that the industry had been sold to everybody but the public and he decided to follow through on the subject in his speech.

Kuykendall will discuss MPTOA's participation in the Chicago unity conference at the afternoon session. Gov. Leon C. Phillips has been invited to make the address of welcome. Subjects covering all phases of the business will be discussed by authorities at the sessions.

Other speakers will include Ralph Talbot, head of the Talbot circuit; C. B. "Brownie" Akers, of the Griffith circuit; H. C. Jones, collector of internal revenue in Oklahoma City; Oscar Davis, tax expert; Louis Groves of Oklahoma City; Vance Terry, Woodward exhibitor; Lafe Pfeiffer of Dallas; Lou Chatham, Tulsa city manager for Griffith; Leonard White, Weatherford; Homer Jones, Alva; Ed Crews, Waurika, and Max Brock, Lawton.

Bishop Asks Public Fight On Garbo Pix in Syracuse

Syracuse, N. Y.—An appeal to Syracusans generally to protest "most vigorously" against presentation of "Two-Faced Woman," current at Loew's State, was made in an unusual statement made public here by the Most Rev. Walter A. Foery, Bishop of Syracuse.

Legion of Decency's condemnation of the Garbo pic was cited from the pulpit of all Catholic churches in the Syracuse see yesterday; latter is part of the archdiocese of New York whose priests were directed by Archbishop Spellman to so act.

Chi. Censor Board Passes Garbo Film With Cuts

Chicago—The Chicago board of censors has given Metro's Greta Garbo picture, "Two-Faced Woman," a general permit, with cuts.

The picture was scheduled to open Saturday at the B & K United Artists Theater.

Baltimore—M-G-M's "Two-Faced Woman" has been passed by the Maryland Censors without elimination.

Metro to Start New Film

Hollywood—Metro will begin production on "Then There Were Two" by John C. Higgins immediately. Fred Zinnemann will direct and Jack Chertok produce. Van Heflin, Marsha Hunt and Lee Bowman have the leads.

THE WEEK IN REVIEW

Chi. Unity Meet Dec. 9—Manpower Shifts

by L. H. MITCHELL

UNITY PROGRAM: Allied's all-industry meeting on its unity program has been set for Chicago Dec. 9. All PCC units and the ITOA have signified their intention of sending representatives to the gathering. Th PCC pointed out that a fair trade practice code was essential to any unity plan.

* * *

ANTI-FIVE: Strategy plans in the Minnsota anti-five law became entangled during the week with the distribs. wanting the criminal cases heard first and the Ramsey Co. (Minn.) Attorney holding out for trial of civil actions first. W. J. Glaser, operator of two Faribault theaters, closed his "A" house, the Paradise, claiming inability to get product because the four majors who obtained permission of Federal Judge Henry W. Goddard to sell their season's product in Minnesota are asking such high prices that he can't pay them. He is consulting lawyers looking towards a suit against the four majors. . . . AITO of Iowa and Nebraska decided at last week's convention to seek an anti-five law in their states if Minnesota's statute is held constitutional.

* * *

APPOINTMENTS: Gradwell L. Sears, UA vice-prexy in charge of distribution appointed Carl Leserman, his former assistant at Warner Bros., to be general sales manager of UA. . . . Tom J. Connors joined 20th Century-Fox as assistant to Prexy Sidney K. Kent. His contract is for five years. . . . Cresson E. Smith left RKO and was named Los Angeles branch manager for UA. . . .

* * *

PROMOTIONS: Walter Branson was promoted by RKO to be Western division manager; Jack Osserman was made Midwest district manager, succeeding Branson; Sam Gorelick, Chi. salesman, was promoted to Osserman's former post of Chi. branch manager. . . . Warner Bros. promoted Norman J. Ayers to be Eastern district manager, and Harry Seed to be Central district manager. . . 20th Century-Fox named Charles Mayers its Far East supervisor.

* * *

THIS AND THAT: Warner Bros. reported a 52-week net of $5,429,302, nearly double its 1940 net. . . . Will H. Hays presented a check of $50,000 to the Red Cross, amount being part of the "take" of "Land of Liberty". . . . George J. Schaefer, on eve of leaving for the Coast, stated that he would sign a new, long-term contract as president of RKO Radio Pictures. He stated that Joseph I. Breen, in charge of production, was not leaving the company. . . . Nathan D. Golden, film expert of the D of C, may be drafted to advise the Government on film priorities. . . . U. S. plans trial of the "Little Three," to bring them under the consent decree, in April. Distribs. will oppose so early a trial. . . . Metro's Exhibitors Forum, which held its first meeting last week in Columbus, O., in conjunction with the annual convention of the ITO of Ohio, was described by Pete J. Wood as a big success and as starting a new trend in producer-exhibitor relations. . . . WB shifted responsibility for bookings and play-off to its zone managers. . . . Abram F. Myers told delegates to the ITO of Ohio convention that the distribs. need the indie exhibs. The Ohio ITO tabled the resolution condemning the five majors for alleged violation of the consent decree by forcing shorts and newsreels and some features to get other features. . . . United Artists and Universal filed final briefs in the Government's Crescent Circuit anti-trust trial, taking issue with the Gov't's theory of film buying power. . . . Film stars will boost the sales U. S. savings bonds and stamps by making at least one appearance for that purpose in each town where they make a personal appearance.

250 to Attend Dinner For Rubin and Manente

New Haven—With over 250 reservations made, Nat Rubin, new manager of the Lyric, Bridgeport, and Frank Manente, new assistant at the Globe, Bridgeport, will be feted at a testimonial dinner-dance tonight at the Seven Gables Inn on the Milford Turnpike. They'll get a purse.

Morris Mendelsohn, attorney for Loew-Poli, will be toastmaster, and Harry F. Shaw, Loew-Poli division manager, Lou Brown, publicity chief, and Robert E. Russell, manager of the Loew-Poli, under whom both young men worked until recently, will present greetings. Arrangements are in charge of Russell, Robert Portle, College manager, and Ted Teschner, Bijou manager.

Coward-Glazer May Make "Blithe Spirit" as Film

West Coast Bureau of THE FILM DAILY

Hollywood — Producer Benjamin Glazer has returned to Hollywood after a six-weeks' business stay in New York, with the question of his proposed screen version of Noal Coward's stage comedy success, "Blithe Spirit" still pending. There is a possibility of Coward and Glazer co-producing the picture version.

In the East, Glazer conferred with United Artists executives in regard to the releasing of the producer's next package deal picture. His "Paris Calling," starring Elisabeth Bergner and Randolph Scott, will be released shortly.

Crescent Arguments May Take All Week

(Continued from Page 1)

to Thurman W. Arnold of the D of J. Alan N. Doby or Seymour Simon may also speak for the plaintiff. George H. Armistead, Jr., chief counsel for Crescent, will lead for the defendants with William Waller to be heard later.

Edward C. Raftery, new p[illegible]dent of United Artists, is back in Nashville to plead for United Artists and Universal. One or more members of the local firm of Cornelius, McKinney & Gilbert will assist in the argument for the distributors.

Muscle Shoals Theaters, classed as a separate exhibitor defendant, will be represented by W. H. Mitchell, of Florence, Ala.

It is considered probable that a full week will be consumed in hearing all attorneys. Judge Davies has promised that he will render a decision within 25 hours after the argument ends. His statement that he "would be through with the suit after rendering a decision unless reversed by the Supreme Court" has been taken to mean his court will not agree to the "policing" asked for in the Government's plea for restraint against Crescent and other defendants.

Present for the final session of the case are Willard McKay, counsel for Schine, of Buffalo, and Henry G. Griffin, counsel for Griffith, Oklahoma City.

Detroit Exchange Workers Begin Negotiations

Detroit—Negotiations started Friday for film exchange employes, with union presenting demands. Details were not available.

Discussion was held between branch managers, with John Howard, Paramount manager, named as committee chairman.

Hear Ashton Complaint Tomorrow in New Orleans

New Orleans—Hearing on the complaint filed by the Ashton theater here to get the same clearance as the United Theater chain has been set for tomorrow. Upon failure of the interested parties to agree on an arbitrator from a list of 10 submitted, the AAA has assigned Philip B. James to hear the complaint.

Pequot Theater Intervenes In Grand Arbitration Case

New Haven—The Pequot Theater has intervened in New Haven's sixth arbitration complaint, that of Grand Theater Corp., operator of the Grand, against RKO, Loew's, Inc., Vitagraph, and 20th-Fox, asking reduction of the Pequot clearance to seven days.

Contract Players' List Hits New High

(Continued from Page 1)

ames of players—and rightly— the consent decree. Since the nception of the decree, the majors —those selling under the decree—have consistently added any available names, and the more far-sighted ones are making heavy investments in unknown, younger people. Columbia, Universal and Republic, although selling independently, have, in self-defense, padded their flesh-pockets to the bursting point.

Para. Leads the Roster

Paramount, leading the pack with neophyte material, also carries the heaviest staff of contract performers with 79 stars and feature players, and 26 "outsiders" committed to play in early productions. This is the heaviest player payroll carried by Paramount in years and doesn't appear to have reached its peak, as additions have consistently been made since Buddy DeSylva took charge of production.

Twentieth Century-Fox, discarding completely its policy of retrenchment established by Darryl F. Zanuck a couple years ago when the studio's contract list was cut to the bone, now sports an all-time high in Saturday night pay checks with 85 stars, players and stock contract people working steady. Twentieth is also borrowing heavily and using a larger number of off-the-lot actors than ever before. This is in contrast with a weak list of 45 in 1939.

Warners Double Contract Players

Warners has announced a 50 per cent increase in its actor staff above last year, with 19 stars and 70 featured players working on the Burbank lot. The Warners are also going in heavy for mutual loanouts, having used 39 players from other studios in recent months in exchange for the services of some of their biggest names. It may be noted that in August, 1939, Warners carried only 36 contractees.

M-G-M blithely continues along the same lines it has followed through good and bad days, with a roster of 86 players. Most Metro stars are thoroughly established box-office names and the studio is still canny in its choice of, and its decision to make investments in, newcomers.

Of the major independents, Universal is on top with 55 players; Columbia, where the practice has always been to borrow or buy as needed, has 50 people under contract, but many of them are split contracts with other studios, or commitments with prior right to services, from free-lance stars and players.

Republic Has 32 Termers

Republic has 32 termers on the lot, which is 50 per cent higher than last year, and does a steady business in borrowed talent—mostly from Paramount—which studio appears to have a farming agreement with the valley lot.

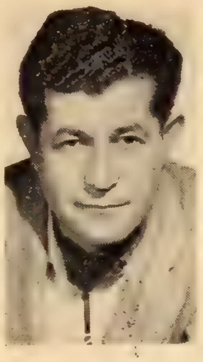
All of these independents admit they are carrying more people now than they ever have.

Because of commitments to more than one studio, and because of the limited-number-of-picture-a-year-on-the-home-lot deals, it would take a thorough check of the legal departments of all the studios to accurately ascertain the exact "owning" assets of each company. But it is certain that Hollywood has reached boom times for actors, and that studio payrolls are heavier than they have been in a great many years—if not in its entire history.

WHO'S WHO IN HOLLYWOOD

• • • *Introducing Interesting Personalities* • • •

WILLIAM H. PINE, producer. Born in Los Angeles Feb. 15, 1896. Educated in L. A. prep. schools and Columbia University. Entered newspaper field as reporter and editor in New York City. Switched to show biz by handling publicity on Broadway productions and the old Hipp. Later produced Broadway shows on his own. Re-entered newspaper game with the Los Angeles Herald, then back to show biz via publicity for B. P. Schulberg's Preferred Pictures. Next exploited Gilda Gray, shimmy queen. Joined B & K in 1924, and in 1932 went to Paramount to establish an ad-exploitation dept. at the studio. Later, became studio ad-publicity director. Subsequently joined Cecil B. De Mille as associate producer on such pix as "The Plainsman," "The Buccaneer," NWMP and "Reap the Wild Wind." During the past year in association with Bill Thomas has headed his own Paramount producing unit, the William H. Pine Corp. Latter thus far has turned out five pix—"Power Dive," "Flying Blind," "Forced Landing," "No Hands on the Clock" and "Torpedo Boat." To come are "I'll Be Back in a Flash" and "Wildcat."



Buffalo Variety Club Will Elect Tonight

Buffalo—Annual election of officers of Variety Club of Buffalo, Tent No. 7, is scheduled for tonight.

Its Christmas party for children of members, featuring a Christmas tree, Santa Claus, toys, candy and other Yuletide adjuncts, is set for Dec. 21. On the committee are Elmer Lux, Sydney Samson, Syd Lehman, Phil Fox, Irving Fried, Melvin Schwartz, Robert Murphy and Murray Whiteman.

Lehman, Fox and Whiteman comprise the committee preparing for the club's annual New Year's Eve party.

"Cavalcade of Aviation" Preview Set for Banshees

Universal's special featurette, "Cavalcade of Aviation," will be previewed on Dec. 11 at a luncheon given by the Banshees for Capt. Eddie Rickenbacker as the first step in the planned "feature selling" of the short, according to Bernie Kreisler, short subjects sales manager. A week later, two world premieres of the subject will be held in Dallas and Dayton.

Dorothy Stone Releasing 6 Old Time Film Subjects

Dorothy T. Stone Film Library, 155 Riverside Drive, is releasing six more old-time film subjects as a Flicker Frolics series. They include "The Race for Life," a Mack Sennett-Keystone Kops comedy; "Little Country Mouse," with Blanche Sweet and Wally Reid; "Dealing for Daisy," with William S. Hart; "Maggie's First False Step," with Wallace Beery; "Leading Lizzie Astray," with Fatty Arbuckle, and "Whose Baby?" with Gloria Swanson and Bobby Vernon.

Films are being booked in units including a comedy, melodrama, gag slides and song slides for community singing.

Five MCA "Name" Bands In Soundies Package Deal

West Coast Bureau of THE FILM DAILY

Hollywood—In the first deal of its kind made in the new Soundies industry, Sam Coslow has entered into a bulk transaction with MCA, whereby Coslow's RCM Prods., Inc. contracts for five "name" bands—Ray Noble, Bob Crosby, Skinnay Ennis, Ted Fiorito and Jan Garber, to appear in a total of 40 Soundies during the next 12 months.

Sixth band Coslow has contracted for is the Duke Elligton outfit, with the Wm. Morris agency, and negotiations are on with the same office for Paul Whiteman.

F & M Stage Show Being Produced for Army Tour

West Coast Bureau of THE FILM DAILY

Hollywood—Edward Arnold, vice-president of USO-Camp Shows, Inc., announced Friday that a Fanchon & Marco stage show is being produced here for the "live show" entertainment program being sponsored for a Red, White and Blue circuit of 206 Army camps and Naval stations.

Detroit Business Equals That of 1940

(Continued from Page 1)

dence. Actually, however, conditions are much worse than indicated. It was just over a year ago that business in theaters in this territory slumped, so that trade is about 30 to 40 per cent below the preceding quarter, of 15 to 18 months ago, which may be considered the last "normal" period.

Business has been on the upgrade for a few weeks past downtown, but it is primarily a result of seasonal conditions. The cooler weather has sent people with surplus cash and time into the theaters instead of out into the country for motoring.

Exhibitors are just beginning to worry over priorities unemployment which may shortly cause a catastrophic slump of employment in this allegedly one-industry town by far the largest of that class anywhere; so far, aside from a little tendency to think of saving, and squawks over higher prices of about everything they buy, the average worker appears to be spending for amusement—but cautiously.

Result is that major houses find business grosses just about as they did a year back—after they had the earlier 1940 slump.

Nabe houses have not been so fortunate. Their reports show drops below even the belated slump figures of a year back, of an additional 10 to 30 per cent—so they probably run around 50 per cent under the figures of a year and a half back. This situation persists despite increased film rentals, labor costs, supply bills, and the many incidentals of operating. (About the only thing, one exhibitor commented, that hasn't been raised, is the light bill.)

Slightly increased prices in some situations have somewhat offset some of the loss, while operating economies, not very well defined, or coordinated as far as observable, have helped elsewhere.

Casting "Girls' Town"

West Coast Bureau of THE FILM DAILY

Hollywood — Jack Schwarz and Lou Brock, producing under the name of Preference Pictures, are starting to cast their first picture, "Girls' Town." In the director's seat will be Vic Halperin; first assistant, Arthur Hamburger; second assistant, Eddie Sierra, with the screenplay credits going to Gene Kerr and Lou Brock.

Break for Femmes

Lexington, Ky.—The Ben Ali and Kentucky theaters of this city are co-operating with Lexington merchants in presenting special free morning shows to the wives and children of tobacco growers, who will sell their tobacco here today at the world's largest burley tobacco market. Same program, topped by "Gold Rush Maisie," will be presented at both theaters.

SAN

LOOK WHO'S LAUGHING!

BIG CITY.. SMALL TOWN.. IT'S MOWING 'EM

NCISCO'S *Laughing* with a terrific two weeks and a socko THIRD-WEEK HOLDOVER at the Golden Gate.

LOUISVILLE'S *Laughing* with the biggest single day's business in the history of the Strand..and a happy HOLDOVER!

BUFFALO'S *Laughing* with a HOLDOVER on top of an opening day that broke all records of the 20th Century Theatre!

OKLAHOMA CITY'S *Laughing* because of the tremendous first week's business that brought a HOLDOVER.

READING'S *Laughing* at the biggest business done by the house in months and months.

They're laughing in Glens Falls and Elmira, N.Y., where the picture did 50% better than the sock hit, "Kitty Foyle"... and in Gloversville, and Dunkirk, N. Y., where it also topped that top grosser ... They're laughing with better-than-"Kitty Foyle"-business in Amarillo, Colorado Springs, Pueblo, Kokomo, Waterloo, and Springfield, Ohio ... THEY'RE LAUGHING COAST TO COAST, because there are more openings and more holdovers this week and next as RKO's giant of laugh shows gets rolling everywhere!

OWN

EDGAR BERGEN *and* **CHARLIE McCARTHY**

FIBBER McGEE **MOLLY**

LUCILLE BALL

in

"Look Who's Laughing"

with

THE GREAT GILDERSLEEVE

RKO
RADIO
PICTURES

Produced and
Directed by
**ALLAN
DWAN**

Story and Screen Play
by James V Kern

Variety Clubs Plan 9 Additional Tents

(Continued from Page 1)

in view of the coming Ampa luncheon which will honor the national clubs.

Other cities on the national clubs' list for prospective tents are Portland, Ore., Seattle, Chicago, San Francisco, New Orleans and Denver.

The tent in Albany will be reinstated on Dec. 8 as part of the festivities attending the testimonial dinner for Moe Silver. The charter will be returned formally at a luncheon on that date.

Bob O'Donnell will be active during the coming year on expansion plans and is expected to visit the potential tent sites and stimulate interest.

Deny Rental Ceiling Placed in Dominion

(Continued from Page 1)

John A. Cooper, chairman of the Canadian Motion Picture Distributors Association, said that he had made the same report to Carl Milliken of the MPPDA in New York regarding the rumor "which probably started when someone phoned his office that the ceiling would be applied."

Col. Cooper stressed that stabilizing of theater admission prices, starting today, came under a special order in council passed by the Government Nov. 1, and that the film business was not affected by a previous general order for other retail trades. The board had not announced that the regulations were applicable to any wholesale prices.

Cooper conceded that a ceiling might be ordered on film rentals "some time in the future," but emphasized that under present regulations, distribs. were not affected. Cooper declared he knew nothing of the organization of the Government Export Corp. to absorb the rising cost of imported goods to safeguard Canadian business and felt this was not applicable to the film rental situation because theater prices are controlled under a separate Government order.

Union Elects Mungovan

Rochester—Michael J. Mungovan, stage manager at Loew's Rochester. vice-president of the New York State Federation of Labor and head of Local 25, stage hands. has been made business manager for life of the local.

Oklahoma's History, Autry Pix Setting

West Coast Bur., THE FILM DAILY

Hollywood—Republic has set "The Vanishing Pioneers" as a picture for Gene Autry. It will be the history of the State of Oklahoma and several writers have been set to do research work and delve into the story.

REVIEWS OF NEW FILMS

"Louisiana Purchase"

with Bob Hope, Vera Zorina, Victor Moore, Irene Bordoni

Paramount 98 Mins.

FINE POP MUSICAL, PACKED WITH LAUGHS AND EYE-FILLING PRODUCTION VALUES. WILL SCORE EVERYWHERE.

Ability of the motion picture to vastly enhance the scope and power of the most successful stage offerings is resoundingly exemplified by Paramount's celluloid version of "Louisiana Purchase," originally a footlight sensation.

Associate Producer Harold Wilson gives film fans these, among other, delights: Footage in magnificent Technicolor, richer in hues than the most extravagant legit production can devise; a story enacted with grandiose sweep; production numbers of size and beauty impossible to fashion beneath any extant proscenium arch; and action more swiftly paced than could ever be the achievement of the flesh medium.

Too, pic patrons get these important entertainment elements in "Louisiana Purchase": Bob Hope at his clowning best; Vera Zorina at her terpsichorean tops and climactic charm; Victor Moore who all but steals the picture via his rollicking interpretation of the character, Senator Oliver P. Loganberry; Irene Bordoni, who carries the secondary femme role with ability and dash; and Irving Berlin songs, tantalizing in their tunefulness.

Yes, and in "Louisiana Purchase" theatermen have a prize package to vend. The quartet of principals make this a "four star" opus, and a dozen devastatingly beautiful girls make it a 12 "belle" affair. The story is an hilarious travesty on Louisiana politics. Bob Hope's power of attorney, held by a clique of grafting associates in the Louisiana Purchasing Co., is abused, and he is made the "fall guy" of a subsequent investigation launched by a U. S. Senator.

The latter, Victor Moore, from a New England state, appears in New Orleans to examine the company's books. To extricate themselves, the guilty clique forces Hope to try to frame the Senator. Accordingly the latter is lured to a private dining room in a fashionable restaurant run by Irene Bordoni. There, Hope's ostensible "secretary," Vera Zorina, sits on the stubby Senator's lap while flash-photos are made of the incident.

In typical musical comedy fashion, Hope, at the finale extricates himself from his business predicament (and political jam, as well) and wins and weds Zorina whose pangs of conscience, anent her part in the Senator's frame-up, had moved her to announce her betrothal to the outraged legislator. The climax scene is a side-splitting travesty on the filibuster which Jimmy Stewart enacted in Columbia's "Mr. Smith Goes To Washington." Highlights of the film include the belly-laugh sequences of Victor Moore in the restaurant; Zorina's ballet numbers; the fashion display; the Mardi Gras; and Bob Hope's girdle bit.

"Louisiana Purchase" is a swell pop picture. Its aim is to rousingly entertain. It succeeds. Irving Cummings' direction is fine, and photography by Harry Hallenberger and Ray Rennahan is of the same stamp.

CAST: Bob Hope, Vera Zorina, Victor Moore, Irene Bordoni, Dona Drake, Raymond Walburn, Maxie Rosenbloom, Frank Albertson, Phyllis Ruth, Donald MacBride, Andrew Tombes, Robert Warwick, Charles LaTorre, Charles Lasky, Emory Parnell, Iris Meredith, Catherine Craig, Jack Norton, Sam McDaniel, Kay Aldridge, Katherine Booth, Alaine Brandes, Barbara Britton, Brooke Evans, Blanche Grady, Lynda Grey, Margaret Hayes, Louise LaPlanche, Barbara Slater, Eleanor Stewart, Jean Wallace.

CREDITS: Associate Producer, Harold Wilson; Director, Irving Cummings; Screenplay, Jerome Chodorov, Joseph Fields; Based on Musical Comedy by Morrie Ryskind, from a story by B. G. DeSylva; Sound Mixer, Earl Hayman; Film Editor, LeRoy Stone; Art Directors, Hans Dreier, Robert Usher; Photographer, Harry Hallenberger; Color Cameraman, Ray Rennahan; Songs, Irving Berlin; Setting and Costumes, Raoul Du Bois.

DIRECTION, Fine. PHOTOGRAPHY, Ditto.

☆ SHORTS ☆

"Junior Battle Fleet"

Universal 9 mins.

Standard Stuff

Another collection of oddities gathered from near and far in the Stranger Than Fiction Series. Reel starts off with a shot of a lad that builds model boats. Others include the world's smallest editor, a Texas lad who designs women's hats, a woman that makes ornaments from pine cones, a couple that tours in a trailer made of spruce logs and the only thimble manufacturing plant in the world. Last is to be found in Philadelphia.

"California or Bust"

RKO 18 mins.

Pleasing

A miniature western wherein Ray-Whitley and his Six Bar Cowboys perform musically and in the traditional outdoor manner. Story is a framework for the musical sequences featuring Ray Whitley and his crew. Boys join a small wagon train headed for California and the gold rush. Folks who like cowboy melodies will enjoy this one.

"Who's a Dummy?

RKO 17 mins.

It's Slapstick

Leon Errol gets tangled up again in a mass of confused circumstances stemming from his misconception about his wife's activities. After hearing a cab driver's tale about his wife's infidelity climaxed by the woman shooting the other man, Errol becomes upset and follows his wife where, unknown to him, she is rehearsing in an amateur theatrical play. He thinks his wife is acting in a manner similar to the cabbies' wife and there is where the confusion begins. All done in the familiar Errol technique. It's hilarious in spots.

Nazis Ship 100 Pix To Peru Thru Japs

Lima, Peru (By Cable)—Film ci cles are buzzing here with the nev of a shipment of approximately 1(Nazi films which arrived at the Po of Callo aboard a Japanese liner. was generally agreed the Nazis ar utilizing their Nipponese Axis par ner for flooding Latin America [illegible] propaganda films. Among the h are some made in Occupied Franc under Nazi domination. In additior a good share of the films are reported to be filled with anti-Semiti propaganda.

Paramount Employes Ass' Votes for CIO Affiliation

(Continued from Page 1)

sional Employes Guild, Local 109 of the United Office and Professiona Workers of America.

SOPEG now boasts a majority o industry white collar workers in its union with units at Loew's, Columbia, 20th-Fox, RKO and Nationa Screen. The Screen Readers Guil is also affiliated with SOPEG and it is understood membership of the Screen Publicists Guild is again considering affiliation.

Conferences with producers, a union spokesman stated, are scheduled for all next week in connection with wages and recognition.

SPG Okays Action Campaign To Force Producers in Line

The Screen Publicists Guild of New York, at a special membership meeting last Thursday night at the Hotel Piccadilly, approved a program of action directed against the producers participating in the contract negotiations which were broken off last Monday.

Resolution called for action campaign "in every direction possible, and with the full impact of its craft talents, to secure the resumption of collective bargaining in which the element of good faith on the part of the producers will be assured."

Telegram from Lesley Mason, president of the Hollywood SPG, to Prexy Joe Gould of the New York guild said that the Coast unit is "heartily in accord with every endeavor on your part to attain a satisfactory agreement."

Air Mirror's Award to David O. Selznick

The New York Mirror Award for the "outstanding producer of motion pictures" will be presented to David O. Selznick tomorrow noon when he will be the guest of honor on the Kate Smith daytime program over the CBS network. Kenneth McCaleb, Sunday editor of the Mirror, will present the award.

FILE COPY
DO NOT REMOVE

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

80, NO. 108 NEW YORK, TUESDAY, DECEMBER 2, 1941 TEN CENTS

GOV'T HAS NEW THEORY IN CRESCENT SUIT

Para. Will Redeem 3¼% Issue from Current Cash

No Financing Is Involved; $27,000,000 Cash Position Said Best in History

Paramount will redeem and pay for all of the outstanding 3¼ per cent convertible debentures from current cash and without financing, it was reported yesterday. Cash position of Paramount and subsidiaries is said to be the best in the history, the company having $27,000,000 on hand. The debentures are called for payment on Dec. 12 at par.

Meanwhile, it was learned that

(*Continued on Page* 5)

Censorship Revamp Urged in Providence

Providence—Providence Journal editorially calls for a re-examination of the system of censorship here as a result of the issue developed locally over the barring of Metro's Garbo pix, "Two-Faced Woman."

Paper, which sent its critic to catch the pic in Springfield, Mass., after the city's police censor, echoing the Legion of Decency ban, had

(*Continued on Page* 5)

Springfield Bans Garbo Pic After Three Days

Springfield, Mass.—Acting after receiving a "number of complaints," and the further review of the pic by a policewoman, the police department late Saturday banned "Two-Faced Woman" which had

(*Continued on Page* 6)

Schaefer Contract Renewal "Very Soon"

"Nothing new to report," George J. Schaefer, RKO prexy, declared yesterday when he arrived from Hollywood. He said there had been no changes made at the studio during his short stay there. Concerning the renewal of his contract, Schaefer stated that will be taken care of "very soon."

EXPECT McLENDON DECISION APPEAL

Arbitrator's Dismissal of Complaint Stirs Texas Industry; Col. H. A. Cole is Critical

Dallas—Dismissal of the arbitration clearance case filed by B. R. McLendon, owner of the State and Texan Theaters, Atlanta, Tex., by J. B. Adue, Jr., arbitrator, has created considerable discussion here inasmuch as the wording of the decision did not appear to be specific in the opinion of local observers.

Opinion in Dallas is that the decision kicked the complaint out without telling the complainant why except in unspecific terms. An appeal appears likely.

Adue wrote: "After hearing and considering the testimony of all character, pertinent and non-pertinent to the controversy involved under Section VIII of the consent decree, the complainant has not sustained his complaint. Award: that the com-

(*Continued on Page* 4)

G-Men Nab Missing Nick Dean in Chi.

The elusive and much sought after Nick Dean, alias Nick Circello, was picked up yesterday by FBI agents in Chicago on the charge of conspiring to extort $1,000,000 from the motion picture industry. J. Edgar Hoover, director of the FBI, announced yesterday.

Trial of Dean and Louis Kauf-

(*Continued on Page* 2)

Edmund Grainger Signed To 3-Year Republic Pact

West Coast Bureau of THE FILM DAILY

Hollywood—M. J. Siegel, president of Republic Productions, Inc., announced yesterday that his company had signed producer Edmund Grain-

(*Continued on Page* 6)

Cort Award Upheld, Wording is Modified

An arbitrator's award reducing the 21-day clearance of the Cort Theater, Somerville, N. J., over the Playhouse, Raritan, to seven days has been upheld by the Appeals Board, although the wording of the award has been modified.

According to the Appeals Board ruling, the arbitrator, in his award,

(*Continued on Page* 6)

Murphy is Braden Aide; In Charge of Pix Tribunals

James J. Murphy, regional director of all motion picture tribunals West of the Mississippi, has been named assistant to J. Noble Braden, executive secretary of the

(*Continued on Page* 4)

N. W. Allied Hints Legislation

Bulletin Says Anti-Five Law Not Enough

Minneapolis—Some leading Minnesota exhibitors believe that consent decrees, fair trade practice codes and the like must be written into the fundamental law of the states and the Federal Government before any equity or relief can be obtained, according to Fred Strom, executive secretary of Northwest

(*Continued on Page* 4)

Ryans of Ithaca File Arbitration Complaint

An arbitration complaint involving some run and clearance has been filed in Buffalo by James, John and William Ryan, operators of the Ryan-Ithaca Theater, Ithaca, against

(*Continued on Page* 6)

Charges Series of Monopolies to Eliminate Indie Competition to Crescent

By P. R. RUSSELL
FILM DAILY Staff Correspondent

Nashville—A monopoly or series of related monopolies, to which all moving picture distributors were partners, designed to eliminate local, independent competition to the Crescent Amusement Co. and affiliates in order to maintain admission price levels, was the theory advanced by Robert L. Wright and Alan N. Doby, Government counsel, in the first day of final argument in the U. S. anti-

(*Continued on Page* 8)

RKO Depinet Drive Will Start Dec. 20

RKO's 1942 Ned Depinet Drive, annual billings campaign, will run for 20 weeks from Dec. 20 to May 8, it was announced yesterday. Drive will be headed by Nat Levy, Eastern district manager, with Philly headquarters.

With Harry Gittleson, who edits

(*Continued on Page* 8)

"Ball of Fire" is Anti-Gloom Gun

RKO Radio sneak previewed last night in RKO Proctor's, New Rochelle, what is destined to be one of the current season's brightest laugh fests. In these days when industries are turning out all manner of weapons, the film factory of Samuel Goldwyn comes along with "Ball of Fire," as nifty a piece of anti-gloom ordnance as pix fans could wish for. Of high calibre and primed with laughs from breech to muzzle this production is certain to score a direct hit in every sector of the exhibition field. (For review turn to Page 5 and for column comment turn to Along the Rialto on Page 4).

MORRIS

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Monday, Dec. 1)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	8⅛	7¾	7¾	— ½
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	....	....	....	.....
East. Kodak	133	132⅞	133	+ ¾
do pfd.	176	176	176	.....
Gen. Th. Eq.	12¼	12¼	12¼	— ⅜
Loew's, Inc.	38	37¼	37⅝	— ⅜
do pfd.	....	....	....	.....
Paramount	15¾	15⅝	15⅝	.....
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	14¼	14⅛	14¼	.....
RKO	....	....	....	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8⅝	8½	8⅝	— ⅛
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5⅝	5¼	5⅝	+ ¼
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	100½	100½	100½	.....
Warner Bros.' dbs. 6s48	96½	96½	96½	.....
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	⅛	⅛	⅛	.....
Sonotone Corp.	....	....	....	.....
Technicolor	8¼	8	8¼	— ⅛
Trans-Lux	⅝	½	½	.....
Universal Corp. vtc.	9¼	8¾	9¼	+ ⅝
Universal Picts.	30½	29½	30½	+ 3

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COAST TO COAST

G-Men Nab Missing Nick Dean in Chicago

(Continued from Page 1)

man, business agent of the Newark projectionists' local of the IATSE, is expected in the near future, it is understood. Dean was rushed to New York by airplane where his arraignment is expected this morning.

The FBI has been seeking Dean since July 9 as a material witness in the Browne-Bioff trial and also as a defendant under the indictment. According to the Government, Dean has been closely associated with George E. Browne and Willie Bioff for a number of years in the IATSE and acted as their bodyguard.

Dean accompanied Bioff and Browne to New York and participated in negotiations which were carried on with leading film executives on payoffs, the Government asserts. Dean is considered one of the men who actually promoted the selection of Browne and Bioff as officials of the IATSE.

Red Kann's Mother Dies; Funeral Rites Tomorrow

Mrs. Bertha Kann, mother of Red Kann, trade paper editor, died yesterday at the Post Graduate Hospital from pneumonia resulting from a fractured hip. She was 77.

Funeral services will take place tomorrow at 11 a.m. at the Brooklyn Funeral Chapel and interment at tht Mt. Carmel cemetery. Dr. I. A. Aaron will officiate. Services will be private and the family is requesting no flowers.

Surviving are four sons, Maurice D., George E., manager of Loew's Willard, Ben, an auto dealer in Boston, and Solly, an advertising salesman. Also Mrs. Kann's two sisters and two brothers.

Ascap Names 2 Com'tees On Writer Complaints

Two committees were named late yesterday by Ascap to look into the dissatisfaction of writers over classification. The committees will hear all suggestions and formulate recommndations for the board. Several reclassification plans have been suggested and will be studied.

Writers' committee is composed of three board members, Otto Harbach, Geoffrey O'Hara and George W. Meyer, plus Edgar Leslie, John Redmond, Harvey Enders and Stanley Adams.

On the publishers' committee are all 12 board members, plus Sam Fox, Buddy Morris and Carl T. Fischer.

Lasky Speaks in Hannibal

Hannibal, Mo.—Jesse L. Lasky spoke here yesterday at the annual Mark Twain anniversary celebration.

Music Hall Holds "Suspicion"

Radio City Music Hall is holding RKO's "Suspicion" for a third week.

NBC Shows Large, Small Screen Tele for FCC Execs.

The National Broadcasting Company yesterday demonstrated the RCA-NBC color television on both large and small screens for Chairman James L. Fly and other members of the Federal Communications Commission. Demonstration lasted about two hours and was preceded by screening of black and white tele to show the contrast. While showing keen interest in the color tele, the FCC execs, as usual, offered no comment.

A. H. Morton, NBC vice-prexy in charge of television, was in charge of the demonstration.

PCC Reps. to Meet Monday With Brandt on Unity Plan

Representatives of the Pacific Coast Conference of Independent Theater Owners will meet in Chicago on Monday with Harry Brandt, ITOA president, to consider points that are expected to be brought up on Tuesday at the all-industry unity meeting.

An agreement on some formula for unity may be reached among the two groups before the general meeting opens the next day and whatever suggestions come out of the preliminary gathering will be submitted to the formal sessions.

Fox Asks Permission To Change His Guilty Plea

Philadelphia—Attorneys for William Fox yesterday asked the Federal Court here to allow Fox to withdraw his plea of guilty to the charge of conspiring to obstruct justice and defraud the Government.

U. S. Attorney Gerald A. Gleason, acting, he stated, under instructions from Attorney General Francis Biddle, joined in the request. Judge Guy E. Bard took it under advisement.

Spyros Skouras to Attend NT Denver Parley Dec. 9

Division managers and film buyers of National Theaters will hold a meeting in Denver Dec. 9. Home office execs. headed by Spyros Skouras will attend. Eddie Zabel, head film buyer, and Aubrey Schenck leave Thursday for Milwaukee for huddles with Fox Wisconsin execs. before going to Denver.

Bickel Funeral Sunday

Racine, Wis. — Funeral services will be held Sunday in the First Presbyterian church here for John F. Bickel, 82, father of Fredric March, film star. Bickel died Nov. 28 at the home of a daughter, Mrs. George Ripley in Centralia, Wash. Other survivors include Harold L. and John Bickel, sons of Los Angeles and Syracuse, N. Y., respectively.

COMING and GOING

WILLIAM F. RODGERS is due here today from the Metro sales meeting in Chicago.

JACK L. WARNER returns to Hollywood at the end of the week.

HERMAN WOBBER, 20th-Fox sales manager, arrived from the Coast last night after being detained in Denver by bad flying weather.

ROBERT YOUNG, accompanied by his wife, arrived in New York en route to the Boston premiere of "H. M. Pulham, Esq." on Thursday.

SI SEADLER and **WILLIAM R. FERGUSON** returned yesterday by Stratoliner from the Metro meeting in Chicago.

CHARLES MAYER, 20th-Fox's Far East supervisor, and **MOREY MARCUS**, UA's manager for China, left Sunday night for San Francisco where they sail for Manila on Dec. 8.

LOUELLA O. PARSONS arrived from the Coast yesterday for a short stay here.

EMIL STERN, Essaness prexy, and **MRS. STERN** have returned to Chicago from a Palm Springs vacation.

SID RECHETNIK, in charge of press books for Warners, is on a two weeks' South American cruise.

NICHOLAS M. SCHENCK, GEORGE J. SCHAEFER, STANTON GRIFFIS, AUSTIN C. KEOUGH and **PHIL REISMAN** were among the arrivals yesterday aboard the Twentieth Century.

SAM WOOD, director, is due in from Hollywood this morning.

MAX MILDER, Warner Bros.' managing director in Great Britain, is scheduled to arrive in New York by Clipper on Dec. 18.

MORT B. BLUMENSTOCK and **A. W. SCHWALBERG** have returned to the home office after visiting a number of Warner Bros. exchanges.

Arthur Menken to be Guest At B'nai B'rith Fall Meet

Arthur Menken, ace Paramount News cameraman, will be the guest of honor at the first Fall meeting of the Cinema Lodge of B'nai B'rith at the Hotel Edison next Tuesday. In addition to discussing the war situation in Europe and Asia, Menken will show his feature film, "The Battle for the Pacific."

Complimentary tickets may be obtained from Arthur Israel, lodge president, in the Paramount Bldg.

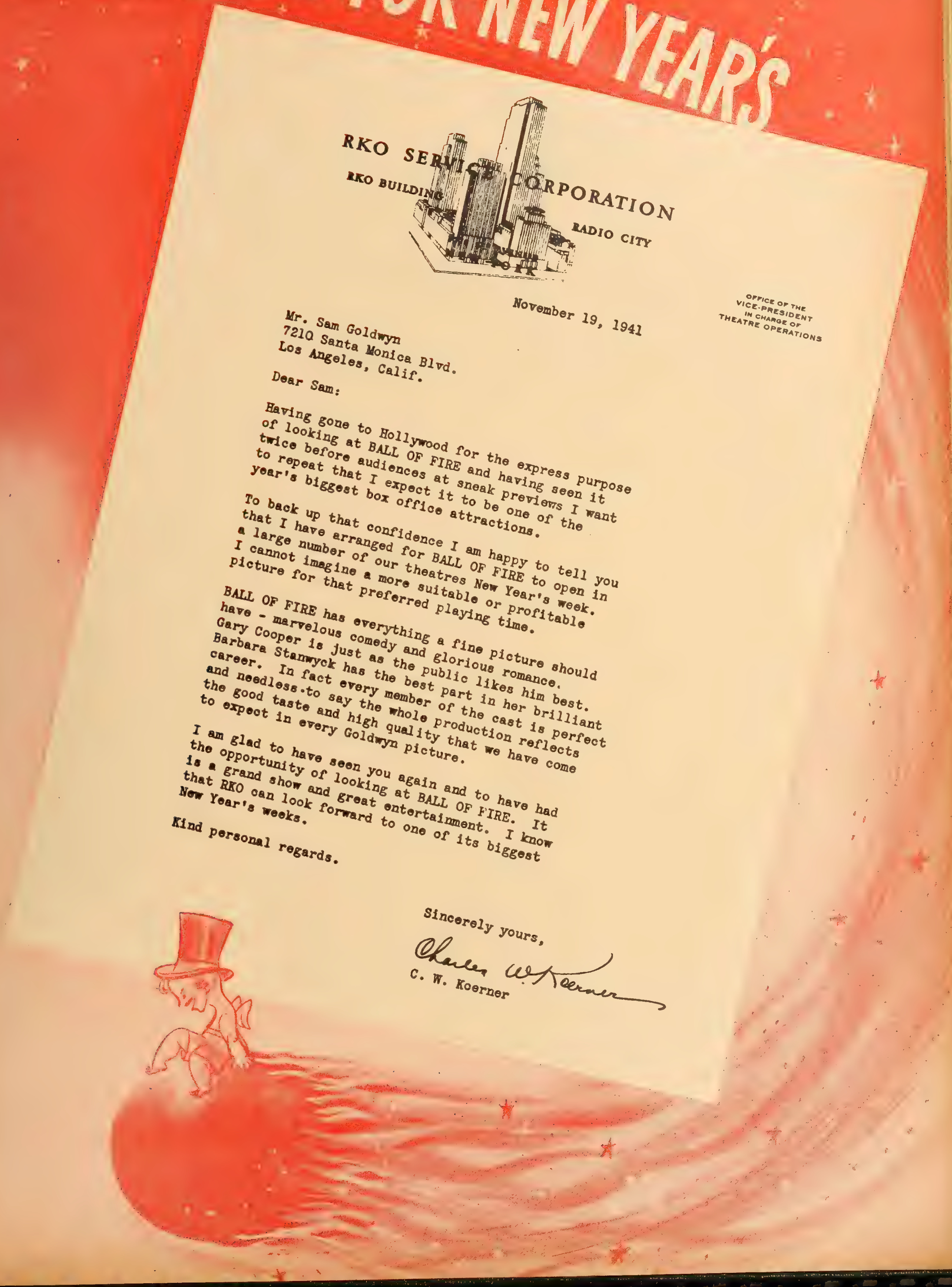
"Dumbo" Opens at L. A. Carthay Circle Dec. 9

West Coast Bureau of THE FILM DAILY

Hollywood—Walt Disney's feature cartoon, "Dumbo," will have its Los Angeles premiere at the Carthay Circle on Dec. 9.

WHEN MINUTES MEAN MONEY—TELEGRAPH VIA
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

"BALL OF FIRE" BIG FOR NEW YEAR'S



RKO SERVICE CORPORATION
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NEW YORK

OFFICE OF THE
VICE-PRESIDENT
IN CHARGE OF
THEATRE OPERATIONS

November 19, 1941

Mr. Sam Goldwyn
7210 Santa Monica Blvd.
Los Angeles, Calif.

Dear Sam:

Having gone to Hollywood for the express purpose of looking at BALL OF FIRE and having seen it twice before audiences at sneak previews I want to repeat that I expect it to be one of the year's biggest box office attractions.

To back up that confidence I am happy to tell you that I have arranged for BALL OF FIRE to open in a large number of our theatres New Year's week. I cannot imagine a more suitable or profitable picture for that preferred playing time.

BALL OF FIRE has everything a fine picture should have - marvelous comedy and glorious romance. Gary Cooper is just as the public likes him best. Barbara Stanwyck has the best part in her brilliant career. In fact every member of the cast is perfect and needless to say the whole production reflects the good taste and high quality that we have come to expect in every Goldwyn picture.

I am glad to have seen you again and to have had the opportunity of looking at BALL OF FIRE. It is a grand show and great entertainment. I know that RKO can look forward to one of its biggest New Year's weeks.

Kind personal regards.

Sincerely yours,

Charles W. Koerner

C. W. Koerner

McLendon Arbitration Case Appeal Expected

(Continued from Page 1)

plaint be dismissed and costs be assessed against the complainant."

Named in the complaint were 20th Century-Fox, RKO and Warner Bros.

According to industry sources, no one can read the transcript of the hearing and compare it with the decision and say that any issue raised was definitely denied; nor is it possible to say that any defense point raised by the film companies was denied. It is the opinion here that the sweeping generalization of the arbitrator's decision leaves the issue beclouded in one point brought up in the opening statement of George Wright, attorney for 20th Century-Fox, excerpt of which follows:

"When in any arbitration under this decree, the finding of the arbitrator shall be that the complainant has not sustained his complaint, the arbitrator shall enter an award dismissing the complaint."

Continuing, Wright said: "So the position of 20th-Fox is that McLendon must sustain his complaint, and unless he can prove that there is clearance as defined in Section VIII of this decree, fixed by agreement or understanding between 20th-Fox and the operator of the Texarkana theaters, or unless there is a clearance as so defined fixed by agreement or understanding between 20th-Fox and McLendon, then at the threshold of this proceeding this arbitration should be dismissed under the decree."

In commenting on the dismissal, Col. H. A. Cole said: "If the arbitrator based his broad general dismissal on the technical point raised by Attorney Wright regarding the definition of clearance in the decree and the necessity for putting the tag mark on such provisions in contracts, then in that event the safeguards on fair and unfair clearance in the decree become practically worthless. If this is what the arbitrator based his decision on, it is one in which every independent exhibitor is vitally interested."

23rd Time for "Informer"

New Haven—The Lincoln replayed "The Informer" for the 23rd engagement at that theater this week.

E. W. Hammons	Otto Brower
Frank Reicher	Jualian Arthur
Ezra Stone	Alfred L. Werker

● ● ● **WEEK-END pic nooze was highlighted by way a certain pic guy picked 'em in the Daily News "Grid Contest!"......That esteemed sheet revealed on Saturday morn that Leonard Schlesinger, assistant gen. mgr. of Warner Bros. Theaters, has copped the 150-smackers prize for prognosticating the football results for Nov. 22......It was the first time Len had tried his hand at pigskin crystal-balling, and scored 100 per cent with 15 right out of 15......He called the exact score of the Kentucky-Tennessee tilt (20-7 in favor of the Vols), and the 14-14 Michigan-Ohio State deadlock......According to the Daily News, the guessing-bee which culminated in the Schlesinger glory started backstage of the local Strand when Len and Errol Flynn each decided to use one of the newspaper's coupons to record their choices......They sent 'em in sorta routine like......Currently, Mister Schlesinger is in virtual hiding to avoid potential advice to dyed-in-the-wool, local Film Row wagerers who wanna hold clairvoyant confabs with him as to what's gonna be cookin' in the impending Bowls......**

▼ ▼ ▼

● ● ● *MARCUS GRIFFIN, veteran New York journalist, long-associated with his freres on the local Enquirer, is taking over publication of a newspaper in Carlsbad, N. M.......Folks in Li'l Ole New York, including film and show biz, the sports fraternity, et al, will sure be sorry to see Marcus leave Pa Knickerbocker's diggings......The New Mexico community will get a real nugget via the Griffin decision to transplant his talents......*

▼ ▼ ▼

● ● ● **It was good to hear from Producer Dick Hyland yes'day, albeit we thought his post card from Beverly Hills was a bit on the sadistic side, in that we received on a frosty morn,—its face beaming with a picture of The Desert In Bloom, in about as many hues as full-fledged Technicolor.....Apologizing for being remiss in writing earlier, Dick sez: "After all, how can you write on the golf course, under a cloudless sky and broiling sun"......He sounds like a gent of lordly leisure, but he doesn't fool us......We know that he's been shaping-up his indie production of the Life of Floyd Gibbons for Columbia release, co-producing with Ben Cohn......Our Coast scouts stated to us privately that Dick had just finished a some 20,000-word original on Gibbons......We wonder if the Hyland fling at Floyd's career will take into account the latter's love for boating?......Some of Phil M.'s most envious moments used to come when Floyd's impressive yacht would nudge up to the gasoline dock at the Alpine (N. J.) Boat Basin......On deck, Floyd, looking like a jovial edition of Long John Silver,—the black cloth patch o'er one eye—, would sing out to Martin, the gasoline purveyor: "Give me 400 gallons, I'm going over to the World's Fair!"......Now 400 gallons ain't hay......We'd slither up to the same gas dock when Floyd had pulled out and sheepishly stutter: "Gimme 10!"......**

▼ ▼ ▼

● ● ● *THOUGH a late autumn drizzle splattered the windshields of local film row solons' automobiles as they sped last night to a sneak preview of RKO Radio-Samuel Goldwyn's "Ball of Fire" in RKO Proctor's, New Rochelle, all was mighty bright and entertaining at their destination......Film elicited fine audience reaction, heralding high success on the nation's screens......Among those present were Samuel Goldwyn, George J. Schaefer, Ned E. Depinet, Grad Sears, Andy Smith ......Spyros Skouras, Don Mersereau, Phil Reisman, Roy Disney, S. Barret McCormick, Malcolm Kingsberg, John Farmer, Rutgers Neilson, Ben Washer......Jack Lewis, Jack Level, Charles Koerner, Bill White, Max Fellerman, Carl Moss, Harry Gittleson, Jack Kennedy, Leon Bamberger......Harry Mandel, Ken Hallam, Al Adams, Dave Strumpf, Charles McDonald, Stanley Shuford, Irving Shifrin and Vladimir Lissim......*

Northwest Allied Hints Legislation

(Continued from Page 1)

Allied, who, in a bulletin, blasts at company policies and selling terms.

"Many Minnesota exhibitors now are wondering if the indepe[illegible] exhibitor isn't on the way [illegible] Strom wrote, and charged that [illegible] majors apparently were exacting the last pound of flesh from the independent and, so far as Minnesota is concerned, "to punish him for his continued resistance to sales provisions of the consent decree and for having exercised his constitutional rights by exacting legislation in his own behalf. Many exhibitors are wondering whether an addition[illegible] bill should have been passed by [illegible] last legislature."

Strom attacked distributors, [illegible], he charged, have upped film rentals far beyond the figures at which an indie exhib. can remain in business. He charged that the four majors that obtained relief from the consent decree in order to sell in Minnesota did so merely to "keep distributors' 'A' houses in business." These companies, Strom wrote, are selling in Minnesota but "maybe it would be better to say they are 'offering deals.'"

Strom took a slap at most of the distributors for allegedly insisting on high percentage terms. He also praised Columbia and Republic for the part the two companies "have played in keeping Minnesota independents in business."

Murphy is Braden Aide; In Charge of Pix Tribunals

(Continued from Page 1)

American Arbitration Association, and will be in charge of all motion picture tribunals.

Samuel Perry, who has been in charge of Eastern tribunals, has been appointed regional director of the American Defense Program and will be concerned only with commercial and industrial arbitration.

The AAA yesterday also announced a new tribunal clerk in St. Louis. He is Harold D. Conner, an attorney, who succeeds C. W. Hudson. Hudson resigned to go into another business.

Probe Cash-in via 'Propaganda' Survey

Capitalizing on the recent Senate investigation, the Park, Manhattan, will show a series of films termed "propaganda" by the Interstate Commerce sub-committee starting tomorrow. Customers will receive ballots which read: "Do you regard these films as propaganda or entertainment?" "Night Train" and "The Man I Married" will be the first two pics shown.

Censorship Revamp Urged in Providence

(*Continued from Page* 1)

forbidden its local exhibition at Loew's State, asserts that:

"What is obviously called for is [illegible]cedure that can command the [illegible]ort of public opinion because it is measured and reasonable and that by its character will obviate the present sentiment that censorship is stupidly arbitratry or, as in the immediate instance, subject to the judgment, no matter how good or sound, of a sectarian organization, any sectarian organization.

"To that end, we propose that there be created in Providence a panel of representative members of the community, drawn from the fields of the several faiths, education, medicine, business, labor, law and other branches of endeavor. Whenever there is a motion picture about whose decency and taste doubt has arisen, the police amusements inspector can call upon members of the panel to see the picture, consult with him, express their views, put forward their judgments and arrive at a decision. Since dubious motion pictures appear but occasionally, no taxing demands upon the time of the members would be asked. The findings of these members would have the backing of public opinion in the community and would have the support that the present system lacks."

Journal's reviewer, Garrett D. Byrnes, in a column and a half review, reported that the pic conforms to ethics under the film code, but that it "obviously is not a fable for the young or those who would mistake its attitude of sophisticated playfulness for actuality."

Garbo Pic Business Better In Rochester After Attack

Rochester, N. Y.—Legion of Decency attack on Garbo's "Two-Faced Woman" appears to have boomeranged here, with business being done by the pic at Loew's Rochester reported as "improved."

Elliott on "Catch 'Em Alive"

West Coast Bureau of THE FILM DAILY

Hollywood—Clyde E. Elliott will produce "Catch 'Em Alive," an adventure picture to be made in the wilds of South America, for release by Monogram.

WEDDING BELLS

Seattle, Wash.—Pauline Haberl, brother of Phil Haberl, shipper at RKO-Radio, has been married to Robert E. Campbell.

Las Vegas, Nev.—Astrid Allwyn and Charles Fee, West Coast insurance exec., were married here.

REVIEWS OF NEW FILMS

"Ball of Fire"

with Gary Cooper, Barbara Stanwyck

RKO Radio-Goldwyn 111 Mins.

GRAND POP COMEDY TAGGED FOR THE HIT CLASS. SHOULD CLICK HEAVILY IN ALL SITUATIONS.

In these days when industries are turning out all manner of weapons, the film factory of Samuel Goldwyn comes along with "Ball of Fire," as nifty a piece of antigloom ordnance as pic fans could wish for. Of high calibre, and primed with laughs from breech to muzzle, this production is certain to score a direct hit in every sector of the exhibition field. Its main ammunition consists of Gary Cooper and Barbara Stanwyck, each of whom turns in a fine performance, and each of whom, too, is marquee bait of the first order.

The story is pitched definitely in the key of another Cooper triumph,—"Mr. Deeds Goes to Town," wherein he was a plain, sincere, unsophisticated character whose unwanted destiny is to come into conflict with the sordid and deceitful. Such is again his path in "Ball of Fire." Here he is a young professor, sparkplugging his coterie of fellow sages in the compilation of a new encyclopedia.

Then across his course comes the alluring diamond-in-the-rough, Barbara Stanwyck, chanter of jive in a night club and moll of a gangster, Dana Andrews. Cooper, probing the subject of slang for the encyclopedia enterprise, invites her to the menage of the compiling professors.

The invitation is convenient for her, for she camps there to avoid seizure by the police as a link in the murder of one Benny the Creep. Quite spontaneously, Cooper falls in love with her, and she, in more leisurely tempo with him. Her chief motive in acceding to a marriage ceremony is to get from New York into Jersey, there to wed her gangland sugar daddy. But that objective never materializes because her better instincts and heart lead her to Cooper, but not until there is a lather of melodramatic action involving the capture of Andrews and his henchmen.

"Ball of Fire" derives its title, of course, from the Stanwyck magnetism and zip. It is not at all a serious picture, notwithstanding copious thrills and suspense. In fact it is definitely sidesplitting, and is tagged to rank among the 1941-42 season's top comedies. Here its humor is rich; there tender, and in other sequences ribald and slapstick. Trotting along also is the occasional tug on the heart string, and the notes of romance. There is one hot jive sequence featuring Miss Stanwyck and the music of Gene Krupa and His Orchestra.

Not to the stars alone does Goldwyn's latest belong.. The supporting cast is excellent, with Richard Haydn a standout. Howard Hawks directed with fine flare for values and nuances, and Gregg Toland's photography is tip-top. Goldwyn and RKO Radio have a valuable property, while exhibs. can count it a bonanza.

CAST: Gary Cooper, Barbara Stanwyck, Oscar Homolka, Dana Andrews, Dan Duryea, Henry Travers, S. Z. Sakall, Tully Marshall, Leonid Kinskey, Richard Hadyn, Aubrey Mather, Allen Jenkins, Gene Krupa and His Orchestra.

CREDITS: Producer, Samuel Goldwyn; Director, Howard Hawks; Screenplay, Charles Brackett, Billy Wilder; Original Story, Billy Wilder, Thomas Monroe; Photography, Gregg Toland; Music by Alfred Newman; Art Direction, Perry Ferguson; Set Decorations, Howard Bristol; Sound Technician, Frank Maher; Film Editor, Daniel Mandell; Assistant Director, William Tummel.

DIRECTION, Fine. PHOTOGRAPHY, Tip-Top.

☆ SHORTS ☆

"Jingle Bells"

Universal 14 mins.

Entertaining and Seasonal

A nice little package for the Christmas show which features Gloria Jean. With a winter resort background, such musical numbers as 'Jingle Bells," "Winter Wonderland," "Blue Danube," and "Little Brown Jug" are highlighted. Gloria Jean sings "Sly Old Gentleman" and "Tannenbaum." The Milt Herth Swing Trio, Margery Daye, acrobatic dancer, The Sportsmen, singing quartet, and the Schuplattler Dancers are the principal performers.

"$21 A Day Once a Month"

Universal 7 mins.

Fairly Amusing

A Walter Lantz cartoon in Technical built around the current song favorite. Animated action takes place in toy shop with all the toys coming to life in an Army camp. After a number of acrobatic variations to the music, the cartoon ends with a rush to the pay counter when Andy Panda blows his bugle.

"Polo Champions"

Columbia 10 mins.

Good Reel

Sport of polo is nicely handled and photographed to make an interesting subject. The championship matches at Meadowbrook Field with the outstanding players of the country furnish the concluding footage. Early portion of the reel deals with the technique in training ponies for the game. Bill Stern handles the commentary effectively.

"Doin' the Town"

Universal 16 mins.

Very Good

Series is coming along in nice style. This one featuring Ozzie Nelson is entertaining all the way. Nelson has a well-rounded musical aggregation. Feature of the subject is Helen Parrish who has a lovely voice. She teams up with Nelson in "Who Done It?" Another Universal pair, Butch and Buddy, render "Bananas Make Us Tough." Finale features the Hollywood Co-Eds. It is a worthwhile program addition.

"The Fox and the Grapes"

Columbia 8 mins.

Amusing

One of Aesop's Fables furnishes the framework for this color cartoon. With some ingenuity and humor, it presents the plight of the fox who is misled by the crow. The bait is the grapes which the fox tears down from the branch after many difficult efforts, only to discover the grapes are sour.

Para. to Redeem 3¼s From Current Cash

(*Continued from Page* 1)

between 95 per cent and 99 per cent of the outstanding 3¼% convertible debentures offered in exchange for the 4 per cent debentures are expected to be surrendered by Friday when the offer expires. As of Nov. 28, $10,877,600, principal amount, of the 3¼ per cent convertible debentures had been surrendered for exchange, which was 85.8 per cent of the outstanding debentures.

Edmund Grainger Signed To 3-Year Republic Pact

(*Continued from Page* 1)

ger, to a three-year contract. Grainger will join Republic at once.

Siegel said that the signing of Grainger at this time is in line with Republic's recently declared intention to offer serious and ever increasing competition for "A" playing time, with higher budgeted pictures.

Grainger, since leaving Warners recently, had deals pending with several companies, among them United Artists Prod.

Earl H. Wiernik Dead

Atlantic City—Earl H. Wiernik, 51, co-operator of Lyric Theater here, died in U. S. Naval Hospital in Philadelphia. Theater will continue operation under guidance of William Ford.

OUT OF UNIFORM

Fort Monmouth, N. J.—Upon completion of a year's service in the army, Mel Grau and Vic Kline of the Training Film Production Laboratory and formerly of West Coast studios signed their discharges and were placed in the Enlisted Reserve Corps. Grau, animation expert, was with Walt Disney studios when he volunteered for year's service. He will return to the cartoon plant upon arrival at the Coast. Kline was a cutter with Warner Bros. at the time of his induction. His job is open for him and he will return to his home plant. Both men jumped in service before their draft numbers came up which accounts for their early discharge.

Detroit—Louis Fave, former head shipper at 20th-Fox has returned to his old post on discharge from the Army.

Fort Monmouth, N. J.—Meredith M. Nicholson, formerly with the Pathe Lab in Hollywood, was released from active duty with the Training Film Production Lab. Eight months in service, Nicholson held a cameraman berth with the Army plant. After an extended tour of the country, he'll return to Pathe.

Cort Award Upheld, Wording is Modified

(*Continued from Page* 1)

directed a reduction in "availability" rather than "clearance." The Appeals Board pointed out that availability and clearance are not synonymous, adding that "in some distributors' contracts the word 'availability' is used when 'clearance' is meant. It is this use of the word in the industry," the Board continues, "which undoubtedly caused the arbitrator to use the word 'availability' in his award instead of the word 'clearance' as he should have done."

Appeals Board agreed with the arbitrator that the 21-day clearance of the Cort over the Playhouse was unreasonable. The Cort, intervenor in the case, filed the appeal.

Except for the change in wording, the arbitrator's award was affirmed with costs before the arbitrator and "on appeal to this Board, including the cost of the stenographic record and transcript thereof, assessed one-fifth against the intervenor and one-fifth against each of the four distributor defendants."

Linden Theater, Baltimore, Loses Clearance Case

Washington Bureau of THE FILM DAILY

Washington—The Linden Theater, Baltimore, has lost its arbitration case against Vitagraph over clearance granted the "Met," it was announced here yesterday. Costs were assessed against the Linden, the arbitrator holding that the clearance complained of is reasonable and just. The "Met" now being run by the Rome circuit, formerly was the Warner first-run theater in Baltimore.

At the hearing, it was pointed out this theater was well established when the Linden was placed in operation. The case has unusual interest because James V. Hayes and Robert Sher, former Department of Justice attorneys who worked on the consent decree, represented the Linden interests.

The hearing took up several days, and was one of the longest yet held in the Washington district.

Nathan Alexander Dead

Cleveland—Nathan Alexander, 49, known to everyone in the film industry as "Skeetchie" died suddenly of a heart condition. He is survived by two brothers.

STORKS!

Louis Davidson, exploitation man, became the father of a baby girl, Maurie Carla yesterday. Mother is doing nicely at the Women's Hospital.

Which Florida C of C Should be Insulted?

West Coast Bureau of THE FILM DAILY

Hollywood—Which Florida Chamber of Commerce should be insulted?

Warners' studio hasn't experienced any difficulty in finding "Florida" locaton sites in Southern California for scenes in "Juke Girl."

The company has worked on eight locations since the start of production six weeks ago. Buena Park, Lasky Mesa, Los Angeles Public Market, Moorpark, Warner Bros. ranch, Point Magu, Griffith Park, and the Chino Valley, South of Pomona, have been successfully substituted for Florida landscapes.

Springfield Bans Garbo Pic After Three Days

(*Continued from Page* 1)

played at Loew's Poli since the previous Thursday.

The ban went into effect on the following day and Sautrday evening papers put the story on Page 1. The evening performances were jammed with crowds wanting to see the motion picture while there was still time. Theater subbed "Kathleen," Shirley Temple film, for a New England preview.

Police decision was a reversal of the previous stand that the picture could run as cut for Sunday showing by the state board. Acting Chief of Police John P. Fleming Friday had told reporters "Why should I give the film publicity by talking about it? It's no worse than a lot of others that have played here."

There was speculation here as to the effect of the local ban on exhibition elsewhere in the state. Film circles were apprehensive.

St. Louis BFC Reviewing Com. To Report on Garbo Feature

St. Louis—Better Films Council of Greater St. Louis is withholding action in the instance of "Two-Faced Woman" until its reviewing committee sees the pic, under Catholic attack here, and reports, Mrs. Jacob Lashley, prexy, said.

Archbishop John J. Glennon of the local archdiocese followed the example of Archbishop Spellman of New York in directing parish priests to cite the Legion of Decency's rating of the pic at Sunday's masses.

Legion Controversy Helps San Francisco Box Office

San Francisco — With this city rated as one of the nation's Catholic strongholds, only effect so far of the blast against "Two-Faced Woman," whose opening at the Fox co-incident with the fireworks, is strongly boosted business, with public flocking to the theater to see what the shooting is about.

New York State K of C Forwards Squawk to Hays

New York State Council of the Knights of Columbus has joined in the Legion of Decency's attack on alleged "indecent" films, making public a letter of protest forwarded to Will H. Hays, MPPDA president.

The protest was forwarded to Hays by Representative Martin J. Kennedy of New York who termed the picture "an affront to the Congress of the United States" because, he explained, it was opposed to promises made by film reps. at Congressional hearings in pending legislation affecting motion pictures "to produce nothing offensive to good taste and decency."

Kennedy called upon Hays "to immediately stop the distribution of this picture."

Ryans of Ithaca File Arbitration Complaint

(*Continued from Page* 1)

the five decree-signing companies. Complaints charge that the distributors refused to license their product and that the few pictures that were offered were on unsatifactory clearance and rental terms.

Second fiscal year of consent decree operation opened yesterday with filing of three demands for arbitration by theaters in Attica, Clyde and Cuba, N. Y. All are clearance cases.

Cuba Theater at Cuba, a co-partnership comprising Nunzio Tantillo, Sara Tantillo, Rose M. Scura and Nina C. Montesano, filed against 20th Century-Fox, Loew's, Paramount, RKO and Warner Bros., contending clearance now favors the State, Haven and Palace Theaters, all in Olean.

Demand of Astor Theater, Attica, signed by Vincent Martina, was filed against all the "Big Five" except 20th-Fox. It charges clearance favors new Family Theater, Batavia.

Clyde Playhouse's complaint, signed by Caroline Perriello, is against all the "Big Five." It names the Capitol Theater, Newark, N. Y., operated by the Schine circuit and the Ohman Theater at Lyons, owned and operated by Ohman Bros., as houses allegedly favored by the present clearance.

Irv Ribbee Recuperating

Cleveland—Irving Ribbee of the Warner theater contact department, recovering from a recent stomach operation, will continue his recuperation at Miami.

Holy Name Societies Slap Garbo Film in Resolution

Elizabeth, N. J.—Federated Holy Name Societies of the Newark Archdiocese, meeting in convention here, slapped the Garbo pic, "Two-Faced Woman," by resolution which calls upon the public morals committees of Holy Name Societies of Bergen, Hudson, Essex and Union Counties to appeal to theater owners in their localities not to show the film.

Nine Features Start On Coast This Week

West Coast Bureau of THE FILM DAIL

Hollywood — Nine pictures a scheduled to go into production th week. The check-up:

At Columbia: Four shoother. Y cluding "After The Alamo," are ern co-starring Charles Starrett ar Russell Hayden with Rose Ann Ste ens, Britt Wood, Davison Clark, No man Willis and Bud Buster. Willia Berke directing under the produ tion supervision of Jack Fier.

At M-G-M: Seven shooting, includi "This Time for Keeps" (tentative titl youth picture, with Robert Sterling, A Rutherford, Virginia Weidler, Guy Kibbe Spring Byington and Dorothy Morris. Pr ducer, Sam Marx and Charles Reisner d recting.

At Monogram: Two shooting, includi Lindsley Parsons' "Man From Headquar ers," melodrama, with Frank Albertson a Joan Woodbury. Director, Jean Yarbrough Sam Katzman's "Mr. Wise Guy," come melodrama, with the East Side Kids. Wi liam Nigh directing.

At Paramount: Nine shooting.

At PRC: Two shooting, including "Fro tier Marshal No. 2" with Bill Boyd, A Davis and Lee Powell. Producer, Sigmu Neufeld and director, Pete Stewart.

At RKO-Radio: Four shooting.

At Republic: Four shooting, includin "That Certain Lady," mystery comedy, wit John Howard and Margaret Lindsay. D rector, Joe Santley and producer, Robe North.

At 20th Century-Fox: Nine shooting, i cluding "Rings On Her Fingers," comed drama, with Henry Fonda, Gene Tierne Laird Cregar, John Shepperd, Henry Ste enson, Sara Allgood, Lynne Roberts an Donald MacBride. Milton Sperling pr ducer and Rouben Mamoulian directing.

At United Artists: Korda's "To Be O Not to Be."

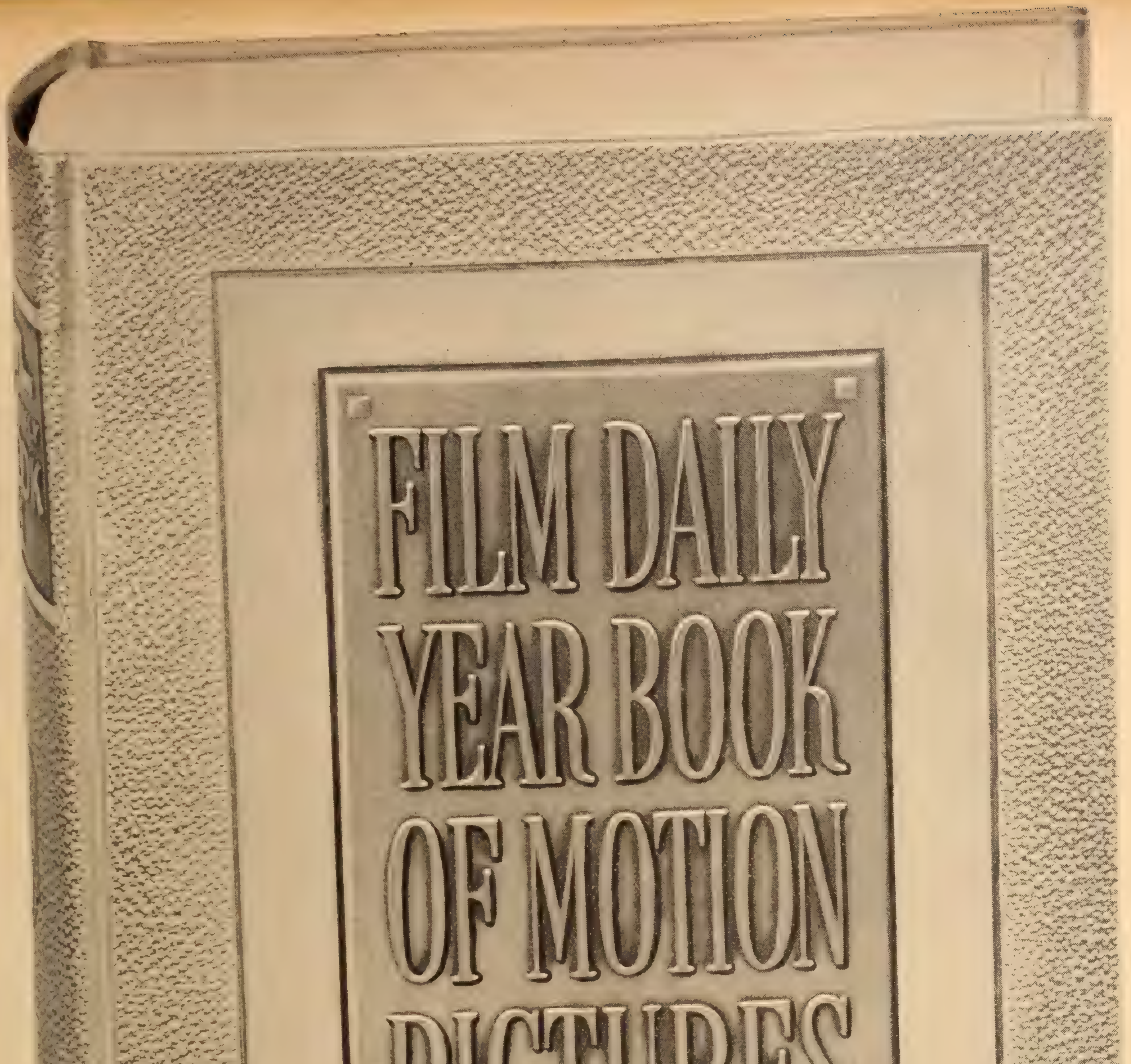
At Universal: Six shooting, includin "Temporarily Yours," comedy, with Hug Herbert, Robert Paige, Anne Gwynne, E nest Truex, Elaine Morey, Susan Mille Marie McDonald, Nell O'Day, Kathry Adams, Linda Brent, Edward Ashley, E ther Dale, Romaine Callender and Boy Davis. Director, Charles Lamont. Ass ciate producer, Ken Goldsmith; "Gan Busters" (tentative title). Co-directors Ra Taylor and Noel Smith. Associate pr ducer, Ford Beebe.

At Warners: Six shooting. "The Nigh Before Christmas" has been changed to "La ceny, Inc."

TO THE COLORS!

Fort Monmouth, N. J.—The Signa Corps Post received four more addi tions to army personnel supplied b the West Coast studios. Bernar Feins, Warner Bros. publicity ma came in from the reserve list as First Lieutenant. Herbert Anderson, Warner Bros. feature playe currently in "Navy Blues" at scratc with Private capacity. Also starting from there is Don Ettlinger, formerly with 20th Century-Fox an Universal script departments. David Silverstein, Columbia writer, i in for tour of duty with Captain' bars.

Cleveland—Jay Goldberg, son o PRC franchise owner Lee Goldberg has been given specialist's rating in the armored force replacement center at Fort Knox, Ky.



INDISPENSABLE

CHARLES PETTIJOHN
MPP&DA
828 W. 44T ST. 21ST FL.
~~N. Y. C.~~

Gov't Advances New Crescent Suit Theory

(Continued from Page 1)

trust suit against Crescent, its affiliates, and two distributors, United Artists and Universal.

Since this is the final "show down" in the suit, Government counsel have also uncovered a new angle to their charges of violation of the Sherman Anti-Trust Act. Facing a lack of evidence of an actual conspiracy between distributors and exhibitors, the plaintiff must find a substitute for "concerted action" or "common purpose." The new angle consists of charging that defendant distributors "yielded to the buying power of the circuits" and that this was illegal restraint of commerce.

Judge Davies Asks Question

While Wright was discussing the alleged practice of distributors (as in the case of Universal with John D. Henry at Union City) in negotiating for film contracts with independent exhibitors at the same time it was negotiating with Crescent for a circuit deal which would include the towns in which the independents operated, Judge Elmer Davies interrupted with the question: "Speaking in the abstract, could you blame the distributor for selling to 50 houses instead of to one, or for holding out its possible deal with one house as a sort of prize to sign up the entire circuit?" and he later answered his own question with another, "How would it violate the Sherman Act, without any kind of conspiracy between distributor and exhibitor, if the distributor does business with the circuit, selling 50 houses instead of one or two, and using the bid sometimes as a prize in dealing in other situations?"

(This attitude on Judge Davies' part is significant in view of the fact that the Government does not claim to have produced evidence of an actual conspiracy among distributor and exhibitor defendants).

Wright's Reply

Wright replied, in substance: "The distributor has everything to gain and nothing to lose by holding out the hope of a film contract to the independents when actually there is no hope if the distributor and the circuit get together elsewhere. In a situation where a distributor is negotiating with, or receives an application from, an independent, the distributor is certainly chargeable with the knowledge of the possible effect of the local deal or deals in other situations. This makes the distributor a partner to the exhibitor's monopoly."

Referring to the Universal incident at Union City, Wright charged that a contract was not signed with Crescent, and Henry's application was not rejected, until disputes between Universal and Crescent at Nashville and Gadsden (Ala.) were settled. This was offered as indication of the monopolistic factor involved in the local situation.

Wright also charged that "distributor defendants were very careful in dealing with independents to preserve the illusion of competition in order to secure higher prices for their products."

The Crescent Para. Franchise

Discussing Crescent's franchises with Paramount, Warner Bros. and 20th Century-Fox, Wright declared that "each developed out of successful attempts by Crescent Amusement Co. or its affiliates to eliminate independent competition" and that the primary purpose of each was the "elimination of competition and creation of monopolies designed to fix minimum prices which distributors were very anxious to do."

He averred that, after being out of Crescent's circuit in 1936-38 Paramount obtained a five-year contract after it agreed to lease the Nashville Paramount house to Sudekum and that the Warner franchise was help up until Warner Bros., after contracting for the construction of a 12-story office building agreed not to construct a theater for which space was provided on the street floor. (Incidentally within recent weeks Sudekum has leased this entire building and plans to construct the theater as originally planned).

Declares Franchises "Illegal"

Declaring that these franchises were also "designed to forestall code provisions or other trade practices such as the consent decree," Wright asserted that they are "illegal because their purpose was to aid the monopolies in each competitive situation." And they represent "official statements" which could be used effectively by exhibitor defendants in "the exercise of circuit buying power."

"Does the franchise itself, as an agreement or contract between distributor and exhibitor, constitute a restraint of commerce without evidence otherwise of a conspiracy?" Judge Davis asked at this point, and counsel Wright replied in substance that they did in that they "represent a tie-up of film products in these areas for periods of three to five years and are in effect partnership arrangements which give the distributors a stake in each situation."

Doby Reviews the Case

Prior to the address of Wright, Alan N. Doby, his chief assistant throughout the entire hearing, read a lengthy manuscript which reviewed the entire general suit against all of the defendants.

Slated to speak later in the afternoon were Edward C. Raftery, president and general counsel for United Artists, and local attorney J. D. Mosby in behalf of United Artists and Universal.

With George H. Armistead, Jr., and William Waller, counsel for Crescent, and W. H. Mitchell, counsel for Muscle Shoals, to be heard today, the arguments are expected to close sometime tomorrow with rebuttal by Wright.

Judge Davies intimates that his decision may be expected near, but not much before, Jan. 1.

"March of Money," New Coast Giveaway, Uses Replicas of Ancient Coins to Lure Patrons

San Francisco—Three Bay Area theaters—the Fox Grand Lake and Senator in Oakland and the State in South San Francisco—are offering a new game to their customers, starting this week.

It is the "March of Money," a new giveaway stunt being promoted by coin collector Lee C. Dibble of San Francisco. They hope to start a fad of saving reproductions of famous coins of history. Among the first giveaways are a copy of an Athenian coin minted in 450 B.C. which is supposed to be the most beautiful coin ever made, the Widow's mite coin mentioned in the Bible, and the Nero coin of imperial Rome. If idea clicks cost of giveaways will be but a fraction of books or dishes.

Cocktail Reception Marks Premiere of Ballet Shorts

Press and civic notables and leaders of society will attend the world premiere of two Warner featurets, starring the Ballet Russe de Monte Carlo, this afternoon in Fefe's Monte Carlo. The producing company will tender a cocktail reception. Pictures, both in Technicolor and directed by Jean Negulesco, are titled "The Gay Parisian" and "Spanish Fiesta," respectively.

"Forgotten Village" Gets Separate L of D Listing

The John Steinbeck-Herbert Kline documentary picture, "The Forgotten Village," now showing at the Belmont Theater, has been given a "separate classification" by the Legion of Decency, it was announced yesterday.

"The film with its materialistic emphasis is susceptible of contributing to the erroneous conclusion that religion is as futile as superstition and retards progress," the statement said in part.

What's In a Name? Plenty In Beatrice

Beatrice, Neb.—This town has two features, which make it a most unusual dual situation. Frank Hollingsworth has a second-run theater called the Rialto. And this week, Oscar Hansen and Cal Bard opened another theater in the town.

It's a first-run, and it's also the Rialto.

RKO Depinet Drive Will Start Dec. 20

(Continued from Page 1)

Flash, company's house organ, Levy will leave next Monday on a tour of exchanges.

Sales Manager Andy Smith, ern Division Manager Bob Mos are Western Division Manager Walter Branson and Canadian Division Manager Leo Devaney will join the touring delegation at intervals during its visit to 38 branches. Various district managers who also will tour with the Captain in their respective territories, include: Northeastern, Gus Schaefer; Eastern Central, Charles Boasberg; Southeastern, David Prince; Midwestern, Jack Osserman; Prairie, L. E. Goldhammer; Rocky Mountain, H. C. Fuller; Western, J. H. MacIntyre.

During the drive, RKO will have in general release, among others, "Suspicion," "Dumbo," "Look Who's Laughing," "Playmates," "Joan of Paris," "Ball of Fire," "Valley of the Sun," "Syncopation," "Mayor of 44th Street," "The Magnificent Ambersons."

Adrian M. Morris Dead

West Coast Bureau of THE FILM DAILY

Hollywood—Adrian M. Morris, 38, stage and screen actor, is dead here. He is survived by his widow, a son, his mother, Mrs. William Morris, and a brother, Chester.

MacLaren Dies In Miami

Miami, Fla.—W. Rex MacLaren, whose sudden death occurred here, was a pioneer exhib. at Grand Falls, N. B., on the Maine border.

You've saved *two million lives* ...so far!

SINCE 1907, when the fight began, the tuberculosis death rate has been reduced 75%! — by people like you buying Christmas Seals. More than two million lives have been saved.

But the battle against this scourge must go on. *Tuberculosis still kills more people between the ages of 15 and 45 than any other disease.*

Yet it is possible to eliminate completely this enemy of mankind. Our weapons are Research, Education, Prevention, Control—made possible by your use of Christmas Seals. Get them today.

1941 MERRY CHRISTMAS

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THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

VOL. 80, NO. 109 NEW YORK, WEDNESDAY, DECEMBER 3, 1941 TEN CENTS

SCHENCK, SCHAEFER TO CHI. UNITY MEET

Crescent Argument Expected to Conclude Today

Editorial:

MoralSlump?

. . . censors refute it

By CHESTER B. BAHN

THOSE industry critics who incline to the opinion that Hollywood studios have been and are straying from the straight and narrow path, as defined by the Production Code, might do well to reflect upon the report of the Motion Picture Division, New York State Department of Education, released for publication today.

Of all the state censorship boards—there are six in the country—the Motion Picture Division is regarded as the strictest. And with reason, as any one familiar with its decision will attest. Yet consider what Dr. Irwin Esmond has to report about the product that has come along during the last year, a period which, if you will accept the critics' say-so, has seen the Code flaunted by Hollywood.

o

DURING the fiscal year ending June 30, according to Dr. Esmond, the Division's censors reviewed 1,702 films as against 1,762 in the preceding 12-month period. But whereas in the 1938-39 fiscal year, the censors found 111 films required snipping, and the eliminations totalled 926, in the 1939-40 fiscal year, only 68 pictures were deemed offenders and the sum total of cuts, including sub-titles and dialogue as well as scenes, was 503.

Incidentally, in the last fiscal year 50 per cent of the eight pictures which the Division rejected in their entirety were subsequently licensed after revision and re-submission.

o

ACTUALLY, however, it is not the occasional picture which the Division—or any other censorship group, official or otherwise—may condemn in toto which provides the real test of Hollywood's adherence to the letter and spirit of the Production Code. The real test, rather, is to be found in general trend, as the Division's statistics establish it.

And, unmistakably, regardless of what the day's industry critics, clerical and lay, would have you believe, instead of a deterioration in Hollywood during the last year, there has been a marked improvement. If that were not so, you would hardly find the Division reporting a drop of 43 in the number of films cut and a decrease of 423 in eliminations.

The evidence is decidedly against those who infer that the Production Code has been tossed into the Hollywood ashcan.

D of J Rebuttal Will Follow Arguments of Two Crescent Attorneys

By P. R. RUSSELL
FILM DAILY Staff Correspondent

Nashville—The Government's anti-trust suit against the Crescent Amusement Co. and its affiliates is expected to be concluded today. William Waller and George H. Armistead, Jr., will be heard for Crescent and the final session will conclude by rebuttal by Robert L. Wright, chief of D of J counsel.

Complete separation of his clients from any connection with the Crescent Amusement Co. and as definite innocence of any violation of anti-

(Continued on Page 3)

Henry Nathanson Mgr. For M-G-M in Canada

Chicago — William F. Rodgers, Metro's sales chief, announced here yesterday the naming of Henry Nathanson to be Metro's general manager for Canada under the new

(Continued on Page 8)

Grainger in Atlanta to Finalize Bromberg Deal

J. R. Grainger, president of Republic Pictures, is in Atlanta, completing final details of Republic's recently announced purchase of Ar-

(Continued on Page 8)

Metro Stockholders Meeting in February?

M-G-M's annual stockholders' meeting, usually held in December, may not be held until February. The annual financial statement also will be delayed because of uncompleted reports from the foreign markets.

Not Leaving Sales Top Spot—Wobber

Herman Wobber, 20th-Fox general sales manager, yesterday denied reports that he was leaving his post to return to the West Coast.

"I am staying here for a long time," was Wobber's comment to the rumors which developed following Tom Connors' appointment as executive assistant to Sidney R. Kent, president.

In good spirits, Wobber pointed

(Continued on Page 7)

Court Frowns on IATSE Coin as Bail for Dean

Nick Dean, charged with extorting $1,000,000 from the motion picture industry, yesterday was compelled by Federal Judge Henry W. Goddard to agree that none of the $25,000 bail would be supplied by an IATSE union. Understanding was reached after U. S. Attorney

(Continued on Page 7)

N.Y. Censor Cuts Fall Sharply

Trim 43 Fewer Pix; Eliminations Down 423

Albany—New York State censors reviewed fewer foreign-made pix, due to the war situation; ordered 400-odd fewer eliminations, received more revenue but returned less revenue to the State during the year ending June 30, the report filed by Irwin Esmond, director of the Division of Motion Pictures, indicates.

The Division reviewed 1,702 motion picture films, rejecting eight in their entirety. Of these eight,

(Continued on Page 7)

Schenck and Moskowitz Appeals Come Up Today

Appeal of Joseph M. Schenck and Joseph H. Moskowitz from a jury's verdict which found them guilty of tax evasion will be heard today by the U. S. Circuit Court of Appeals. Joseph M. Proskauer will argue for the appellants and U. S. Attorney Mathias F. Correa for the Government.

Bernhard Going for WB and Montague for Columbia; Jenkins, 20th-Fox's Rep.

Nicholas M. Schenck and George J. Schaefer will be among the company presidents who will attend the all-industry unity conference at the Blackstone Hotel in Chicago next Tuesday. It also was learned that Joseph Bernhard will represent Warner Bros. and Abe Montague will represent Columbia.

Whether Barney Balaban will represent Paramount or be represented by Austin Keough, general counsel, has not been determined officially. Felix Jenkins, 20th Cen-

(Continued on Page 3)

Taplinger Leaving WB Publicity Spot

Robert S. Taplinger yesterday announced his resignation as national publicity manager of Warner Bros. Pictures, Inc., to take effect within the next 10 days. Taplinger said he expected to announce his future plans shortly.

It is understood that with Tap-

(Continued on Page 7)

Ampa Luncheon to Honor V.C.'s Harris, O'Donnell

Ampa's testimonial luncheon honoring the Variety Clubs on Dec. 11 will have as its guests of honor

(Continued on Page 3)

Exhibitor Plays Return Engagement

Sherbrocke, Que. — B. H. Lavell, manager of the Granada Theater, who was just recovering from a fractured right leg suffered last January in a skiing accident—an injury which confined him to a hospital for several months—found himself back in the hospital here today suffering from a new fracture of the same leg received in an automobile collision.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Tuesday, Dec. 2)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	8	7¾	8	+ ⅜
Col. Picts. vtc. (2½%)	6¾	6¾	6¾	.....
Columbia Picts. pfd.	25¼	25	25	— 1
Con. Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	134¾	133¼	134¾	+ 1½
do pfd.	....	....	....	.....
Gen. Th. Eq.	13½	12⅝	13	+ ¾
Loew's, Inc.	38	37⅜	38	+ ⅜
do pfd.	107	107	107	+ ⅞
Paramount	16	15¾	15⅞	+ ¼
Para. 1st pfd.	115	114¾	115	+ ¼
Para. 2nd pfd.	14⅜	14⅜	14⅜	+ ⅛
RKO	2⅜	2⅜	2⅜	+ ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8⅞	8½	8⅞	+ ½
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	160½	160½	160½	+ ½
Warner Bros.	5⅞	5½	5⅞	+ ¼
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Loew's deb. 3½s46	102⅝	102⅝	102⅝	+ ¼
Para. B'way 3s55	58	58	58	+ ¾
Par. Picts. cv. 3¼s47	100⅜	100⅜	100⅜	.....
Para. Picts. deb. 4s56	100½	100½	100½	— ⅛
Warner Bros.' dbs. 6s48	96½	96½	96½	.....
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	⅛	⅛	⅛	.....
Sonotone Corp.	....	....	....	.....
Technicolor	8¼	7⅞	8	.....
Trans-Lux	⅝	⅝	⅝	+ ⅛
Universal Corp. vtc.	....	....	....	.....
Universal Picts.	....	....	....	.....

CLOSE THAT DEAL TOMORROW BY TELEGRAPHING TODAY VIA
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

Drops Garbo Pic Booking Without Even a Screening

Bangor, Me.—"Two-Faced Woman," Garbo pic, which has been running into censorship troubles, was scratched by Cornelius J. Russell, manager of the local Bijou Theater. Russell had the film booked for a week-end showing, starting Saturday. He cancelled the film without seeing it, acting simply upon the action taken in New York by Archbishop Spellman.

Checkup yesterday showed that state censor boards had acted as follows on Metro's "Two-Faced Woman":

New York—passed with no eliminations; Massachusetts, passed with one elimination; Maryland, passed, no eliminations; Virginia, passed, no eliminations; Ohio, passed, one elimination; Kansas, passed, no eliminations; Pennsylvania, passed, no eliminations.

The film also passed local censor boards in Chicago, Detroit and Portland, Me., without eliminations, it was said.

PRC Adds More Salesmen, Announce Circuit Deals

Additional salesmen and new circuit deals were announced yesterday by Producers Releasing Corp. Added to the sales staffs were Ollie Wog, Los Angeles; George Cooper, Milwaukee; J. B. Cummins, Atlanta; J. Brimmer, Omaha; F. J. Lee, Denver, and Mark Ross, Chicago.

New circuit deals include J. H. Cooper Enterprises, Denver; Robert Salnit circuit, New York; Publix-Bamford, Charlotte; Leonard Kaplan circuit, Omaha; Butterfield, Detroit; Cassidy circuit, Michigan; Griffith Amusement Co., Oklahoma City; Joseph Mathieu, Boston, and Eastland Theaters, Los Angeles.

Canadian PRS and BMI Drop License-Raising Move

Toronto — Canadian Performing Rights Society and BMI have agreed with broadcasting stations in the Dominion to drop move to raise license fees for next year for the use of musical works in radio programs.

The society will still seek approval of the Government for music license tax on portable sound film projection machines and coin-operated music players.

Dye Vat Treatment For "Saratoga Trunk"

West Coast Bureau of THE FILM DAILY

Hollywood — Setting "Saratoga Trunk" for one of the largest budgets of the new year, Warners definitely has decided to film the Edna Ferber novel in Technicolor. Picture is scheduled for early Spring production at Warner lot.

Goldenson and Dembow To Confer with Richards

Leonard Goldenson, head of Paramount theater department, and Sam Dembow, Jr., will confer with E. V. Richards in New Orleans on operation matters following the meeting of Paramount affiliates in Chicago today. Leon Netter of the home office, who has been attending a board meeting of East Texas Theaters, Inc., at Lufkin, Tex., will attend the New Orleans parleys.

Attending the Chicago meeting will be the following Paramount partners and executives: Abe Blank and Ralph Branton, Tri-States Theater Corp., Des Moines; John J. Friedl, Minnesota Amusement Co., Minneapolis; Tracy Barham, Intermountain Theaters, Inc., Salt Lake City; Harry Nace, Publix-Rickards-Nace, Inc., Phoenix, Ariz.; Harry David, Northio Theaters Corp., Cincinnati; Earl J. Hudson, United Detroit Theaters Corp., Detroit; John J. O'Leary and John Nolan, Comerford-Publix Corp., Scranton; M. J. Mullin, M & P Theaters Corp., Boston; Nate Goldstein, Western Mass. Theaters Corp., Springfield, Mass.; John Balaban, B & K Corp.; J. J. Rubens, Publix Great States, and from the home office in addition to Goldenson and Dembow, Edward L. Hyman.

Release "Fantasia" in Jan. On Continuous Run Policy

Walt Disney's "Fantasia," which RKO is readying for general release late in January, is to be presented over the country on a continuous run policy at popular admissions, it was announced yesterday by Roy Disney, executive vice-president of Walt Disney Productions.

For general release, "Fantasia" will comprise the same music and stories which it had for roadshow engagements but for general distribution the program has been tightened up to run about 85 minutes.

Equity Council Accepts Red Ban Amendment

Amendement to its constitution which would ban members of the Communist party, Nazis or Fascists or their sympathizers from holding office in or being employed by Equity, was yesterday accepted by the Council. The proposed amendment will be submitted to membership vote on Jan. 9.

Committee drawing up the text of the amendment was composed of Dudley Digges, Ben Smith and Hiram Sherman.

Disney Delivers Film to Canada

West Coast Bureau of THE FILM DAILY

Hollywood—First of Walt Disney's Canadian defense cartoons, "The Thrifty Pig," has been delivered to the Canadian Government. It deals with war savings. Disney will deliver three more.

COMING and GOING

BILL GEHRING, 20th-Fox Central division manager, left for Chicago last night where he will be for three days.

DAVID ROSE, Paramount's managing director in Great Britain, arrives Monday aboard the Exeter.

NORMAN ELSON, general manager of Trans Lux, left yesterday for Philly and Washin[illegible] he returns tomorrow.

HARRY M. KALMINE, LEONARD SCHLESINGER and **HARRY GOLDBERG**, return this morning from a meeting in Albany with Warner theater executives in that zone.

"H. M. Pulham, Esq." Bow Puts Hub on Premiere Map

Boston—M-G-M is opening "H. M. Pulham, Esq.," at the State and Orpheum Theaters here tonight in the first major premiere Boston has seen in more than a year. Robert Young, who plays the title role, and J. P. Marquand, author of the novel, will be the guests of honor.

A press luncheon will be held today at the Ritz-Carlton Hotel. A press-radio breakfast was held at the Ritz yesterday.

RCA Victor Places Spot Television Announcement

RCA Victor has placed a television spot commercial with NBC's outlet, WNBT, in an effort to locate the few RCA Victor tele receivers that have not yet been adapted by factory reps. to receive transmission under the new standards for tele broadcasting.

Chi. Exchange Workers Asking 30 P. C. Increase

Chicago—The local Film Exchange Employes' Union is asking a 30 per cent wage increase, a two-year contract and several changes in working conditions.

Sam Lamansky represents the union and Allen Usher, Paramount's district manager, heads the exchange negotiators.

On Mayor Kelly's Committee

Chicago — John Balaban, Eddie Silverman and James Coston head the film division of Mayor Kelly's Committee for National Defense.

MITCHELL MAY, Jr.
CO., INC.
INSURANCE
Specializing
in requirements of the
Motion Picture Industry
75 Maiden Lane, New York
510 W. 6th St. Los Angeles

Schenck, Schaefer To Chi. Unity Meet

(Continued from Page 1)

tury-Fox attorney, will represent his company.

In addition to Schenck, M-G-M will be represented by W. F. Rodgers, vice-president and general sales manager, and H. M. Richey, assistant to Rodgers.

Universal and United Artists will not participate in the conferences strictly for legal reasons. Joseph Prutzman, Universal general counsel, said yesterday that his company was in full sympathy with the meeting and was in favor of what it hoped to accomplish, but that it could not take part until certain legal actions in which it is involved are clarified. He indicated that when the suits are completed, Universal would be glad to join in whatever program is devised. United Artists is holding out for the same reasons.

Meanwhile, Ampa has been invited by the conference committee to send a delegate to the Chicago meeting. Maurice Bergman has been selected to represent the organization.

Ampa Luncheon to Honor V.C.'s Harris, O'Donnell

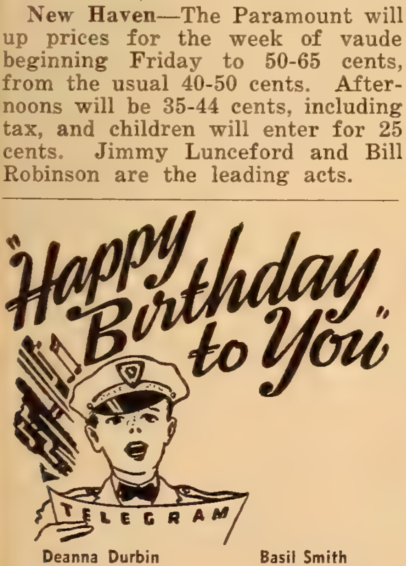
(Continued from Page 1)

John H. Harris of Pittsburgh, national chief barker, and Bob O'Donnell, of Dallas, first assistant national chief barker.

The story of the organization, known as "Heart of Show Business," will be told by Harris, founder of the clubs, and O'Donnell, whose activities have been far-reaching in the administration of the organizations.

Paramount, New Haven, Ups Prices for Vaude

New Haven—The Paramount will up prices for the week of vaude beginning Friday to 50-65 cents, from the usual 40-50 cents. Afternoons will be 35-44 cents, including tax, and children will enter for 25 cents. Jimmy Lunceford and Bill Robinson are the leading acts.



Deanna Durbin
Marion Shilling
Monty Collins
Basil Smith
Hollis Kennahan
Luceil Engel

● ● ● WARNER BROS. made class film history yesterday afternoon via the unleashing of the first two of its short subjects presenting the Ballet Russe de Monte Carlo......The blankets were taken off these top-flight tab reels at (appropriately) Fefe's Monte Carlo o'er on East 54th St.......Local film annals have yet to see a more brilliant audience......Your correspondent can merely say that the venue was packed with notables......Among those present were Tamara Toumanova of the Ballet Russe, Mrs. Leonore Warner, Mr. and Mrs. Conan Doyle, Mort Blumenstock, the Duchess de Talleyrand, Mrs. George Washington Kavanaugh, Mr. and Mrs. Rhinelander Stewart, Mr. and Mrs. Billy Rose, Don Mersereau, the Marquis de Cuevas, James H. R. Cromwell, Norman Moray, Helen Hayes, Maurice Evans, Lady Decies, Countess de Santa Cruse, Gerry Duncan, Prince Serge Obolensky, A. G. Vanderbilt, Baron Wrangle, Prince and Princess De Bourbon, Louella Parsons, Chester and Mrs. Bahn, Herbert Bayard Swope...... Bob Ritchey, Sailing Baruch, Jr., Monty Woolly, Fay Wray, Paul Lukas .....Oh, Gosh, we're tired of looking around.....Anyway, just pretend you've been to such a party......It's fun pretendin'......A huge outpouring of first-line press gents were on hand, all the trades were represented, as were the national mags. and photographers galore......

▼ ▼ ▼

● ● ● *LOCAL exchange of 20th-Fox could use Charlie Chan right now......It seems that on Monday afternoon the diligent Miss Bess Goldstein reached up to eye-level, removed her glasses, and put them down on a table top in Marse Moe Sanders' office......There were several exhibitors in and about the immediate precincts at the time, and when Miss Goldstein saw that she didn't have her glasses on (or found that she couldn't see with her glasses off), they were missing from the table top......Therefore, my dear Watson, somebody is inadvertently in possession of the glasses......Won't that somebody take inventory and return 'em to Bess?......There'll be no questions asked, for it's perfectly understandable that any exhib. would be glad to get some "spectacles" from 20th-Fox......And besides, there are so many cocktail parties being given this season along local Film Row that all of us have gotten in the habit of lifting glasses.*

▼ ▼ ▼

● ● ● FILM MAKERS.—keep your eye on vivacious Renee Rochelle, 16 year old lyric soprano, who looks like Ethel Merman, sings like an angel (ask Charley Goetz, Meyer Mishkin and Joe Holden of 20th-Fox; M-G-M's talent dept., George Abbott, Dwight Wiman's office, Dick Rogers, Rise Stevens, Phil M. and Mori Fremon, Renee's manager) ......Has been radio songstress since age of three, and was featured in Warner shorts......Now appearing in her first B'way show, "Best Foot Forward"......This week was one of the two winners in the Mary Martin "Birth of the Blues" contest, and'll appear on stage of local Paramount Theater on Dec. 18 to get the award. . . ● Herb Berg resumes as trade press contact for Paramount, replacing Henry Larner. . . ● Theme of one of the speakers at Oklahoma MPTO convention in Oklahoma City on Dec. 9 is listed as "Checkers and How They Are Played" (it's too early to predict whether the speaker will discuss the game or the fellows who work for Ross Federal)......

Cooper on Loan-Out to Para.?

Hollywood—Samuel Goldwyn has approved the loan-out of Gary Cooper, whom he has under contract, to Paramount for the leading role in "For Whom the Bell Tolls." Paramount is negotiating directly with Cooper who has the final say on loan-out commitments for him. Deal is expected to be closed this week.

Cecelia Parker Returns

West Coast Bureau of THE FILM DAILY

Hollywood—Cecelia Parker returns to the Andy Hardy series in "The Courtship of Andy Hardy" which goes into production at the Metro studios under the direction of George Seitz. She had been out of several films of the series, due to differences with the studio.

Crescent Argument May Conclude Today

(Continued from Page 1)

trust laws through its franchises with distributors or management or operation of its affairs was the contention of W. H. Mitchell, Florence, Ala., in his final plea for Muscle Shoals Theaters, Louis Rosenbaum and Mrs. Nettie Sudekum. Delayed by the hearing of another suit by Judge Davies, the Crescent argument was not opened yesterday until 3 p.m. and adjourned after hearing Mitchell.

Finds Gov't's Position "Confusing"

Edward C. Raftery, chief counsel and new president of United Artists, speaking late Monday, admitted that he was "very confused about the Government's position" in that much was being said about competition and that there had been "little discussion of the Sherman or Clayton Acts and little discussion of the relation of facts and evidence in the suit in relation to restraint of trade."

He pointed out that no federal law guarantees "free competition" and that every reference in both the Sherman and Clayton Acts is to "unreasonable restraint of trade." He then asserted that nowhere in their charges do the D of J counsel claim "direct restraint" against the distributors. Referring to a statement in one of the Government's briefs that "United Artists yielded to the circuit buying power of Crescent Amusement Co. and its affiliates in closed situations," Raftery claimed that D of J counsel were making a final attempt to substitute the "yielding to circuit buying power" for the "concert of action" or "common purpose," necessary to establish a conspiracy, which it had not been able to establish by evidence in the hearing.

Right to Choose Customers

Raftery concluded his plea with a reassertion of a distributor's right to "choose his own customers" by reference to the case of the Federal Trade Commission vs. Raymond Company, U. S. 263.

J. D. Mosby, of Cornelius, McKinney & Gilbert, accused the Government counsel of "mental legerdemain" in their efforts to make a case of conspiracy against Universal and United Artists.

A prominent local attorney who has heard the entire suit declares that the Government's case against all defendants in this suit is the weakest ever presented in local courts for its magnitude.

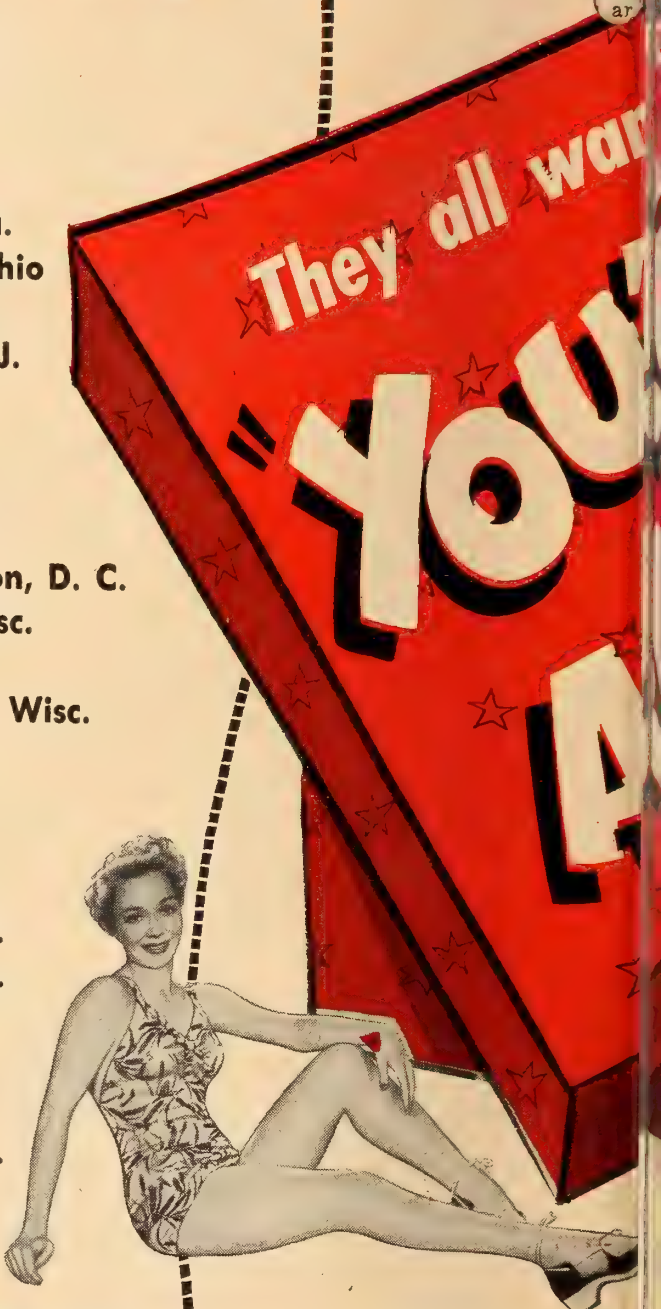
STORKS!

An eight-pound baby girl was born Sunday to Mrs. James Cunningham, wife of the news editor of the Motion Picture Herald.

THEY'VE PICKED OUT THEIR XMAS PRESENT ALREADY AT

- The Stanley, Pittsburgh, Pa.
- The Cambria, Johnstown, Pa.
- The Capitol, Steubenville, Ohio
- The Branford, Newark, N. J.
- The Stanley, Jersey City, N. J.
- The Fabian, Paterson, N. J.
- The Montauk, Passaic, N. J.
- The Stanley, Baltimore, Md.
- The Earle, Washington, D. C.
- The Ambassador, Washington, D. C.
- The Warner, Milwaukee, Wisc.
- The Venetian, Racine, Wisc.
- The Sheboygan, Sheboygan, Wisc.
- The Capitol, Madison, Wisc.
- The Rio, Appleton, Wisc.
- The Bay, Green Bay, Wisc.
- The Strand, Oshkosh, Wisc.
- The Kenosha, Kenosha, Wisc.
- The Warner, Memphis, Tenn.
- The Strand, Albany, N. Y.
- The Avon, Utica, N. Y.
- The Regent, Elmira, N. Y.
- The Palace, Jamestown, N. Y.
- The Haven, Olean, N. Y.
- The Warner, Reading, Pa.
- The Queen, Wilmington, Del.
- The Roger Sherman, New Haven, Conn.
- The Warner, Bridgeport, Conn.
- The Strand, Hartford, Conn.
- The Capitol, Springfield, Mass.
- The Warner, Worcester, Mass.
- The State, Waterbury, Conn.
- The Garde, New London, Conn.
- The Sherman, Chillicothe, Ohio
- The Leroy, Portsmouth, Ohio

WHAT AN ARMY
of smart showmen are booking this wacky, khaki hit for the holidays!



JIMM

DUR

"NAVY BLUE

NEW SEASON! NEW BOXOFFICE HIGHS! WARNER BROS

PREVIEWED the other night to the greatest laughs in history!

"CAUGHT WITH ME PANZERS DOWN! —SARGE, I'M MORTIFIED!"

TE PHIL SILVERS JANE WYMAN

E A NEW TEAM! AND THEY'RE A SCREAM!

XTETTE" • MATTY MALNECK AND HIS ORCHESTRA • Directed by LEWIS SEILER

Original Screen Play by Paul Gerard Smith and George Beatty

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Babes on Broadway"

with Mickey Rooney, Judy Garland,
Virginia Weidler

M-G-M 118 Mins.

A TINGLING, REFRESHING MUSICAL BRIMMING OVER WITH ENTERTAINMENT; WILL BE A BOX-OFFICE SMASH OF THE SEASON.

What Broadway means to thousands of stage-struck youngsters with their hopes and aspirations has been crystallized into one of the most refreshing and enjoyable musicals to ever grace the screen. The zip and energy conveyed by the youthful principals run through the film like a spring breeze down a valley slope. It has everything and exhibs. can prepare for holdovers and top grosses.

Mickey Rooney and Judy Garland are the stars and they are swell. There are no limits to the amazing versatility displayed by Rooney who runs through an album of characterizations that leaves one gasping with admiration. As for Miss Garland, she clearly establishes that she is the number one songstress of Hollywood.

This is Busby Berkley's finest directorial effort. He and Producer Arthur Freed can share the credit for keying the production at the pitch where it reflects the enthusiasm and ability of the cast. Film includes a galaxy of hit songs and a wise selection of old favorites. The script by Fred Finklehoffe and Elaine Ryan is far above average.

Film is studded with highlights. Easily the best is the cleverly conceived scene where Rooney and Miss Garland walk into the old empty theater. They stand on the old dust covered stage as Rooney talks about the former hits and flops. Then the camera flashes to an old Richard Mansfield poster in "Cyrano de Bergerac." And the surprising Rooney is doing a bit from "Cyrano" in costume with dramatic effectiveness. Miss Garland takes the stage as Fay Templeton singing "Marie" from "Forty-Five Minutes from Broadway." Rooney rounds out his impersonations with one of Sir Harry Lauder singing, "She's My Daisy," and George M. Cohan singing "Yankee Doodle Dandy." Miss Garland delights again as Blanche Ring singing "Rings On My Fingers, Bells On My Toes," and winds up doing an impersonation of Sarah Bernhardt.

Every production number is nicely spotted in the yarn which is about Rooney and his two friends, Ray McDonald and Richard Quine, known professionally as The Three Balls of Fire. Rooney gets the inspiration to put on a show for the kids from the settlement house so they can get an opportunity to go to the country. At first, he is thinking of his career but Miss Garland helps him realize it is worth making the sacrifice for the kids. They put their show on in the old theater and attract the attention of the producer, played by Jimmy Gleason.

Film opens with The Three Balls of Fire doing a clever song and dance, "Anything Can Happen in New York," by Burton Lane and E. Y. Harburg. One of the sweeter numbers, a Ralph Freed and Burton Lane composition, "How About You," is done by Rooney and Miss Garland with Rooney doing an acrobatic dance. Another highlight is an unnamed tot with a hard-boiled face who wanders into the rehearsal room, plays a classical number with skill and leaves.

Continuing the high calibre of the entertainment is the scene where Miss Garland sings a stirring song by Burton Lane and E. Y. Harburg, "Chin Up—Cheerio—Carry On," in a tremendously effective manner. There is a sprightly and zippy number "Hoe Down," by Rogers Eden and Ralph Freed, where Rooney and Miss Garland click again. One of the howling successes is Rooney in costume doing a take-off on Carmen Miranda called "Bombshell from Brazil."

The finale is a stunner and a tribute to Berkley's directorial efforts. It is a handsome and tuneful minstrel number. If there haven't been enough bouquets for Miss Garland, catch her singing "Franklin D. Roosevelt Jones," and then "Waiting for the Robert E. Lee" with Rooney and the ensemble. And no kidding, Rooney even strums a banjo with dexterity.

There are enough laurels to go around especially for Ray McDonald, a likeable youngster and a gifted dancer, Virginia Weidler, who is growing up but still a splendid child performer, Ann Rooney, no relation to Mickey, Richard Quine, and Fay Bainter, who is perfect as the assistant to the theatrical producer.

CAST: Mickey Rooney, Judy Garland, Fay Bainter, Virginia Weidler, Ray McDonald, Richard Quine, Ann Rooney, Donald Meek, Luis Alberni, Alexander Woollcott.

CREDITS: Producer, Arthur Freed; Director, Busby Berkley; Screenplay, Fred Finklehoffe and Elaine Ryan; Original, Fred Finklehoffe; Cameraman, Lester White; Musical Direction, Georgie Stoll; Film Editor, Frederick Y. Smith.

DIRECTION, Tops. PHOTOGRAPHY, Excellent.

"You're in the Army Now"

with Jimmy Durante, Jane Wyman,
Phil Silvers

Warner Bros. 79 Mins.

JIMMY DURANTE AND PHIL SILVERS ARE GOOD TEAM IN HOKEY SLAPSTICK COMEDY.

Here's another case where the performers are better than their material. Jimmy Durante and Phil Silvers are a funny pair of comedians but they are unable to make this latest opus about Army life rate among the best of its kind. As program pic, it will get its share of laughs.

Trouble lies in the slapstick that is literally dragged into the picture. Most of it lacks sparkle and ingenuity and the aroma of mothballs still clings to some of the gags. Typical of the shallow inventiveness of the gag men is the climax where the colonel's house balances perilously on the cliff.

While film has considerable action, tempo could be spruced up by scissoring of unnecessary footage. Durante and Silvers carry the picture in a big way. Pair are cast as vacuum cleaner salesmen who get in the Army by mistake because Durante tries to sell a recruiting officer a vacuum cleaner.

Durante is always the scapegoat with a hard-boiled sergeant making life miserable for him. Most of the laughs come when Durante and Silvers, in effort to aid romance of Jane Wyman and Regis Toomey, attempt in their own inimitable manner to convince Colonel Dobson, Donald McBride, that the tank is a necessary adjunct of the cavalry. Miss Wyman is the colonel's daughter and Toomey is the officer assigned to modernizing the regiment.

At all times, Durante is genuinely a fine comic. Silvers also stands out. A cute asset to the film is presence of Jane Wyman. McBride is good as the die-hard cavalry officer.

Production is spotted with a few musical numbers, one of which, features Matty Malneck's orchestra. Durante gets to the piano in two scenes with happy results. Direction is average.

CAST: Jimmy Durante, Jane Wyman, Phil Silvers, Regis Toomey, Donald McBride, George Meeker, Joseph Sawyer, William Haade.

CREDITS: Associate Producer, Ben Stoloff; Director, Lewis Seiler; Cameraman, Arthur Todd; Screenplay, Paul Garard Smith and George Beatty; Film Editor, Frank Magee.

DIRECTION, Average. PHOTOGRAPHY, Standard.

"Steel Against the Sky"

with Lloyd Nolan, Alexis Smith,
Craig Stevens

Warner Bros. 68 Mins.

MIXTURE OF MELODRAMATIC ROMANCE AND COMEDY DOES NOT JELL IN ROUTINE PROGRAM FEATURE.

Yarn about men who climb high to build bridges comes down to earth with a dull thud. Indecisiveness of script is largely responsible for routine result since film wavers as it unreels towards its objective.

Pic starts out as a virile tale of bridge workers but gets sidetracked when a note of comedy is injected. Two of the bridge builders are brothers, Lloyd Nolan and Edward Brophy. Youngest brother, Craig Stevens, is the happy-go-lucky type who would like to make money the easy way.

Romantic element enters when attractive Alexis Smith, daughter of the head of the bridge company, visits Nolan's home for dinner where the father and former bridge builder, played by Edward Ellis, heads the family. Youngest brother falls for Miss Smith and decides to get a job as one of the bridge builders much to his brothers' surprise.

When Nolan discovers girl is crazy about the kid brother, the schism in the family develops. Brothers carry on a feud until a wintry night when Stevens goes aloft to save Nolan. Latter becomes reconciled to romance and film ends with a happy note.

Performances by the principals are competent without being distinguished. Gene Lockhart, Howard daSilva, Julie Bishop and Walter Catlett are adequate in supporting roles.

CAST: Lloyd Nolan, Alexis Smith, Craig Stevens, Gene Lockhart, Edward Ellis, Walter Catlett, Howard daSilva, Edward Brophy, Julie Bishop.

CREDITS: Associate Producer, Edmund Grainger; Director, A. Edward Sutherland; Screenplay, Paul Gerard Smith; Original, Maurice Hanline and Jessie Lasky, Jr.; Cameraman, James Van Trees; Film Editor, Doug Gould.

DIRECTION, Adequate. PHOTOGRAPHY, Okay.

"The Vanishing Virginian"

with Frank Morgan, Kathryn Grayson,
Spring Byington

M-G-M 97

NOSTALGIC TALE OF A PUBLIC SPIRITED CITIZEN; HAS MANY MOMENTS OF GENUINE APPEAL.

How a Virginian served his communit is a film that is told in a nostalgic vein Based on the book by Rebecca Yancey Williams, it is about a man, Robert Yancey who for many years was the commonwealt attorney for Lynchburg and who believe in carrying out the democratic principle upon which our nation was founded.

Film is essentially in a reminiscent mood Frank Borzage has directed skillfully an to a large degree has recaptured the spiri of a Virginia community during the pre-wa days. The character of Yancey is exemplified through his family and its variou problems, and not through his skirmishe in life. Albeit slow-moving, film has man moments of genuine appeal and should prov a satisfactory grosser.

The Yancey family consists of Rosa, th wife, a dreamy person who addresses he husband as "Mr. Yancey" and gets lost i her books, Rebecca, the youngest who woul rather sing than study art, Margaret, th eldest, who would rather study law tha music, and three younger children.

Kathryn Grayson sparkles as Rebecca wh captures the heart of a young lawyer, playe by Douglas Newland. Natalie Thompson the eldest sister, gives up her ambition fo the legal profession for matrimony with young business man, played by Mark Daniels

Nub of the tale lies in the relationship o the parents, played in a splendid manner b Ralph Morgan and Spring Byington. The make a compelling middle-aged couple who have a deep attachment for each other. Their mutual regard and the devotion displayed by the wife as her husband is re-elected and re-elected until he meets his defeat carries a strong chord of emotion. Nor does the loss of his office blunt Yancey's philosophy of life.

In lesser roles, Newland and Daniels turn in sound performances. Leigh Whipper as the colored friend and helper of the Yancey family contributes an effective portrayal as does Louise Beavers as the servant. Juanita Quigley, Scotty Beckett and Dickie Jones are good as the younger children.

CAST: Frank Morgan, Kathryn Grayson, Spring Byington, Natalie Thompson, Douglas Newland, Mark Daniels, Juanita Quigley, Scotty Beckett, Dickie Jones, Leigh Whipper, Louise Beavers.

CREDITS: Producer, Edwin Knopf; Director, Frank Borzage; Screenplay, Jan Fortune; Original, Rebecca Yancey Williams; Cameraman, Charles Lawton; Film Editor, James E. Newcom.

DIRECTION, Good. PHOTOGRAPHY, Good.

"Dumbo" in 250 Keys

Walt Disney's "Dumbo" will play in approximately 250 key theaters during the Christmas holiday period. Bookings to date include the entire metropolitan circuit of RKO embracing about 50 houses.

aplinger Leaving VB Publicity Spot

(Continued from Page 1)

ger's departure the Warner home fice publicity setup will revert to old form, with Mitchell Rawson charge of publicity in the East, he studio publicity handled by Evelove, until his promotion aplinger's aide there.

In trade circles, Taplinger's desion created no great surprise. It ad been reported that he did not egard his transfer to the East— e had been West Coast studio pubcity director until the recent Warer executive realignment — with reat degree of favor, preferring ne Hollywood scene.

This, and other factors which deeloped as new setup became oprative, finally led Taplinger to subnit his resignation to home office xecs. yesterday.

Taplinger's statement spoke of is "happy association" and termed he parting as "with mutual respect nd esteem." Jack L. Warner's tatement wished Taplinger "good ıck," cited his "fine record."

Court Frowns on IATSE Coin as Bail for Dean

(Continued from Page 1)

Mathias F. Correa expressed fears hat Dean would seek the bail money rom a union.

The court on request of the proseutor set Jan. 6 as the proposed date f trial with the understanding that further adjournment may be reuested. David V. Cahill represented Dean at the arraignment where a lea of not guilty was entered to he Federal indictment of extortion n association with Louis Kaufman.

Reel Fellows Club Formed

Milwaukee — The Reel Fellows Club of Milwaukee, comprised of all ilm salesmen in the local exchange erritory, has been organized here with R. W. Baker, Paramount, as resident and G. W. Edgerton, 20th-Fox, as secretary-treasurer. Purpose of the organization is primarly fraternal, although it will also work to promote industry welfare. An all-industry affair will be sponored by the club in February.

WEDDING BELLS

Scranton, Pa.—The engagement of William F. Knott of the Kunz Motion Picture Equipment Co. of Philaelphit to Martha Muncie is announced.

Pittsburgh—Engagement of Jerry Roth, son of Mr. and Mrs. I. Roth of the Penn Theater, Pittsburgh, to Miss Mildred Israel of this city, has just been announced. The marriage will take place in the early Spring.

N.Y. Censor Cuts Fall Sharply

Trim 43 Fewer Pix; Eliminations Down 423

(Continued from Page 1)

however, four were later revised, resubmitted and licensed. Eliminations of 503 scenes, sub-titles and dialog were made in 68 films on statutory grounds; as contrasted with 926 eliminations in 111 films of 1,762 submitted a year ago.

Income received totaled $316,095.50, an increase over the $311,800 for the previous fiscal year. Expenditures totaled $68,418 as against $63,877, with a net revenue to the State of $247,677.47 against $247,922.24 for 1939-40's fiscal year.

Foreign-made films submitted for review and license dropped from 488 for the last year to 311 in the 12 months ending June 30. Countries from which reviewed films came were: Germany, France, Great Britain and its empire, China, Mexico, Czechoslovakia, Poland, Sweden, Hungary, Russia, Italy, Finland, Ireland, Spain, Austria, Argentina, Norway, Cuba, Greece, Palestine, Puerto Rico and Siam.

Statutory reasons for eliminations of the 503 scenes, etc. were: Sacrilegious, 14, immoral or tending to corrupt morals, 195, inhuman, 35, tending to incite to crime, 18, indecent, 241.

Director Esmond explained the reduction as being due in part to frequent conferences between the Division and producers or distributors, whereby it was possible to suggest a plan of revision of pix to relieve them of objections.

"Frequently these suggestions were worked out by the applicant or producer," Esmond said, "without seriously interfering with the continuity of the story, with the result that we were able to license the pictures after careful review."

Esmond's report also revealed that since the Motion Picture Commission was authorized by law in 1921, the State has received a total of $4,710,170.15 from censorship work, expending $1,446,521.37 in the same period or a net revenue to New York state of $3,263,648.78.

The Division of Motion Pictures reviews and licenses motion pictures, excepting newsreels, before exhibition. Likewise, its inspectors are charged with inspecting theaters and exchanges or storages where film is kept to see that films have been licensed and that the leader is displayed on the screen.

Stan Kozanowski Honored By Buffalo Variety Club

Buffalo—The Variety Club of Buffalo yesterday elected new officers at its annual meeting. They are Stanley Kozanowski, manager, Rivoli Theater, chief barker; Elmer F. Lux, RKO branch manager, first assistant; Andrew Gibson, secretary of Playhouse, which owns the Erlanger Theater, second assistant; and W. E. J. Martin, Buffalo Courier-Express drama editor, secretary-treasurer.

It was Martin's seventh consecutive year as secretary-treasurer. Serving on the board in addition to the four officers, are: Nicholas J. Basil, general manager and vice-president of Basil Bros. Theaters; Irving Fried, president of Tri-State Automatic Candy Corp.; Ralph W. Maw, M-G-M Buffalo branch manager; Dewey Michaels, managing director of the Palace and Mercury Theaters; Sydney Samson, Buffalo branch manager of 20th Century-Fox exchange; Matthew V. Sullivan, Jr., of the United Artists sales staff, and Murray Whiteman, of Whiteman's shop.

Para. Showing Third Group

Paramount's third group of five pictures will be tradeshown in 31 exchange cities tomorrow and Friday. In New York City the screenings will be held at the 20th Century-Fox projection room. The block includes "Bahama Passage," "Sullivan's Travels," "Mr. Bug Goes to Town," "Midnight Angel" and "No Hands on the Clock."

Not Leaving Sales Top Spot—Wobber

(Continued from Page 1)

out that almost four years ago when he joined the company it was said he would not stick it out and return to his home in San Francisco. He said he would be around for a long while and had no intention of leaving.

The 20th-Fox sales chief declared there was no truth to printed reports that he had signed a five-year contract. According to Wobber, his present contract still has a year-and-half to run.

Wobber, who has been on the Coast for three weeks, will remain here until the middle of the month when he visits Minneapolis on Dec. 17 for the anti-five hearings.

Fred Guest Dies

Hamilton, Ont.—Fred Guest, 77, prominent as an independent theater owner for many years, died here following an illness of several months. Guest sold the Empire, Delta and Queen's Theaters in Hamilton during the past year to M. A. Milligan of Toronto and also sold the Stanley Theater, a large house in Vancouver, B. C., to Famous Players Canadian.

THE THRILL SHOW OF THE YEAR!

MR. DISTRICT ATTORNEY IN THE CARTER CASE

JAMES ELLISON as the sleuthing Assistant District Attorney and VIRGINIA GILMORE as his partner in crime-busting and love.

JAMES ELLISON • VIRGINIA GILMORE • FRANKLIN PANGBORN
PAUL HARVEY • LYNNE CARVER • SPENCER CHARTERS • Bernard Vorhaus • Director
Original screen play by Sidney Sheldon and Ben Roberts
Based on the Phillips H. Lord Radio Program, "MR. DISTRICT ATTORNEY"

A REPUBLIC PICTURE

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Tioga Clearance Case Names Para.

Lewen Pizor, operator of the Tioga Theater, Philadelphia, has filed a demand for arbitration, naming Paramount as the sole defendant. Pizor claims that for three months he has asked Paramount to reduce the clearance now granted to the Strand Theater over the Tioga but without results. He charges that any clearance in excess of 14 days is excessive and asks that the clearance of the Strand over the Tioga be fixed at 14 days.

Virginia Beach Arbitration Hearing at Capital Dec. 11

Washington Bureau of THE FILM DAILY

Washington—Arbitration hearing in the complaint of the Bayne Theater at Virginia Beach against clearance granted by Vitagraph to the Newport Theater at Norfolk has been definitely set for Dec. 11, it was announced here yesterday.

Ogden Theater Case, Chi., Withdrawn from Arbitration

Chicago — The Ogden Theater, Chicago, arbitration case was withdrawn yesterday. Ben Cooney and Harold McFarland, operators of the theater, obtained fourth week general release.

McLendon to File Appeal From Arbitration Dismissal

Dallas—R. R. McLendon, owner of the State and Texan theaters, Atlanta, Tex., announced yesterday that he will file an appela from the decision of J. B. Adue, Jr., arbitrator, dismissing his clearance case against 20th-Fox, RKO and Warners.

HUT to Pay 1¼% Dividend

Hamilton, Ont.—Thos. J. Bragg, secretary of Hamilton United Theaters Ltd. announces that the directors have declared a dividend of 1¼ per cent on the outstanding preferred shares, payable Dec. 31, to shareholders of record Dec. 15.

5 From Mono. in December

West Coast Bureau of THE FILM DAILY

Hollywood — Monogram will release five features this month: 5, "Borrowed Hero" and "Lone Star Law Men"; 12, "Riot Squad"; 19, "Road to Happiness"; 26, "Forbidden Trails."

TO THE COLORS!

Vincennes, Ind.—Robert La Plante, manager of the Panthom Theater here, is now in the Army, stationed at Ft. Knox.

Irving Salzburg of Pictorial Films and Academic Film Co., now wearing the Army's o.d., has been transferred from Camp Upton to Fort Monmouth, N. J.

REVIEWS OF NEW FILMS

"Dr. Kildare's Victory"

with Lew Ayres, Lionel Barrymore,
Ann Ayars

M-G-M 92 Mins.

PROGRAM PICTURE OF MORE THAN AVERAGE APPEAL; WILL PLEASE AND DO WELL GENERALLY.

Surviving the loss of his sweetheart, Dr. Jimmy Kildare carries on and the screen medico's followers will enjoy his latest adventures. Dr. Kildare returns to work with Dr. Gillespie at the hospital and experiences a series of incidents which are part of the screen yarn. Film is nicely slanted to catch the family trade.

Dr. Kildare's victory occurs when a young interne in whom he has taken an interest loses his job. Dismissal occurs when the interne aids an injured and much-publicized debutante outside the hospital's zone. The nurse with whom the interne is in love is also fired just about when the pair are going to take Dr. Kildare's advice and get married.

Debutante is an attractive newcomer, Ann Ayars. She candidly sets her cap for Dr. Kildare with whom she becomes friendly. The girl furnishes Dr. Gillespie with the idea of publicizing Dr. Kildare's expose of the condition which led to the dismissal of the interne and nurse. Publication of the story does the trick and the pair are reunited. Film ends with suggestion that the deb hasn't given up on winning Dr. Kildare.

Lew Ayres comes through with another crack performance as does Lionel Barrymore. Miss Ayars shows promise. Robert Sterling and Jean Rogers are good as the scapegoats of medical red tape.

Major W. W. Van Dyke II's direction is standard as is the script by Harry Ruskin and Willis Goldbeck.

CAST: Lew Ayres, Lionel Barrymore, Ann Ayars, Robert Sterling, Jean Rogers, Alma Kruger, Walter Kingsford, Nell Craig, Edward Gargan, Marie Blake, Frank Orth, George H. Reed, Barry Nelson, Eddie Acuff, Gus Schilling, Stuart Crawford, William Bakewell, Charlotte Wynters.

CREDITS: Director, Major W. S. Van Dyke II; Screenplay, Harry Ruskin and Willis Goldbeck; Original, Joseph Harrington; Cameraman, William Daniels; Film Editor, Frank E. Hull.

DIRECTION, Standard. PHOTOGRAPHY, Good.

Tex. TOPA Changes Name To Tex. Thea. Owners, Inc.

Dallas—At a meeting yesterday TOPA voted to change its name to Texas Theater Owners, Inc. Henry Reeve Menard was elected president; C. W. Sadler of Weatherford, vice-president; Don C. Douglas of Dallas, secretary-treasurer; A. J. Wooten of Canyon, J. C. Chatmas of Marlin, R. J. O'Donnell of Dallas were placed on the executive committee.

Twenty-one directors, one for each congressional district are to be filled by Jan. 1.

The organization is not affiliated with any national group but will lend its influence and help in any movement it feels is to the benefit of the industry or the exhibitor.

☆ SHORTS ☆

"Spanish Fiesta"

Warner Bros. 19 mins.

Magnificent Short

Featuring the Ballet Russe de Monte Carlo, this short, first of what is definitely a masterful series, cannot be viewed without a mental cut-back to the first of the Vitaphone tab reels. Between them and this offering is a vast chasm of progress, the current film representing the high water mark in shorts production. Cloaked in magnificent Technicolor, the footage is a super-delight to eye, ear and esthetic senses. Filmland has yet to experience such delight. Lovely Tamara Toumanova takes the part of the gypsy girl who comes to the party of the aristocrats and executes the dances of her people magnificently and spectacularly. Musical backgrounds and camerawork are standout, and the care which has been taken with camera angles and composition of scenes is amazing. Truly a superb class short, it will score wherever discriminating audiences gather. The great Massine is co-choreographer with Argentinita. Efrem Kurtz is the musical director, and Jean Negulesco the director. Fredric Franklin is superb.

"The Gay Parisian"

Warner Bros. 20 mins.

Superb Reel

Second of the series in stunning Technicolor, this short recounts the experiences of the Peruvian in a gay Parisian cafe. Although he sees feminine beauty all around him, he is unable to capture a girl. But he has adventures, not the least of which are flirtations. which cause jealousy and his subsequent eviction by the menage's waiters. The work of the Ballet Russe de Monte Carlo is exquisite, and. with interest in the dance what it is. exhibitors have a grand box-office bet. Leonide Massine, who conceived the choreography, takes the part of the Peruvian. Fredric Franklin has a prominent role, as has Milanda Mladova as the beautiful glove-seller. Jean Negulesco's direction is perfect.

Usherettes in Des Moines

Des Moines, Ia. — Trim, smartly-uniformed usherettes have replaced men ushers in Tri-States Des Moines Theater because the male workers have been increasingly hard to get.

I. R. Holycross Stricken

Anderson, Ind.—I. R. Holycross, owner and operator of the Paramount Theater here, is confined to the Noblesville (Ind.) hospital after a heart attack.

Henry Nathanson Mg For M-G-M in Canad

(*Continued from Page* 1)

set-up which will be under the supe vision of the New York office.

The new organization takes ov the offices and personnel of Reg Films which has hitherto handl distribution of Metro pictures Dominion.

Grainger in Atlanta to Finalize Bromberg Deal

(*Continued from Page* 1)

thur Bromberg's Republic fra chise in the Southern territory. He bert J. Yates and Meyer Lavenstei are with Grainger.

Before returning to New Yor later this week, they will meet th Republic branch managers from At lanta, Tampa, Memphis, Charlott and New Orleans.

Grainger announced yesterday i Atlanta that he had completed deal for Republic's 1941-42 product wit the Minnesota Amusement Co. o Minneapolis, and the Lichtman Cir cuit in Washington and Virginia before going to Atlanta.

Gilbert Nathanson, Republic' Minnesota franchise owner, assiste Grainger in negotiating with Joh Friedl, of the Minnesota Amusement Co. Jake Flax, Republic' Washington franchise holder, assisted Grainger in negotiating wit A. E. Lichtman of the Lichtma Circuit.

Griffith to be Installed As Texas V. C. Chief Barke

Dallas—Variety Club of Texas wil install R. E. Griffith as chief barke on Dec. 15. Other new officers o the tent just elected are:

Claude Ezell, first assistant chief barker; W. C. Underwood, second A. C. B. Ted de Boer, dough guy; John Q. Adams, property master; Ed Rowley, S. L. Oakley, Ben Ferguson, Herman Beiersdorf, Jo Jack and Justin McInaney, canvasmen; R. J. O'Donnell, canvasman four years; Paul Short, canvasman five years; J. O. Cherry and Burt King, clowns; Jake Lutzer and B. C. Gibson, alternate clowns, and Paul Short, national canvasman for 1942.

Barney Sarecky Joins Banner

West Coast Bureau of THE FILM DAILY

Hollywood — Barney Sarecky has been signed by Sam Katzman as producer for Banner Pictures. His first assignment is "Mr. Wise Guy" starring the East Side Kids.

OUT OF UNIFORM

Philadelphia — Out of uniform, Mort Goldstein is back here as a salesman for Columbia. "Cy" Bell remains, splitting the territory with Goldstein.

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THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

L. 80, NO. 110 NEW YORK, THURSDAY, DECEMBER 4, 1941 TEN CENTS

MPTOA DIRECTORS TO ATTEND UNITY MEET

British Board of Trade Okays 5% Slash in Quotas

Accepts Films Council's Recommendations; Expect Parliament to Fall in Line

London (By Cable)—The Board f Trade has adopted the Films Council's recommendations to cut he quotas five per cent for the next hree years, it was learned here yesterday. Films Council urged reducing the exhibitors' quota to 15 per cent and the distributors' quota o 20 per cent with short subjects o be reduced to 12½ per cent for

(Continued on Page 8)

CRESCENT ARGUMENTS COMPLETED

Judge Davies Promises Decision by Jan. 1;
Attorneys Depart for Homes

By **P. R. RUSSELL**
FILM DAILY Staff Correspondent

Nashville—The frank statement of Judge Elmer E. Davies that the "relief asked by the Government dissolving Crescent Amusement Co. and affiliates would probably close up all the movie theaters in many of the towns involved in the suit" featured the closing day of arguments in the Government's anti-trust suit against Crescent and affiliates and the distributors, United Artists and Universal. The case now waits for Judge Davies' decision, promised by Jan. 1.

Before concluding his rebuttal plea, Robert L. Wright, chief D of J

(Continued on Page 5)

Will Be Chosen by Kuykendall; Kent, Jack Cohn May Attend Chi. Conference

MPTOA will be represented at the all-industry unity conference in Chicago next week by national board members to be appointed by Ed Kuykendall, president. Kuykendall is scheduled to speak at the Oklahoma MPTO convention in Oklahoma City on Tuesday, the day of the unity parleys in Chicago, but he is expected to arrive in Chicago the next day.

Meanwhile, the possibility that Sidney R. Kent, president of 20th Century-Fox, may attend the meet-

(Continued on Page 4)

U. K. Films Council Probes Production

London (By Cable)—The Films Council yesterday opened an investigation of general problems facing British production.

Under scrutiny are such factors as the shortage of vital studio facilities, the shortage of technicians as a result of the call up for war

(Continued on Page 8)

Longer Deals in Minn. For 20th-Fox Pix—Levy

Chicago — Twentieth-Fox, now selling in Minnesota, is getting longer runs for its pix as a result of the situation arising from the New York consent decree and the

(Continued on Page 4)

Nazis Drop Glamor In Propaganda Pix

Ottawa—Germany has dropped its attempt to glamorize war in its propaganda films, according to John Grierson, Canadian Film Commissioner. Following a study of seized reels by British and Dominion experts, Grierson said here that the propaganda subjects are, for the first time, depicting the full horror of war. Whereas in the pre-Russian campaign days, scenes of the slain were carefully omitted, the latest depict carnage sans all glamor relief.

Taplinger Appointed Aide to Harry Cohn

Robert S. Taplinger, whose resignation as national publicity manager for Warners was announced Tuesday, will join Columbia next Monday as executive assistant to President Harry Cohn, Columbia's home office disclosed yesterday.

Taplinger will headquarter at the studio, thus re-establishing his headquarters in Hollywood after a lapse of only a few weeks. Until given

(Continued on Page 8)

Adrienne Ames to Review Pix in Advance for Tele

Adrienne Ames, former Hollywood star, and currently heard as a commentator via WHN, New York City, yesterday was signed by NBC to do a 10-minute review of major picture openings of the week in advance

(Continued on Page 8)

McCoy Named Warner Division Manager

Appointment of Ralph L. McCoy, recently named Warner Southeastern district manager in addition to his duties as Atlanta branch manager, as Southern and Midwestern division manager was announced yesterday by Ben Kalmenson, Warner sales head. McCoy will headquarter in New York.

At the same time, Kalmenson promoted W. C. Williamson, Jr., from

(Continued on Page 4)

Mario Soffici Named Prexy Of New Argentine Acad.

Buenos Aires (By Air Mail)—Mario Soffici, director of Argentina Sono Film, has been elected president of the newly organized Argentine Academy of Motion Picture Arts and Sciences. Academy parallels the Hollywood Academy.

FCC Request Blocks N. Y. Tele Set Levy

New York City's impending move for additional municipal license revenue via a levy upon television sets in public places, including taverns and hotels, has been called off due to FCC pressure, it was learned yesterday.

Confirmation that the FCC, via

(Continued on Page 4)

"Two-Faced Woman" Cut By Omaha Welfare Board

Omaha — "Two-Faced Woman" was cut about five to six minutes by the City Welfare Board in the

(Continued on Page 4)

Minn. Indies to Meet Distribs.

Chi. Parley Tuesday Aims at Rental Relief

By **GEORGE E. GUISE**
FILM DAILY Staff Correspondent

Minneapolis — With the product situation growing more serious each day, a group of Minnesota independents, all members of Allied Theater Owners of the Northwest, will journey to Chicago next Tues-

(Continued on Page 8)

H. P. Robinson of St. John Named to FPC Directorate

Toronto — At a meeting of the Board of Directors of Famous Players Canadian Corp., Howard P. Robinson, of Saint John, N. B., was elected to the board.

Para., WB Stocks Hit New '41 Highs

Four film stocks soared to new highs for 1941 on the New York Stock Exchange yesterday. Paramount's first preferred closed at 115⅝, as against the old high of 115, while the company's second preferred closed at 14½ as against 14⅜. Warners common closed at 6⅛ and the preferred at 76; previous highs for the year were 5⅞ and 75, respectively.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

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FINANCIAL

(Wednesday, Dec. 3)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	....
Col. Picts. vtc. (2½%)	6⅞	6¾	6¾	....
Columbia Picts. pfd.	....	....	....	....
Con. Fm. Ind.	½	½	½	....
Con. Fm. Ind. pfd.	9½	9¼	9¼	— ⅜
East. Kodak	138	134¼	138	+ 3¼
do pfd.	173	173	173	— 3
Gen. Th. Eq.	13	12⅝	13	....
Loew's, Inc.	44	43	43¾	+ ⅞
do pfd.	....	....	....	....
Paramount	16	15⅞	16	+ ⅛
Para. 1st pfd.	115⅝	115½	115⅝	+ ⅝
Para. 2nd pfd.	14⅝	14½	14½	+ ⅛
RKO	2⅞	2⅜	2⅞	+ ½
RKO $6 pfd.	46½	46½	46½	+ ½
20th Century-Fox	8⅞	8⅝	8⅞	....
20th Century-Fox pfd.	23¼	23	23	....
Univ. Pict. pfd.	160	160	160	— ½
Warner Bros.	6⅛	5¾	6⅛	+ ⅛
do pfd.	76	74	76	+ 3

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	102¾	102⅜	102¾	+ ⅛
Para. B'way 3s55	57½	57½	57½	— ½
Par. Picts. cv. 3¼s47	100⅜	100¼	100¼	— ⅛
Par. Picts. deb. 4s56	100½	100½	100½	....
Warner Bros.' dbs. 6s48	96½	96½	96½	....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	⅞	¾	⅞	+ ⅛
Radio-Keith cvs.	5-32	⅛	⅛	....
Sonotone Corp.	....	....	....	....
Technicolor	8	7⅞	8	— ½
Trans-Lux	⅝	⅝	⅝	....
Universal Corp. vtc.	9½	9½	9½	+ ¼
Universal Picts.	....	....	....	....

"HARD-TO-GET-TO" PEOPLE ARE EASY TO GET TO BY
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

May Withdraw GWTW During Argentine Summer

Buenos Aires (By Air Mail)—GWTW is playing a return engagement at the Broadway at advanced prices, and is expected to remain until Jan. 6. Pic last year went five weeks at the Broadway, following 17 weeks at the Ideal. Immediately preceding its Broadway return date, GWTW played five weeks in the 3,500-seat Gran Rex.

Understanding here is that Metro may withdraw GWTW during the coming Argentine Summer months with a view to bringing it back in the second-runs during next March or April.

The Selznick production is one of several American pix to score decisively here recently. Twentieth-Fox's "Blood and Sand" is getting three pesos in its extended run at the Ideal, Paramount's "Hold Back the Dawn" stayed on at the Suipacha, 1,400-seater, also at three pesos. The Gran Rex held over Metro's "Love Crazy" and the Ambassador Warners' "Shining Victory."

Most surprising holdover of the season perhaps was the dual bill "The Black Cat" and "The Mummy's Hand," which did top biz at two pesos at the 2,000-seat Normandie.

Argentine Bans Export Of Leftish Documentary

Buenos Aires (By Air Mail)—At the suggestion of the municipal censor, made to the National Commission for Culture, the Government will not permit the export of the documentary, "The Landowners." produced by the People's Theater and distributed by Distribudora Pan-America.

The official position is that the documentary, which deals with an attempt to break the power of the political "boss" in Argentina's Northern provinces, might give an erroneous impression abroad. People's Theater is credited with leftish sympathies.

No Distrib. Benefits Via Brazilian-Argentinian Pact

Buenos Aires (By Air Mail)—New trade treaty between Argentina and Brazil which for the next 10 years will exclude pix made in the two countries from export levies when imported will prove of no benefit to American distribs. due to the fact that facilities granted to "neighboring" countries were specifically barred from the "most favored nation" clause of the U. S.-Argentina pact.

Three New Ideal Branches

Chicago—Ideal Pictures Corp. has established new branches in Memphis, Atlanta and Denver, with Stanley Nolan, E. C. Stevens and Howard Smith respectively in charge.

'41 Argentine Production May Hit 10 Million Pesos

Buenos Aires (By Air Mail)—Sebastian M. Naon, president of Argentine Film Producers' Association, told the press here that the investment currently of the Argentine film industry in studios and equipment amounts to approximately 10,000,000 pesos (between $2,000,000 and $3,000,000) and that the value of 1941 film production might amount to over 8,000,000 pesos.

Industry expects the Government to assist it by granting cheap official credits, and by pressing upon 'certain" foreign governments to facilitate importation of Argentine films, as Argentina is a good customer for raw stock.

This latter statement, of course, appears directed against the U. S., but it has no practical significance whatever since Argentina has no other source of raw film supply and equipment toward which it can turn.

Esquire, Minneapolis, To be Newsreel House

Minneapolis — Lawrence Cohen, who with his associates operates four newsreel houses on the West Coast, will install a newsreel policy in the Esquire here. Cohen took over the house this week and plans to change its name to the Newsreel as soon as priorities difficulties will permit him to secure necessary materials for the front.

Cohen will buy the output of newsreels of five companies, adding March of Time and other shorts as necessary. The house will play a full-length March of Time next week. This will be Minneapolis' first and only newsreel theater.

Providence Capitol Moves For Writ to End Picketing

Providence—E. M. Loew's Capitol theater has instituted injunction proceedings in attempt to end picketing of house by AFL, which has been carried on since Labor Day.

Theater alleges it operates under contract with another labor organization and that picketing, by giving impression house is unfair to union labor, is causing theater financial loss. Superior Court Judge Patric P. Curran has set Monday for hearing.

Para. Theater Partners Talk Operating Problems

Chicago—Operating problems and current product were discussed by Paramount theater partners, meeting here yesterday with Leonard Goldenson presiding.

Paramount Board to Meet

Paramount's board of directors is scheduled to meet today. It will be the session scheduled for November but deferred.

COMING and GOING

BEN KALMENSON, Warner Bros. sales chief, and Ralph L. McCoy, newly appointed Southern and Midwestern division manager, left last night for Chicago.

ALFRED HITCHCOCK returned to Hollywood last night accompanied by his wife.

WALLACE BEERY has arrived in town and is stopping at the Waldorf-Astoria Hotel.

EDDIE ZABEL, head film buyer of Na[illegible] Theaters, and **AUBREY SCHENCK** leave tonight for Milwaukee.

WOLFE COHEN, Canadian district manager for Warner Bros., returned to his headquarters in Toronto last night.

LILLIAN GISH arrived in Hollywood yesterday to play the lead in "Mrs. Wiggs of the Cabbage Patch."

Pete Nepati Recovers

Robinson, Ill.—Pete Nepati, manager of the Lincoln and Grand Theaters, is back on the job after an emergency appendectomy, performed three weeks ago.

NEW YORK THEATERS

RADIO CITY MUSIC HALL
50th St. & 6th Ave.
CARY GRANT • JOAN FONTAINE
"SUSPICION"
An RKO-Radio Picture
ON THE GREAT STAGE: "NICE GOING"—Leonidoff's gay spectacular revue. Symphony Orchestra under the direction of Erno Rapee.
1st Mezzanine Seats Reserved Circle 6-4600

CLAUDETTE COLBERT
RAY MILLAND
BRIAN AHERNE
In Paramount's
"SKYLARK"
IN PERSON
HARRY
JAMES
and Band
Extra: RAY
BOLGER
PARAMOUNT TIMES SQUARE

STARTS TOMORROW
Jack OAKIE : George MURPHY : Milton BERLE
Linda DARNELL : Walter BRENNAN
'RISE and SHINE'
PLUS A BIG STAGE SHOW ROXY 7th AVENUE 50th STREET

RKO PALACE B'WAY & 47th St.
'THE MALTESE FALCON'
Humphrey Bogart—Mary Astor
-- and --
'MARRY THE BOSS'S DAUGHTER'

20th Century-Fox presents
"HOW GREEN WAS MY VALLEY"
United Artists RIVOLI Broadway at 49th St.
Continuous Pop. Prices. Midnight Shows.

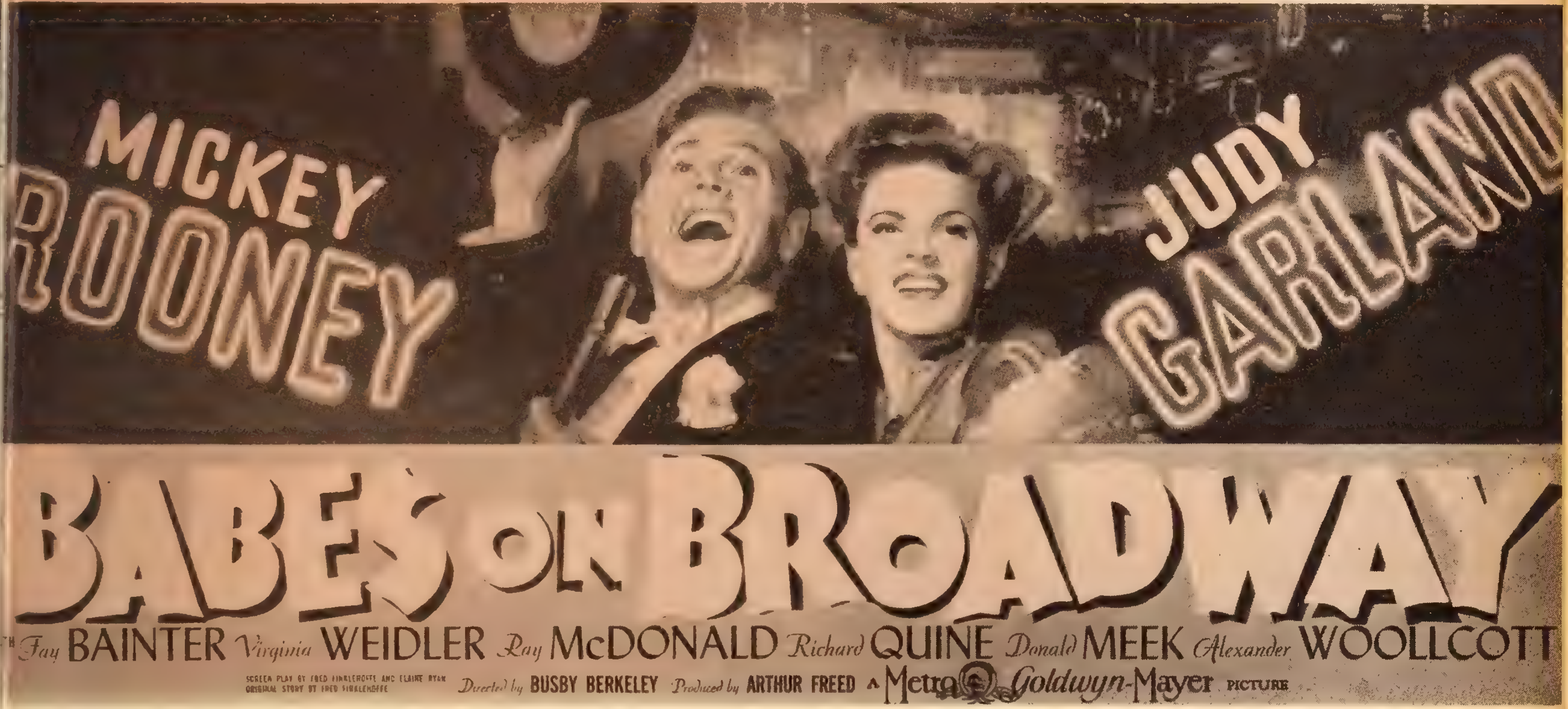
TALK ABOUT NEW YEARS!

"How about celebrating the holiday at a nice HISTORICAL picture?"

"There's also an interesting PROBLEM picture we could go to."

"I guess I know what you want! Something gay, peppy, with music!"

"Of course! The best of them all! Mickey Rooney, Judy Garland in 'Babes on Broadway'!"


MICKEY
ROONEY
JUDY
GARLAND
BABES ON BROADWAY
TH Fay BAINTER Virginia WEIDLER Ray McDONALD Richard QUINE Donald MEEK Alexander WOOLLCOTT
SCREEN PLAY BY FRED FINKLEHOFFE AND ELAINE RYAN
ORIGINAL STORY BY FRED FINKLEHOFFE
Directed by BUSBY BERKELEY Produced by ARTHUR FREED A Metro-Goldwyn-Mayer PICTURE

Above: *The rousing 24-sheet shouts its gay message!*

400 Prints for Happy Holiday Bookings!

The first trade show of "Babes on Broadway" confirms everything you've heard! The news is sweeping every Film Row like wildfire! A fortune in receipts, a fortune in patron joy awaits 400 lucky theatres at New Years! Be friendly to your public with The Friendly Company's "Babes on Broadway!"

MPTOA Directors to Attend Unity Meet

(Continued from Page 1)

ing was indicated yesterday. W. C. Michel, vice-president, and Tom Connors, newly appointed assistant to Kent, also may be present, in addition to Felix Jenkins, general counsel.

Jack Cohn, vice-president of Columbia, may be there along with Abe Montague, general sales manager.

James R. Grainger, president of Republic, is expected to be present, as well as W. Ray Johnston, Monogram president, and O. Henry Briggs, president of Producers Releasing Corp. Claude Lee will be present for Paramount, although a representative of the legal or sales department also is likely to be present.

"Two-Faced Woman" Cut By Omaha Welfare Board

(Continued from Page 1)

first such action ever taken by the board. After the screening the board told THE FILM DAILY it found the apartment scene improper. Only one member favored more drastic action on the film which opened a seven-day run yesterday in Tri-States' Omaha theater. It was the first time since 1937 that a movie here was affected by a ruling of a public official. "Ecstasy" was banned in 1937.

Hub Won't See Garbo Pic; Ban May Extend to State

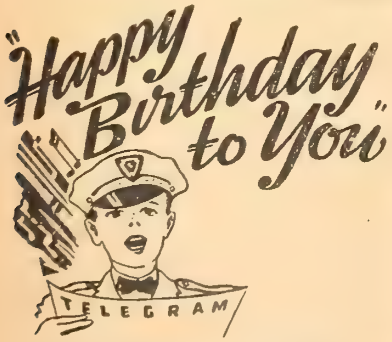
Boston—The Garbo picture, "Two-Faced Woman," definitely will not be allowed to be shown anywhere in the Metropolitan Boston area and the ban may be extended to all parts of Massachusetts under state censorship. The city censor's office has given the emphatic word that the picture is not to be shown in this district.

Florian Nye Dead

Milwaukee, Wis.—Florian Nye, 28, former manager of the Strand, downtown house, is dead here.

John J. Pierson Expires

Newark, N. J.—John J. Pierson, 76, retired actor, is dead.



Lloyd F. Bacon
Murray Silverstone

Jack Sullivan
John Doran

● ● ● SOME bit ago,—in fact at the time of Ampa's Short Subjects Luncheon at which that genial and genuine genius, Besa Short, of Interstate Circuit, was principal speaker and honor guest,—we asserted that the current 1941-42 season would go down in industry annals as shorts' banner span to date......Since that statement was made, a number of developments roundly confirm it......For example, there's Universal's collection of December tab releases; Tuesday's pre-showing by Warners of its magnificent Ballet Russe de Monte Carlo featurets in Technicolor at the celebrity-studded affair in Fefe's local Monte Carlo; and the reports received by this corner from various sectors of the exhibition field to the effect that showmen are evidencing an unprecedented appetite for shorts bookings to season their approaching holiday programs.

▼ ▼ ▼

● ● ● *BUT one of the most significant developments appears to be the inauguration by Leo the Lion of the new "M-G-M Shorts File," a promotional service which all accounts of that org. will receive henceforth via mail, perhaps 15 or 20 times during the year......The first "File" deals with Metro's "The Tell-Tale Heart," one of the socko shorts in pic history......Future "Files" will, Howard Dietz tells us, be devoted to such shorts as General Sales Manager William F. Rodgers "will select as deserving of special merchandising attention"...... Mister Rodgers has just made a direct plea to outlets to give tab productions their deserved place in the sun for the exhibitor's own benefit "and the industry's common good"......Well, boys, out in the Blackstone Hotel in Chi. is comin' up next Tuesday that All-Industry Unity Conference......One of the greatest achievements of the confab COULD be the general standardization of the so-called balanced program in film theaters, giving shorts their just due......But will it be even on the agenda?......*

▼ ▼ ▼

● ● ● POTPOURRI:......Phil M's bustling beagle, Little Snooper, sat on a Jersey City curbstone last night and meditated on this twister: When he was a pup, RKO had its roots in FBO, and now a certain F.B.O. has his roots in RKO. . . . ● A considerable delegation of pic solons will attend the Greater New York War Emergency Conference of the United Palestine Appeal on Sunday afternoon in the Hotel Plaza, whereat guest speaker will be Israel M. Sieff, one of Great Britain's most distinguished industrialists and philanthropists. . . . ● Pat Ochs, 19-year-old daughter of Herbert Ochs, and an exhibitor in her own right by virtue of operating the Opera House in Burton, O., one night a week, has been sponsored by the motion picture industry of Cleveland as good-will ambassador to Rio de Janeiro in current contest of the Cleveland Press, in which applicants are asked to submit photos and a 250-word essay setting forth their qualifications......

▼ ▼ ▼

● ● ● *TRUE-LIFE TALE:......Now that it's happened, you may find it (or a reasonable facsimile) on the screen some day...... Locale: Wichita Falls, Tex.......Time: Last Sunday......Cast: James Hanks, doorman for the Majestic Theater; Rex Beard, a versatile, confessed robber; and Community Cops......Hanks was hungry...... It's been done many times before, so he went into a restaurant...... One of the patrons sitting in a booth was a guy who had held up the theater's box-office on May 25......Hanks quietly flitted out and called the cops......The quarry was unarmed, save for $599.90 in his jeans......An additional $1,015 and two gats were found in his auto ......He made a break to get away and was wounded in the arm and recaptured......Beard admitted three bank robberies in West Texas towns in August, September, and October......Also admitted robbing two theaters, three liquor stores, two shoe stores, a department store and a cleaning establishment......Hanks' alertness is gonna pay off in some nice rewards......Fade out......*

FCC Request Blocks N. Y. Tele Set Levy

(Continued from Page 1)

Chairman James L. Fly, had stepped in to stymie the city tax move came from Mayor LaGuardia, via License Commissioner Paul Moss, who recently ruled that such [illegible] were taxable locally.

In a statement issued through the Department of Licenses, Mayor La Guardia explained that one of the factors influencing the decision not to tax tele receivers was the need for encouragement of the infant tele industry.

Ralph L. McCoy Named Warner Division Manager

(Continued from Page 1)

Memphis branch manager to succeed McCoy as Atlanta branch manager and advanced Henry Krumm, salesman at Dallas, to the Memphis post thus vacated by Williamson.

Henry Herbel, West Coast district manager, assumes more important duties in that territory in addition to the ones he now has. He will be in direct charge of the entire territory under supervision of Kalmenson.

Longer Deals in Minn. For 20th-Fox Pix—Levy

(Continued from Page 1)

fight upon it by Northwest Allied, according to Moe Levy, company's Prairie district manager, now here.

Coit H. Carson Dies

Coit H. Carson, 62, co-owner with his brother, Drew J. Carson, of the Majestic and Palace theaters in Arctic, R. I., died suddenly at his home in Centerville, R. I. For several years operator of the Majestic, Palace and Gem theaters, Carson leased the theaters to the West Warwick Theater Company about 15 years ago.

Para. in F & M Deal

Paramount and F & M have closed a deal for first-runs in the St. Louis territory on Paramount's first two blocks for the 1941-42 season, Charles M. Reagan, assistant sales manager announced yesterday. The deal was negotiated by Reagan and Harry C. Arthur of F & M.

Dual Operation

Beatrice, Neb.—Capt. Harold Bowers has his hands full these days. He opened the Rialto here last week by long distance, directing the staff by phone from Ft. Leonard Wood, Mo.

He called from his other theater, the post theater at Wood, where he's on active duty as the theater officer.

Crescent Arguments End; Counsel Depart

(Continued from Page 1)

counsel, requested and was granted the privilege of submitting a trial brief against United Artists Corp. within the next 10 days. His plea was based on the fact that United Artists did not file its brief until Nov. 25, five days before opening of final arguments.

Defense Attacks Gov't Theory

George H. Armistead, Jr., and William Waller, speaking for the exhibitor defendants, devoted most of their argument to the question of violation of the Sherman Act, attacking the Government's theory that "the public was adversely affected by the elimination of competition resulting in higher admission prices and in the patrons of the theaters being deprived of the opportunity to see first-class pictures until long after their national release."

Armistead discussed six situations in the case where Crescent obtained film product when it entered a town that had been bought by independents in previous years. It was denied that the least compulsion was used in any of these situations to buy films away from a competitor.

William Waller invited Judge Davies to find one bit of evidence in the testimony that admission prices were higher in Crescent towns than in towns outside of the circuit or that the public in any city was denied opportunity to see first-class pictures as soon as in other towns except as their showing might have been delayed while deals with distributors were being made.

Judge Davies Propounds Query

As the defense counsel presented cumulative arguments that the plaintiff had failed to prove a conspiracy or that the public had been adversely affected by any act of defendants, Judge Davies with the frankness he displayed throughout the trial asked: "How can these acts be construed as a restraint of commerce among the states?"

Attorneys Wright and Alan N. Dobey caught a plane for Washington a few minutes after court adjourned. Taking the next train for New York were Edward C. Raftery, distributor counsel and president of United Artists, and Willard McKay, counsel for Schine, who had heard all of the final arguments. McKay stated that he will be ready if the Government does want to try the Schine case beginning in January. Raftery admits that he will be very busy in the next few months, expecting to take part in the Schine trial and, of course, in the Government's suit against the "Little Three," and after that to sit in on the Paramount suit in April, if it is heard then.

Even before the close of the arguments, clerks of the United States district court here were rounding up documents, etc., including copies of the docket filing records of the case, for a complete history of the Crescent case to be shipped to the Department of Justice.

☆ REVIEWS OF THE NEW FILMS ☆

"Tuxedo Junction"

with the Weaver Brothers and Elviry, Frankie Darro

Republic 71 Mins.

REPUBLIC'S XMAS PACKAGE FOR ITS CUSTOMERS SHAPES UP AS APPEALING AND HUMAN FEATURE.

A sympathetic theme makes this unpretentious yarn an appealing one and also a substantial offering for the subsequent spots. It is a popular subject concerned with the rehabilitation of wayward boys.

Spirit of Christmas is also present with a modern Scrooge played by Thurston Hall who is annoyed by his neighbors, the Weavers. His irritation grows when Abner Weaver befriends three migrant lads accused by his wealthy and intolerant neighbor as thieves. One of the boys, Frankie Darro, is cynical about the Weavers' generosity. He picks up a flock of other migrant boys and brings them to the farm.

They all help on the truck farm except Darro. Only way Weaver can meet the expenses incurred by feeding the boys is to sell the flowers for the float which the community is sending to Pasadena for the annual Tournament of Roses. The Weavers' neighbor forces the community to buy its flowers elsewhere and, with the Weavers facing ruin, Darro goes to plead their case on Christmas Eve. The wealthy neighbor refuses but at the last minute, the Junior Chamber of Commerce orders the flowers for its float which wins first prize.

Film's title may be exploitable factor since it is name of popular tune but has no relation to pic. Weaver Brothers and June Weaver turn in sound performances. Others worth mentioning are those by Frankie Darro, Sally Payne, Clayton Moore and Lorna Gray.

Direction wisely brings out the human qualities found in a competent script.

CAST: Leon Weaver, June Weaver, Frank Weaver, Thurston Hall, Frankie Darro, Sally Payne, Clayton Moore, Lorna Gray, Billy Benedict, Kenneth Lundy, Howard Hickman, Leonard Carey, Betty Blythe, Sam Flint, The Little Vagabonds.

CREDITS: Associate Producer, Armand Schaefer; Director, Frank McDonald; Original Screenplay, Dorell McGowan-Stuart McGowan; Cameraman, Ernest Miller; Film Editor, Charles Craft.

DIRECTION, Good. PHOTOGRAPHY, Good.

To Remake "Merton of Movies"

West Coast Bureau of THE FILM DAILY

Hollywood — Paramount will remake "Merton of the Movies"—its third cinematic incarnation. Val Burton is preparing the new screen version of Harry Leon Wilson's novel of Hollywood. Sol C. Siegel will produce.

Para. Assigns Mary Martin

Hollywood — Paramount has assigned Mary Martin to the feminine lead in "Happy Go Lucky," set to start in February. Bing Crosby will not appear in it, another assignment interfering.

Another Metro "Babes"

West Coast Bureau of THE FILM DAILY

Hollywood—Metro will produce another "Babes" musical film, "Babes in Hollywood," with Mickey Rooney and Judy Garland heading the cast. Set for Spring production.

"Laburnum Grove"

with Edmund Gwenn, Cedric Hardwicke, Victoria Hopper

Anglo Films 68 Mins.

AVERAGE BRITISH FILM DISTINGUISHED BY SOME FINE ACTING ON PART OF THE PRINCIPALS.

One of Carol Reed's earlier directorial efforts, this British film is a calm mystery play that gets by because of the fine acting of Edmund Gwenn and Cedric Hardwicke. Pic is based on J. B. Priestley's play by the same name. Outside of situations catering to imported product, film will be handicapped by its dated production.

Gwenn, who is now starring in the Broadway production of "The Wookey," plays the part of a conservative middle class business man who tells his family with a twinkle in his eye that he is a counterfeiter and member of an international gang.

Most of the comedy occurs from the reaction of a pair of chiseling relatives who have moved into Gwenn's family. Hardwicke and Ethel Coleridge are the unwanted relatives with the former amusing in his droll characterization. When a police inspector visits the family, the relatives get scared and leave.

It appears Gwenn is telling the truth but the police are unable to pin anything concrete on him. He bundles his family off to Amsterdam and he leaves England to join them with his wife and daughter still believing he is a successful business man.

CAST: Edmund Gwenn, Cedric Hardwicke, Victoria Hopper, Ethel Coleridge, Francis James, James Harcourt, Norman Walker, David Hawthorne, Frederick Burtwell, Terence Conlin.

CREDITS: Producer, Basil Dean; Director, Carol Reed; Original, J. B. Priestley; Screenplay, Anthony Kimmins; Cameraman, John W. Boyle.

DIRECTION, Okay. PHOTOGRAPHY, Fair.

"The Kid from Kansas"

with Dick Foran, Leo Carrillo, Andy Devine

Universal 60 Mins.

AVERAGE ACTION YARN WHOSE LOCALE IS A BANANA PLANTATION; OKAY FOR THE NABE SPOTS.

Dick Foran, Andy Devine and Leo Carrillo are the three principals in a simple action yarn whose locale is a banana plantation in a tropical country. Story is shy on suspense and has a few brisk episodes to brighten up the lethargic proceedings.

Foran is an investigator from a large fruit company assigned to discover who is crippling the shipments of the independent banana plantation owners. He arrives on the scene as a beachcomber and makes his headquarters at Carrillo's farm.

The rambling yarn draws on to the finish when Foran discovers who is in cahoots with the local banker in the carefully conceived campaign to wreck the plantation owners.

In this case, the three principals are far superior to their material. Ann Doran is introduced into the story as an agricultural chemist. She supplies the romantic angle in a satisfactory manner.

CAST: Dick Foran, Leo Carrillo, Andy Devine, Ann Doran, Francis McDonald, James Seay, Marcia Ralston, Bestor Paiva, Antonio Moreno.

CREDITS: Associate Producer, Ben Pivar; Director, William Nigh; Screenplay, Griffin Jay and David Silverstein; Cameraman, John Boyle; Film Editor, Arthur Hilton.

DIRECTION, Routine. PHOTOGRAPHY, Average.

"Paris Calling"

with Elisabeth Bergner, Randolph Scott, Basil Rathbone

Universal 95 Mins.

EXCITING TOPICAL SPY DRAMA ABOUT THE ACTIVITIES OF THE UNDERGROUND MOVEMENT IN FRANCE.

Nazi-dominated France and the forces allied against such domination are the elements which form the basis for a moderately exciting melodrama. In the pic's favor is its timeliness and the intrigues employed by the French underground movement to combat the Gestapo. Exhibs. can exploit these factors to a good advantage.

Where film should be compact and bristling with suspense, it however tends to be episodic and content to deal with routine dramatic effects to attain its objective. The film strays from reality too often to make it the effective entertainment it could have been.

Yarn opens on eve of the Germans entering Paris. A wealthy woman, played by Elisabeth Bergner, is warned by her lover and high government official, Basil Rathbone, that she must flee to the South. On the road, the civilians are bombed by the Nazis and the woman returns to Paris with her dead mother. There she finds an underground meeting going on at her home. She joins and is assigned to a waterfront cafe on the French coast where messages are transmitted in code via piano music over short wave.

There she aids an American aviator in the British air force, Randolph Scott, who was left behind when the British evacuated. She then is regarded with suspicion by her own comrades and to test her loyalty she returns to her sweetheart, who has been in cahoots with the Nazis for a long time. She kills him to save herself and heads back to the cafe. A message is sent through to England and a British transport plane is dispatched to the town in time to rout the Gestapo and escape with the members of the underground.

Script also lapses into American jargonese too often to give the film much dramatic credence. There are passages, however, that indicated the authors had some grip on the situation.

Best performances are turned in by Scott, who is good as a flyer from Texas, and Lee J. Cobb, as the Gestapo chief. Miss Bergner offers a capable portrayal with adequate support from Rathbone, Eduardo Cianelli and Gale Sondergaard.

CAST: Elisabeth Bergner, Randolph Scott, Basil Rathbone, Gale Sondergaard, Eduardo Cianelli, Lee J. Cobb, Pat O'Malley, Charles Arnt, Wm. Edmunds, Paul Lyssac.

CREDITS: Producer, Benjamin Glazer; Director, Edwin L. Marin; Cameraman, Milton Krasner; Original Screenplay, Benjamin Glazer and Charles S. Kaufman; Original story collaborator, John S. Toldy; Film Editor, Edward Curtiss.

DIRECTION, Average. PHOTOGRAPHY, Good.

The Pictures Speak fo

They come to you fron

A United Artists with collective strength.

. . . an organization determined to delive

Your Big Christmas Attraction
EDWARD SMALL *presents* ALEXANDRE DUMAS'
THE CORSICAN BROTHERS
starring DOUGLAS FAIRBANKS, Jr.
with RUTH WARRICK • AKIM TAMIROFF
Directed by Gregory Ratoff • Screenplay by George Bruce & Howard Estabrook

ARNOLD PRESSBURGER *presents* His Great Roadshow Hit!
THE SHANGHAI GESTURE
starring
GENE TIERNEY • Walter HUSTON • Victor MATURE • Ona MUNSON
with PHYLLIS BROOKS • ALBERT BASSERMAN • MARIA OUSPENSKAYA
From the celebrated play by John Colton • Directed by Josef Von Sternberg

EDWARD SMALL *presents* The Famous Stage Farce!
GEORGE BRENT and JOAN BENNETT in
TWIN BEDS
with
MISCHA AUER • Una MERKEL • Glenda FARRELL • Ernest TRUE
Directed by Tim Whelan • Screenplay by Curtis Kenyon and Kenneth Earl and E. Edwin Moran

Themselves!

united United Artists.

ompany with a background and a backbone

mportant pictures from great producers.

Gradwell L. Sears

Vice-President in Charge of Distribution
UNITED ARTISTS CORPORATION

The World's Great Laughing Picture!
CHARLIE CHAPLIN in
THE GOLD RUSH
WITH MUSIC AND WORDS!
Written and Directed by Charles Chaplin

ALEXANDER KORDA *presents*
RUDYARD KIPLING'S
THE JUNGLE BOOK (In Technicolor)
with SABU *and a cast of thousands*
Adapted by Laurence Stallings • Directed by Zoltan Korda

ALEXANDER KORDA *presents*
AN ERNST LUBITSCH PRODUCTION
CAROLE LOMBARD • JACK BENNY in
TO BE OR NOT TO BE
Produced and Directed by ERNST LUBITSCH

Taplinger Appointed Aide to Harry Cohn

(Continued from Page 1)

the new Warner title and transferred to the home office here on Nov. 3, Taplinger had served four years as Warner studio director of publicity.

Taplinger's Columbia contract is understood to run for a period of years, and is said to provide for a salary of about $50,000 a year.

West Coast Bureau of THE FILM DAILY

Hollywood—A Columbia representative declined to amplify the official statement that Robert Taplinger had been signed to a long-term contract as executive assistant to President Harry Cohn and would make his headquarters at studio effective Dec. 8.

It is understood that the deal with Taplinger was set in New York and it is unlikely that details of his duties will be made public until after his arrival here and conferences with President Cohn.

Adrienne Ames to Review Pix in Advance for Tele

(Continued from Page 1)

of the openings over WNBT, the NBC television outlet. First program will be telecast on "Radio City Matinee" Dec. 9 when the actress reviews Walter Wanger's "Sundown" which opens three days later at the Criterion. Pattern of the show is six minutes of clips from the feature with four minutes of analysis of the film by Miss Ames following.

All Bingo Prize Games Illegal, Priests Told

Ottawa — No distinction can be made between Bingo games at which money or goods are the prizes and both types are illegal, Archbishop Alexandre Vachon said in a letter to the clergy of the Ottawa archdiocese. He said he obtained the ruling from the Department of Justice.

Local B-5 to Negotiate

Cleveland—Local branch managers are scheduled to meet with officials of Local B-5 Film Exchange Employes tomorrow night at the Statler Hotel to negotiate contracts for the coming year. John Wein, RKO shipper, is president of Local B-5.

TO THE COLORS!

Rochester — Lieut. Franklin W. Harris, formerly of Eastman Kodak Co., is at the Southeast Air Corps Training Center at Maxwell Field.

John A. Lowe, Bausch & Lomb Co. employe, has been promoted from private to second lieutenant, Signal Corps Reserve.

Minn. Indies to Meet Distribs.

Chi. Parley Tuesday Aims at Rental Relief

(Continued from Page 1)

day to confer with general sales managers of several film distributing companies to seek solution to the present problem facing picture house owners in this territory.

Although the delegation will not represent Northwest Allied officially, Fred Strom, executive secretary of the organization, and Ben Berger, head of a string of houses in Minneapolis and other points, will accompany the group and sit in at the Chicago sessions.

Fact that four of the five majors, signatories to the New York consent decree, have now secured relief from the decree, has not eased the situation in the state, chiefly because rentals have been increased by these four firms, it is claimed by the indies. Some exhibitors say asking prices are so high there is no possibility of making deals. Some houses now are booked no more than two weeks ahead and Northwest Allied officials hope to find a solution to the problem soon to prevent any break in the solid front of Minnesota exhibitors in favor of the state's new anti-five law.

Brandt and Doob See F.D.R. On March of Dimes Drive

Harry Brandt, co-chairman with Nicholas M. Schenck, and Oscar A. Doob, national public relations advisor, of the 1942 March of Dimes for the infantile paralysis fight, were among the polio reps. in Washington Tuesday who had an audience with President Roosevelt at the White House, following the meeting of 48 state chairmen at the Hotel Carlton.

At the parley Brandt outlined the industry's plan to co-operate in the drive to a greater extent than previously. Doob presented to each delegate a brochure emphasizing the contemplated activities of films in the campaign. Lionel Toll of ITOA and Dan Terrell of Loew's in Washington also attended the meetings.

Rochester Theater Tax Cuts Asked In Suits

Rochester—Owners of the Palace Theater and Temple Theater buildings here have filed suits for reduction of city assessments. Rochester Palace Corp. seeks a $300,000 slash in the $828,000 assessment on the Palace Theater. B. F. Keith Corp., lessee, and Moore-Wiggins Co., Ltd., owner, demands a $119,700 cut in the $469,700 assessment on the Temple Theater.

A reduction of $249,200 in its $1,074,200 assessment is sought by Greater Rochester Properties Inc., owner of Loew's Rochester Theater Building.

Still "Hot Spot" in Iowa

Des Moines—"I Wake Up Screaming," is still "Hot Spot" in Iowa.

Tri-States Theater Corp. refused to change the title of the 20th-Fox pic because of a heavy newspaper advertising campaign using the "Hot Spot" title.

Dezel's Combination Bill

Chicago—Albert Dezel of Dezel Roadshows is distributing "Art of Love." French pic starring Danielle Darrieux, and "Bedroom Diplomat." English film with Reginald Gardiner, as a combination bill.

Atlantic City Boardwalk Houses Closed for Winter

Atlantic City — This week marked a radical change in the Boardwalk theater picture and the closing of the Virginia theater operated by Warners and the Strand theater, operated by the Weiland-Lewis chain. This leaves the entire upper end of the Boardwalk without a single film house. The Stanley and Apollo located in the same block further downtown will continue throughout the winter. Warners only other local house staying open is Colonial on Avenue.

"No Greater Sin" Starts In 5 Rochester Houses

Rochester — "No Greater Sin" opened yesterday at five Schine theaters—the Riviera, State, Liberty, Madison and Monroe. A special showing of the film was held at the Liberty prior to the opening which was attended by Father John Randall, representative of the Catholic Diocesan Legion of Decency, and Arthur Johnson, city health officer.

Pal Reel for Christmas

Paramount has chosen George Pal's "Rhythm in the Ranks." a Madcap Models Puppetoon in Technicolor, as its special holiday release and will show the short in 300 first-run situations during Christmas and New Year's weeks, Oscar A. Morgan, general sales manager of shorts and news, announced yesterday.

Book Nights in Grand Rapids

Grand Rapids, Mich.—Liberty and Southlawn Theaters have inaugurated Book Nights. It's a 24-volume giveaway.
11.

Irene Shilling Recovering

Cleveland—Irene Shilling, M-G-M inspectress, is at Mount Sinai Hospital recovering from an appendectomy.

Cleveland Warner Party

Cleveland—Cleveland Warner Club will hold its annual Christmas party on Dec. 19.

British BOT Okays 5% Slash in Quotas

(Continued from Page 1)

exhibitors and 15 per cent for distributors.

Carl E. Milliken of the MPPDA said yesterday that the Films Council's recommendation is subject to formal action by Parliament but that it was not likely that Parliament would reject the proposal.

It was indicated that the American film companies would regard the five per cent cuts as sufficient in view of conditions and that they would not ask for further reductions.

That the Films Council has recommended the five per cent cut was exclusively published in THE FILM DAILY on Nov. 24.

U. K. Films Council Probes Pix Production

(Continued from Page 1)

service, the tendency of some players to demand salaries deemed way out of line and difficulties encountered in obtaining production essentials.

While the question of manpower for production is of great concern to British companies, it is the lack of studio accommodations that weighs heaviest. Facilities available are scarcely sufficient to make seasonal production total 50-odd.

Elect Frosch Chief Barker Of Twin City Variety Club

Minneapolis — Maitland Frosch, president of the Frosch Theater Supply Co., here, has been elected chief barker of Twin City Variety club. Frosch succeeds Ben Blotcky of Paramount.

Other officers chosen include M. Frank McCormick, first assistant barker; Arthur Anderson, second assistant; Charles Rubenstein, treasurer, and Lowell Kaplan, secretary.

The board of directors includes the officers and Max Torodor, William Elson, W. A. Steffes, Blotcky, Eddie Ruben, Ben Berger, Roy Miller and Paul H. Mans.

The board announced it had distributed 95,000 quarts of milk to indigent children through its Milk Fund, during the first 10 months of this year.

WEDDING BELLS

Cleveland—Announcement is made by I. J. Schmertz, 20th Century-Fox branch manager and Mrs. Schmertz of the enegagement of their daughter, Esty, to Barnie Kaufman, a medical student of this city.

M. P. [illegible] 101 ST.
21ST FL.
28 W. 44TH ST.
N. Y. C.

FILE COPY
DO NOT REMOVE

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

L. 80, NO. 111—In Two Sections. Section I NEW YORK, FRIDAY, DECEMBER 5, 1941 TEN CENTS

MPTOA EXEC. COM. TO ATTEND UNITY MEET

Paramount to Redeem Its Second Preferred Stock

To Call in Stock Feb. 3 at $10.06 a Share; Board Declares Dividends

Paramount's board of directors yesterday voted to call in all of its 412,200 shares of second preferred stock outstanding and redeem it on Feb. 3 at the redemption price of $10.06 per share. Outstanding scrip for second preferred also was called for redemption on Feb. 3 at a rate proportionate to the redemption price of $10.06.

The second preferred stock is convertible on or before Jan. 20, but not thereafter, into common stock on the basis of nine shares of common for

(*Continued on Page 3*)

Service Encroachment On Studios Opposed

London—(By Cable)—The British Films Council Wednesday debated through a two hours' session a resolution that the Government should formulate a plan for the industry to stop encroachment on studio space by the Service Departments and the Ministry of Information.

Sir Walter Citrine suggested that the industry should plan its own sal-

(*Continued on Page 4*)

Schenck-Moskowitz Appeal Postponed to Jan. 12

Argument of the appeal by Joseph M. Schenck and Joseph H. Moskowitz from a tax evasion conviction was adjourned yesterday until Jan. 12 by the U. S. Circuit Court of Appeals.

The postponement followed a move

(*Continued on Page 3*)

Must Keep Automatic Ticket Stubs 6 Mos.

Exhibitors using automatic ticket machines must keep their stubs for six months, according to a ruling by the Internal Revenue Department. A ruling on the subject was requested by the ITOA.

N. L. Nathanson Acquires Oscar Hanson's Stock Holdings in Dominion Enterprises

Toronto—Stock holdings of Oscar R. Hanson in companies controlled by N. L. Nathanson have been acquired by the latter in a cash transaction, it was announced yesterday by Hanson. Amount was termed "substantial," but exact figure was withheld by both principals. It is understood that Hanson had no interest in General Theaters Corp., Nathanson's parent holding company, however.

Nathanson and Hanson came to a parting of the ways some months ago after an association of about 10 years. Reportedly, there were differences of opinion as to policy, culminating in Hanson's resignations from several executive posts.

Raoul Named Ass't To IATSE President

Richard F. Walsh, IATSE president, has appointed William P. Raoul assistant president, it was learned yesterday. Raoul has been an International field representative in the south for 21 years. His headquarters were in Atlanta where he was a member of two IA locals.

Raoul's position is an appointive one and his duties, as defined by

(*Continued on Page 3*)

Steno Union Organizing St. Louis Branch Workers

St. Louis—Unionization of the front office or white collar workers of film exchanges and affiliated industries in St. Louis has progressed to the point where all but four offices here have been signed up 100 per cent, it was reported.

Organization work is in charge of

(*Continued on Page 4*)

Springfield Paper Attacks Garbo Ban

Springfield, Mass.—The Daily News in a leading editorial, called for an official board of censors, that would make decisions and stick to them, "particularly if the judgment of the police department cannot be relied upon."

Said the News:

"The short-sighted action of the Springfield police department in ban-

(*Continued on Page 4*)

Nick Dean Out on $25,000 Bail; Trial Date, Jan. 6

Nick Dean, alias Nick Circella, defendant with Louis Kaufman in the Government extortion prosecution, was released from the Federal House of Detention yesterday after he filed a $25,000 cash bond.

Date of the trial has been tentatively set for Jan. 6.

Neb. Exhibs. Back '10 Best' Poll

12 Theaters Co-Op. with Lincoln Journal-Star

By **BARNEY OLDFIELD**
Motion Picture Editor
Lincoln Sunday Journal and Star

Lincoln, Neb. — For the fifth straight year, in co-operation with THE FILM DAILY, the Sunday Journal and Star, and a total of 12 Nebraska theaters are running a contest among fans to pick 1941 films

(*Continued on Page 6*)

Film Notables to Speak At Silver Testimonial

Albany—M. A. Silver new zone manager for Warner Bros. Theaters in Pittsburgh, will be honored twice Monday at the Hotel Ten Eyck here. At noon, he will be installed

(*Continued on Page 8*)

Its Members Will Meet Kuykendall on Monday; Some Directors May Go

Ed Kuykendall, MPTOA president, and the organization's Executive Committee will attend the all-industry conference in Chicago next Tuesday, Kuykendall announced yesterday. Initial session will be held at 2 P. M. at the Blackstone Hotel. It is indicated the conference may continue Wednesday and Thursday.

(In a telegram to THE FILM DAILY on Wednesday, Kuykendall said that the MPTOA would be represented by selected members of the board of directors. This indicates that the

(*Continued on Page 3*)

Para.-Loew Impasse On Met. Bookings

Paramount and Loew's are reported to have reached an impasse in their negotiations for the showing of Paramount product in Loew's Metropolitan houses. Reports yesterday that Paramount had started to sell away from Loew's and was offering deals to independents were denied, however.

Further parleys are expected at

(*Continued on Page 8*)

Sears Calls UA Dist. Mgrs. To N. Y. for Product Parley

Describing United Artists' forthcoming program as the "most important group of films to be released by UA in a number of years," Grad Sears, vice-president in charge of distribution, yesterday discussed the

(*Continued on Page 4*)

Chi. Censor Board Nixes Rep. "James"

Chicago—Now it's the local municipal censor board's turn to bid for the spotlight.

Board disclosed yesterday that it had refused to license "Jesse James at Bay," Republic feature.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 111 First Section
Fri., Dec. 5, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Thursday, Dec. 4)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	8	8	8	.....
Col. Picts. vtc. (2½%)	7	6¾	7	+ ¼
Columbia Picts. pfd.	25	25	25	.....
Con Fm. Ind.	....	....	....	.....
Con. Fm. Ind. pfd.	9¼	9	9¼	+ ¼
East. Kodak	134	132½	133½	— 2
do pfd.	....	....	....	.....
Gen. Th. Eq.	12⅞	12¾	12⅞	— ⅛
Loew's, Inc.	38⅞	38⅝	38⅝	+ ⅛
do pfd.	....	....	....	.....
Paramount	16⅛	15⅝	15⅝	— ⅜
Paramount 1st pfd.	115½	115½	115½	— ⅛
Paramount 2nd pfd.	14½	14	14	— ½
RKO	3	2⅞	3	+ ⅛
RKO $6 pfd.	46½	46½	46½	.....
20th Century-Fox	8⅞	8⅝	8⅝	— ¼
20th Century-Fox pfd.	24	23⅝	24	+ 1
Warner Bros.	6⅛	6	6	— ⅛
do pfd.	76⅞	76½	76⅞	+ ⅞
NEW YORK BOND MARKET				
Loew's deb. 3½s46	102¾	102¾	102¾	.....
Par. B'way 3s55	58	57⅝	58	+ ½
Para. Picts. cv.3¼s47	100¼	100¼	100¼	.....
Para. Picts. deb. 4s56	100½	100½	100½	.....
Warner Bros.' dbs. 6s48	97	96½	97	+ ½
NEW YORK CURB MARKET				
Monogram Picts.	⅞	⅞	⅞	.....
Radio-Keith cvs.	5-32	5-32	5-32	.....
Sonotone Corp.	2⅛	2⅛	2⅛	—1-16
Technicolor	8	8	8	— ¼
Trans-Lux	9-16	½	½	—1-16
Universal Corp. vtc.	9⅝	9⅝	9⅝	.....
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	67¾	70
Roxy Thea. Bldg. 4s 1st '57	60⅞	64

115 to Attend Farewell Luncheon to Cresson Smith

A farewell luncheon to Cresson E. Smith will be tendered by RKO Radio Pictures today at Toots Shor's restaurant. Smith was Western division manager until his recent resignation to join United Artists in Los Angeles.

About 115 persons from RKO and affiliated companies, including March of Time, Pathe and Walt Disney, will attend.

May Grant Injunction If Picketing is Retaliatory

That an injunction could be obtained against picketing if such action was of a retaliatory nature was indicated yesterday by N. Y. Supreme Court Justice Richard Koch when he denied the application of Number 62 Delancey St. Theater Corp., owner of the Delancey, for a temporary injunction against Local 306, Moving Picture Operators Union and ordered a trial.

The Court refused to grant a union application to dismiss the complaint and held the complaint would stand if the union had ordered the picketing as retaliation against the activities of the Empire State Motion Picture Operators Union.

Studio Local 727 Calls Off Proposed Picketing of Rep.

West Coast Bureau of THE FILM DAILY

Hollywood—Dispute between Studio Laborers and Utility Workers Local 727 of IATSE and Republic which caused the union to issue an ultimatum calling for picket lines to be thrown around Republic studio at 6 a.m. today has been amicably settled and no line will be established.

Local had charged that its members had been locked out at the plant and insisted that its members be given work within 24 hours. The union had the backing of representatives of 10 other IATSE studio unions. It claimed Studio Utility Employes Local 724, another American Federation of Labor union, has had a monopoly on work at Republic.

Studio Publicity Directors Condemn Injurious Stunts

West Coast Bureau of THE FILM DAILY

Hollywood—Studio publicity directors committee adopted a resolution condemning publicity practices conducted in behalf of individuals without regard to their effect upon the industry's good-will which may result in national condemnation of the industry and of its 30,000 workers in Hollywood.

Some free lance publicity directors had been charged with planting "stunts" that reflected bad credit on the industry.

NLRB's Columbia SOPEG Hearing Set for Monday

National Labor Relations Board will hold a formal hearing Monday with representatives of the Columbia unit of Screen Office and Professional Employes Guild, Local 109, to determine representation and classifications for bargaining.

Alycon Theater Arbitration Hearing Starts Today

Chicago—William Pearl's Alycon Theater arbitration case starts today before Drennan Slater, arbitrator. Paul Behanna is the attorney for the plaintiff.

'Pulham" to Johannesburg By First Capetown Clipper

First motion picture film to be flown directly from New York to Africa will be aboard the Capetown Clipper when it makes its inaugural take-off early tomorrow from LaGuardia Field. Metro's "H. M. Pulham, Esq." will be sent on the Clipper directly to Johannesburg, a distance of about 12,000 flying miles, and will have its first showing next week in the South Africa metropolis. Thus it will be presented to Johannesburg audiences at the 2500-seat Metro Theater simultaneously with its Boston run, and prior to its showing elsewhere in the U. S.

Clipper schedule of three days from New York to Africa means that audiences in Johannesburg, Cairo and other African cities in the future may see new releases at approximately the same time that they are shown on Broadway. Heretofore, with complicated shipping conditions, 45 to 60 days has been the average length of time required to deliver a print from Hollywood to South Africa.

Initial Pan-American Clipper leaving tomorrow will make stops en route in Trinidad, Brazil and French West Africa. In addition to the print of "H. M. Pulham, Esq.," it will carry the latest newsreels. Subsequent Clipper flights are scheduled every two weeks from New York.

Loew's London Theaters Profits Double 1940's

Montreal—Profits of Loew's London Theaters for the fiscal year ending with August, standing at $14,240 after depreciation and taxes, were nearly double the $7,707 reported for the previous fiscal period. As a result of the improved showing the surplus account was increased from $9,339 to $15,144, after payment of a 25-cent dividend on the preferred, covering the period from July 1 to Nov. 7 of 1935.

Ticket receipts were somewhat heavier, being reported at $166,672, compared with $158,791, and, after adjustments, operating profit stood at $39,975, compared with $28,872. Taxes absorbed $9,371, compared with $5,208.

"U" Will Pay Third $2 Dividend on First Pfd.

Universal will pay its third dividend of $2 per share on the first preferred stock on Jan. 1 to stockholders of record Dec. 23. A $2 dividend was paid on April 1 and Oct. 1.

20th-Fox Signs Frank Orth

West Coast Bureau of THE FILM DAILY

Hollywood—Frank Orth, character actor of the stage, vaude and screen, has been signed to a long-term 20th Century-Fox contract.

Close WB-Minn. Amuse. Deal

Chicago — John Friedl, general manager, and John Branton, booking manager of Minnesota Amusement Co., closed with Warner Bros. yesterday for new season product.

COMING and GOING

ED RAFTERY, GRADWELL L. SEARS a **ARTHUR W. KELLY** leave for the Coast night.

CHARLES STERN, UA's district manager, here from Chicago.

ROBERT GILLHAM, Paramount's advertisi and publicity chief, flew to Miami yesterc and returns Monday.

SIDNEY SAMUELSON, Philadelphia leader, was in town yesterday.

E. K. (TED) O'SHEA, M-G-M's Eastern, Ca adian and Southern manager, and **EDDIE AARO** assistant to W. F. Rodgers, returned from Ch cago yesterday.

MARVIN H. SCHENCK, M-G-M studio repr sentative, has returned from the Coast.

LEONARD GOLDENSON and **SAM DEMBO JR.,** return to New York today from Chicago.

RALPH BRANTON is due here today.

WILLIAM WALDHOLZ, in charge of distrib tion for the Federal Housing Administration, h just returned from a six week's business trip the West Coast.

Gen. McGraw Emcee At Ampa-Variety Clubs Feed

General William McGraw will b the master of ceremonies at th Ampa-Variety Clubs luncheon at th Hotel Edison on Thursday. Genera McGraw is known nationally as toastmaster and speaker. Formerl Attorney General of Texas, he i now on active duty with the OPI in Washington.

Committees for the luncheon hav been appointed by President Vincen Trotta. With Paul Benjamin a chairman, Allan Robbins will be i charge of decorations; Josef Ziman ich, entertainment; Jules Ziegler arangements; David Lipton, publicity; Louis Pollock, advertising, an George Tyson, Variety contact.

Nip Racket of Selling Studio Visits at $7.50

West Coast Bureau of THE FILM DAIL

Hollywood—Attempts to make th studio no visitor rule into a "racket" were nipped in bud by industry officials working closely with the Better Business Bureau of Los Angeles

Investigation disclosed that a group of downtown persons not associated with motion pictures were offering visits to studios at $7.50 pe visit.

EVERY TELEGRAM GETS INDIVIDUAL ATTENTION AT Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

nity Meeting Calls PTOA Exec. Com'tee

(Continued from Page 1)

PTOA prexy shifted his plans as e had announced that he would eak at the Oklahoma MPTOA con-ntion on Tuesday).

ykendall announced yesterday committee, authorized by the ard of Directors, would represent e MPTOA at the unity parleys. he committee will meet with Kuy-endall in Chicago on Monday and articipate in the conference the fol-wing day.

The Executive Committee consists f Kuykendall, Morris Loewenstein, klahoma; H. V. Harvey, San Fran-sco; O. C. Lam, Georgia; Arthur ockwood, Boston; Lewen Pizor, hiladelphia, and Fred Wehrenberg, t. Louis. Additional representation rom the MPTOA directors may be dded to the special committee.

J. Robert Rubin, vice-president nd general counsel of Loew's Inc., lso may attend the Chicago meet-ng, it was reported yesterday.

The fact that Loewenstein of Ok-ahoma is expected to attend the nity meeting indicates that the klahoma convention may be post-oned to a later date.

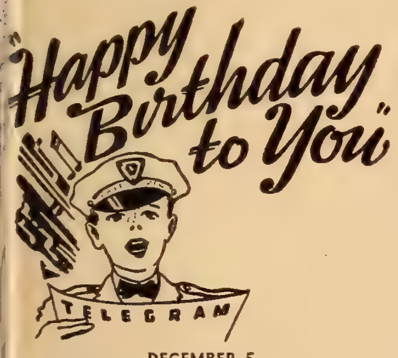
oul Named Assistant o President of IATSE

(Continued from Page 1)

he constitution, are to carry out the ssignments detailed to him by the resident.

. J. Pappa Renominated

Wilmington, Del.—Frank J. Pappa, . a. for the IA stagehands' local, as renominated for the presidency f the Central Labor Union. Al Wil-iams, of the IA projectionists, was ne of three slated for trusteeships f the CLU.



DECEMBER 5

Walt Disney
Virginia Lee Corbin
Sidney H. Algier
Eurega Eiroy David

DECEMBER 6

Jack Henley
Elissa Landi
E. Mason Hopper
Kathryn McGuire
Harry G. Lonsdale
Dot Farley
Sammy Cohen
David B. Whelan

DECEMBER 7

Lee Marcus
Frances Gifford
Marcella Albani
Elsie Allen
M. J. O'Toole
A. M. Brentinger

HOLLYWOOD SPEAKING-

By RALPH WILK

—HOLLYWOOD

JACK OAKIE has signed with The World Today, travel magazine, to write his impressions of modern South America on a projected tour of that continent which he plans on making following completion of his work in "Song of the Islands" at 20th Century-Fox. Oakie will be accompanied, according to present plans, by a magazine staff photographer.

• •

ACTOR George Murphy's original screen play, "The Chicago Method," which was the first writing job done in America on the subject of the now well-publicized British Commandos, is being considered by Warner Bros. Story is based on information Murphy received from a British correspondent five months ago, and includes the attempt of the raiding Commandos to kidnap Herman Goering, which "broke" in the American press two weeks ago.

• •

TEXT of Producer Benjamin Glazer's recent lecture on the motion picture before the New York University School of Dramatics will be issued in booklet form this winter by the University Press. The University of Southern California has ordered 50 copies.

• •

"THE BLACK CURTAIN," a novel by Cornell Woolrich, will be adapted for filming as a Paramount thrill drama by scenarist Garrett Fort, who collaborated on "The Mark of Zorro." Jack Hively, of the "Saint" pictures, is set to direct.

• •

THREE story purchases are announced by Metro-Goldwyn-Mayer. "Keeper of the Flame" is an unpublished novel with a newspaper background by I. A. R. Wylie, which is to appear soon in serial form in the American Magazine. Victor Saville will be the producer. "Full Glory," by William A. Wellman and Lester Koenig, and "What About Daddy?" by Will Jason, are original, unpublished stories.

• •

BARTON MacLANE, and his house-guest, J. R. McKinley, wealthy sportsman from Vancouver, B. C., leave at the week-end for deep-sea fishing in waters off the Mexican Coast. MacLane was guest of McKinley on a recent hunting trip to Vancouver. He has been elected first vice-president of Civilian Fliers of America, national aeronautical group.

• •

JOSEPH ALLEN, Jr., and Mary Beth Hughes will play featured roles in 20th-Fox's "The Night Before the Divorce," which Producer Ralph Dietrich puts into production Monday, with Robert Siodmak directing and with Lynn Bari in the lead. Jerry Sackheim prepared the scenario from a play by Ladislas Fodor. Truman Bradley, radio announcer and actor, and Kay Linaker have been added to the cast.

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PERMISSION has been granted to Sam Coslow to use the Irving Berlin tune, "Any Bonds Today," in one of his Soundies for R. C. M., as part of the Treasury Department's campaigns to popularize the song. Subject will be shot in mid-December, and goes out to coin-machines in January.

• •

PRODUCER Ed Finney will start production next month on his next picture for Monogram, "Black Beauty," providing he finds a black colt only a few days old by that time. Otherwise he will have to begin shooting after the first of the year, when the regular foaling period for most horsebreeders arrives.

• •

HELEN BRODERICK has withdrawn from the cast of 20th-Fox's "Rings on Her Fingers," having been called to New York to the bedside of her mother. Spring Byington replaces her in the Rouben Mamoulian-directed film which went into production at mid-week with Henry Fonda and Gene Tierney starred.

Paramount Closes Circuit Deals for First Two Blocks

Paramount has closed deals for its first two blocks of five with the R. E. Griffith circuit of Texas, H. J. Griffith circuit of Kansas and Missouri and the Griffith-Long circuit of Arizona and New Mexico; Charles Reagan, assistant sales manager, announced yesterday.

Similar deals were closed with Fanchon & Marco for first-run situations in the St. Louis territory.

Para. To Redeem Its 2nd Preferred

(Continued from Page 1)

each 10 shares of second preferred. The company also holds 22,600 shares of second preferred in its treasury.

Redemption of the second preferred, which is interest bearing, is expected to reduce materially the overhead of the company.

The board also yesterday declared a dividend of 25 cents a share, together with the regular quarterly dividends of $1.50 on its first preferred stock and 15 cents on its second preferred, payable Dec. 27 to common stockholders of record Dec. 11 and preferred stockholders of record Dec. 12.

Schenck-Moskowitz Appeal Postponed to Jan. 12

(Continued from Page 1)

by Judge Charles Clark to disqualify himself because his brother is a high official in the Department of Internal Revenue.

Axler to Operate Victory

Toronto—Myer Axler has resigned as manager of the equipment and purchasing division of 20th Century Theaters to become proprietor of the Victory Theater, long operated by his late father, Isidore Axler.

THE THRILL SHOW OF THE YEAR!
MR. DISTRICT ATTORNEY
IN THE
CARTER CASE

JAMES ELLISON • VIRGINIA GILMORE • FRANKLIN PANGBORN
PAUL HARVEY • LYNNE CARVER • SPENCER CHARTERS • Bernard Vorhaus • Director
Original screen play by Sidney Sheldon and Ben Roberts
Based on the Phillips H. Lord Radio Program, "MR. DISTRICT ATTORNEY"
A REPUBLIC PICTURE

Springfield Paper Attacks Garbo Ban

(Continued from Page 1)

ning the motion picture, 'Two-Faced Woman,' in the face of strong public opinion against such a move, would indicate that its officials have no great capacity for gathering wisdom from their own mistakes.

"There is nothing to indicate that particularly expert opinion was brought to bear before adverse action was taken here. In fact, the Greta Garbo picture is said to have proved a distinct disappointment to most of the audiences, who, attracted by the unfavorable publicity, thronged to the theater with the expectancy of deriving vicarious enjoyment from what they had been led to believe was off-color entertainment. All that is necessary to attract crowds is to put a 'forbidden' sign on a commodity. This is the oldest trick of ballyhoo known to man, and it never fails to work."

"Two-Faced Woman" Opening In St. Louis is Postponed

St. Louis—Opposition by the Catholic clergy and the Legion of Decency yesterday caused a postponement of Metro's "Two-Faced Woman," scheduled to begin a run at Loew's downtown deluxer. Subbed was "Design for Scandal." Rex Williams, manager of the theater, said, "In deference to the public expression of opposition, we are withdrawing the picture at this time, but expect to show it at a later date, probably after Christmas, when we hope the misunderstanding concerning it will have been cleared up."

A sneak preview was held on film row for the benefit of Prosecuting Attorney James P. Finnegan, Mrs. Jacob M. Lashly, head of the Greater St. Louis Better Films Council, Frank Reller, chief probation officer of the juvenile court, and others. Finnegan could not be reached for a statement. Reller said scenes in the picture were no more objectionable than those found in most pictures and believed protests might have arisen over some scene which has been deleted by the producers.

WEDDING BELLS

Cleveland—Invitations are out for the marriage of Irving A. Field, Jr. former lessee of the Opera House in Burton to Louise Marion Clark. Ceremony will take place Dec. 20 at 8 P. M. at Glenville Baptist Church, followed by a reception in Fellowship Hall.

Helene Bamberger, daughter of Leon Bamberger of RKO, will be married Sunday in Mt. Vernon to Scheldon Kaplan, an attorney.

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● ● ● **MORE MEMOS FROM A Columnist's Girl Thursday (with further apologies to W.W.)......Dear Alleged Boss: New York University will inaugurate its motion picture department this afternoon at the Washington Square College of Arts and Sciences......and a big crowd of film execs. will be on hand at a tea hosted by Chancellor Harry Woodburn Chase......J. Robert Rubin, M-G-M vice-president and counsel, will be among the speakers while others who will attend include Barney Balaban, Austin Keough, Hiller Jones, Joseph H. Hazen, Bertram Block, Al Margolies, Collier Young, Gertrude Unger, Lou Pollock and Nate Spingold......And it will really be a TEA......**

▼ ▼ ▼

● ● ● *MOTION PICTURE BASKETBALL LEAGUE started its season Wednesday night at the Heckscher Foundation......BMI, the music boys, took National Theater Supply over the hurdles for a 34-23 win......while Universal lost to International Projector by a margin of 37-32......but the exciting contest was the one between M-G-M and Paramount which ran into overtime (players don't get time-and-a-half for that) when Paramount came out the winner by a score of 47-39. . . ● Credit Harry Crawford, manager of F & M's Ambassador Theater, St. Louis, with a swell idea......In addition to all his other activities, Harry has formed the American Buddy Club, dedicated to civilian friendship and hospitality for American soldiers, sailors and marines......Club is spreading throughout the country.*

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● ● ● **WHEN COLUMBIA staged its "blind date" party for 100 soldiers and 100 working girls as a stunt for the Roxy opening of "You Belong to Me," the music for the affair was supplied by Warner Bros. Warners' employes were having a party in the grand ballroom of the Abbey Hotel and the Columbia event was in the adjoining East ballroom......So the Warner music was piped into the next room...... There's unity for you......**

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● ● ● *UNPRECEDENTED is the word for Boston's dual premiere of Metro's "H. M. Pulham, Esq.," Wednesday night at the State and Orpheum......It was probably the biggest film event the Hub has seen since Mary Pickford and Doug. Fairbanks visited there two decades ago......More than 20,000 persons gathered at the two theaters, according to Beantown reports......Every Boston paper gave the premiere page one treatment......and the pictorial coverage was something for Metroites on the scene to write home about......*

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● ● ● **STUFF......Will Hays due back from the Coast next week. . . ● Edward Sargoy and Joseph L. Stein of Copyright Protection Bureau were recent speakers at Columbia law school. . . ● Sam Bonansinga, member of the Operators' Union in Springfield, Ill., has been named chairman of the City Civil Service Commission. . . ● Ernie Schmidt of the Berwick Theater Co., Berwick, Pa., has leased the local airport. . . ● Whitney Bolton, press representative for David O. Selznick, will be the guest of honor at a luncheon today at Dinty Moore's. ● Paramount, with Bob Gillham, Alec Moss and Al Wilkie doing the honors, tossed a press luncheon at "21" following the showing of "Sullivan's Travels". . . ● ITOA has given its porters and cleaners a dollar-a-week increase. . . ● Overheard at the Warner shorts screening at Monte Carlo the other night: "Is my hat in the way?" asked a mink-coated lady to a woman behind her......"Oh, no," replied the other, "but would you mind asking the man in front of you to take his head off?"......So long for now......**

YOUR GIRL THURSDAY

Service Encroachment On Studios Opposed

(Continued from Page 1)

vation and Arthur Jarratt urged a immediate trade meeting be held t present a plan asking for requisit man power and studio space to mak a formulated number of productions

Sears Calls UA Dist. Mg To N. Y. for Product Parley

(Continued from Page 1)

lineup with the company's district managers who were called into New York for conferences. Parleys were held as Sears, President Edward C Raftery and Arthur W. Kelly, vice-president, prepared to leave for Hollywood conferences today.

Finished and ready for release, Sears announced, is Edward Small's "The Corsican Brothers." Addition of music to Charles Chaplin's "The Gold Rush" is nearing completion, while Arnold Pressburger's "The Shanghai Gesture" will be ready for release shortly. After months of production, Alexander Korda's "The Jungle Book" will be ready for release early next year, while nearly completed is Edward Small's production of "Twin Beds." The Ernst Lubitsch comedy, "To Be or Not to Be," starring Jack Benny and Carole Lombard, will be ready for final cutting and editing in about a month.

On his return from Hollywood in about 10 days, Sears will announce production plans for the next six months.

Those who attended yesterday's meeting were Sears and Carl Leserman, general sales manager, Harry L. Gold, Monroe Greenthal, Paul Lazarus, Charles Stern, Arthur Silverstone, C. E. Peppiatt, Bert Stearn, John Dervin, J. D. Goldhar, Sam Glazer, Harry Kosiner, Phil Dow and Clarence Eiseman.

Steno Union Organizing St. Louis Branch Workers

(Continued from Page 1)

Elmer Theiss, A F of L general rep., who came here at the request of the Central Trades and Labor Unions. The workers are joining up with Local. 17,707 of the Stenographers, Typists, Bookkeepers and Assistants.

Louis Lovatta, business agent of Local B-1, film exchange employes, has been assisting Theiss and the officers of Local 17,707 as a matter of courtesy.

Meeting of Local 17,707 will be held at the Melbourne Hotel, Monday, for bookers, assistant bookers, billers, cashiers, stenographers and clerks.

STORKS!

St. Louis—Bob Ryder of the Fanchon & Marco organization has a new daughter, born to his wife at the Deaconess Hospital.

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Sullivan's Travels"

with Joel McCrea, Veronica Lake, Robert Warwick

Paramount 91 Mins.

SMARTLY TAILORED SIMON-PURE ENTERTAINMENT RATES AS A BOX-[illegible]CE HONEY FOR ALL SPOTS.

Preston Sturges does it again with neatness and dispatch in "Sullivan's Travels."

Smartly tailored, simon-pure entertainment, it's exactly what the doctor ordered for those who turn to the screen for surcease.

And this means, succinctly, that showmen everywhere, whether operating first-runs or subsequents, in cities large and small, and no less in towns and villages across the land, have a genuine box-office money en route.

The romantic saga of an ace Hollywood director of comedy successes who would desert his forte to make "a great human document" and of a young actress who has vainly rapped at the studio gates, "Sullivan's Travels" runs the gamut from sheer slapstick and hilarious comedy to tense drama as Director Sturges skillfully and effectively tells the sure-fire human story of Author Sturges.

In the telling, he has the assistance of a convincing cast, topped by Joel McCrea as John J. Sullivan, the director; Veronica Lake as the girl, Raymond Walburn and Porter Hall as studio executives, Eric Blore and Robert Greig in the to-be-expected gentlemen's gentlemen roles, and Franklin Pangborn and William Demarest as a couple of studio p.a.'s.

As a writing job, the script rates with the best. The dialogue is both bright and smooth, the perfect combination. Some of the lines and repartee, especially that in the early reels, should, and undoubtedly will, wow the trade. There should be extra chuckles for the trade, too, in some of the characters Sturges has drawn. For instance, LeBrand, the studio head.

The plot in tabloid: McCrea, responsible for such laugh hits as "So Long Sarong," "Hey, Hey in the Hayloft" and "Ants in Your Plants of 1939," feels that the world today requires, not cinematic escapism, but a screen epic of social significance which will help in correcting the evils now rampant. Told by the studio heads that he knows nothing about trouble, McCrea agrees, but declares he proposes to learn the hard way.

So, in tattered attire supplied by the wardrobe department, with a thin dime in his pocket, but with studio identification cards carefully concealed in his shoes, he hits the road. The studio, sensing the publicity value, trails him with a land yacht, but after a mad race between the yacht and a cut-down racer in which McCrea has thumbed a ride, the studio party agrees to permit the director to go his own way for two weeks.

Sundry early adventures find McCrea, to his surprise, back in Hollywood. There, in a lunch wagon, he meets Miss Lake, about to hitch-hike home after failing to find welcome on the studio mats. Accepting him at face value, she spends her last 35 cents to buy McCrea ham and eggs. From then on, it's essentially boy-meets-girl theme, but, as cannily dressed by Sturges, there are new twists galore.

To give you an idea of the wide range of Sturges' fancy, before the fadeout, everything from a Southern chain gang, with its attendant horrors, to a Disney comedy is introduced. And the latter, if you please, is presented in a Negro church, with the congregation chanting a spiritual as a predude.

And before the director-gets-actress ending, it's essential for McCrea not only to find a way to rid himself of a wife he married to reduce his California income tax but to establish the fact he is not dead. And the latter is possible only if he can terminate a six years' sentence at hard labor in the chain gang.

Yes, "Sullivan's Travels" covers a lot of territory, but there's never a dull moment in the 91-minute tour.

CAST: Joel McCrea, Veronica Lake, Robert Warwick, William Demarest, Franklin Pangborn, Porter Hall, Byron Foulger, Margaret Hayes, Robert Greig, Eric Blore, Torben Meyer, Victor Potel, Richard Webb, Charles Moore, Almira Sessions, Esther Howard, Frank Moran, Georges Renavent, Harry Rosenthal, Alan Bridge, Jimmy Conlin, Jan Buckingham, Robert Winkler, Chick Collins, Jimmy Dundee.

CREDITS: Producer, Paul Jones; written and directed by Preston Sturges; Cameraman, John Seitz; Film Editor, Stuart Gilmore.

DIRECTION, Swell. PHOTOGRAPHY, Fine.

☆ SERIAL ☆

"Dick Tracy Vs. Crime, Inc."

Republic 15 Chapters

Kids Will Like It

There is nothing too tough for Dick Tracy. His latest criminal opponent is a ruthless gentleman who can render himself invisible through some secret contraption. It is Tracy's job in 15 chapters to track down the man no one can see and whose only identity is a slight whining sound like the wind. Story idea is on the fantastic side, with the first chapter ending as New York is about to be swamped by a tidal wave. Tracy prevents that catastrophe and after a number of equally exciting and perilous moments, through a counter-ray corners The Ghost. Juvenile patrons will go for it in a big way. Ralph Byrd is the eminent detective. William Witney and John English co-directed. First episode is 28 minutes, others run around 20.

Gonzalez Heads Blue Ribbon

Havana (By Air Mail)—Blue Ribbon Films, new distrib. company, has been organized here, with Delio Gonzalez as general manager. Blue Ribbon has an exclusive franchise to distribute Soviet pix, but, in addition, will handle American, British and Argentine product. Manuel Fernandez, prexy of Saica Films and Cosmo Films, is import manager for Blue Ribbon.

"Mr. Bug Goes to Town"

Paramount 78 Mins.

FEATURE CARTOON IN TECHNICOLOR RATES AS DELIGHTFUL HOLIDAY PACKAGE.

Max Fleischer's studio has created a delightful fable about the struggle of a little community of insects. Skilled animation and a fine musical score tend to make this Technicolor cartoon feature a sock favorite for the juvenile trade and a delightful novelty for adults.

Hero of the comic fantasy is a pleasant little fellow known as Hoppity. He is a good natured chap and like his name, Hoppity is concerned about the welfare of his neighbors and although his attempts for their welfare go awry, Hoppity succeeds in the end.

C. Bagley Beetle is the scoundrel and his character is a clever bit of make-believe. Like all scoundrels, Beetle has designs on Honey, Hoppity's sweetheart, who refuses to marry him. Beetle's henchmen, Swat and Smack, are liable to be the most popular Fleischer creations. They are a comic pair. Swat and Smack have no scruples and are always at Beetle's beck and call.

An adjacent garden appears to be the only safe spot for the community because the humans are always intruding. The couple living there are waiting for a check from a music firm so they can repair the garden. Beetle and his aides steal the check. The house is foreclosed and a skyscraper is erected in its place. Hoppity discovers Beetle's secret and helps the couple get the check. Hoppity then leads his friends to the penthouse garden of the young couple for a happy finish.

Cartoon highlights are the trek of Hoppity and his friends to the top of the building, the tidal wave caused by the sprinkler system, Hoppity and Bumble's experiences during their visit to the garden, the preparations for Honey's wedding to Beetle which is broken off in time and the scene where Hoppity catches hold of a live wire.

There are four songs worthy of note. Easily outstanding is "We're the Couple in the Castle" by Hoagy Carmichael and Frank Loesser. "Katy Did, Katy Didn't" and "I'll Dance at Your Wedding" are two other tuneful composition by the composers. "Boy Oh Boy" is another good number by Herman Timberg and Frank Loesser.

CREDITS: Producer, Max Fleischer; Director, David Fleischer; Cameraman, George Schnettler; Sound Effects, Maurice Manne; Musical Director, Leigh Harline.

DIRECTION, Grade A. PHOTOGRAPHY, Excellent.

ITO of Ohio in "York" Squawk

Columbus, O.—ITO of Ohio is protesting against Warner Bros.' decision not to release "Sergeant York" at regular prices until July 4. Ruling that 55 cents must be the minimum admission price for evening performances means that 25-cent houses will have to boost their scales 120 per cent, an ITO bulletin points out, adding that the policy is unreasonable.

"Midnight Angel"

with Robert Preston, Martha O'Driscoll, Philip Merivale

Paramount 76 Mins.

ADMIRABLY PACED MELODRAMA PLYAYED AGAINST AN AMERICAN BLACKOUT SETTING CLICKS SOLIDLY.

Producer Sol C. Siegel has a successful and entertaining melodrama on his hands. For a lesser budgeted effort, film is full of pleasant surprises. An item that will certainly add to interest of pic is that all the action takes place during a practice air raid in a large American city. Atmosphere surrounding such a venture is conducive to the action that takes place.

Among the surprises is Martha O'Driscoll who plays her first lead opposite Robert Preston. In role that calls for her to befriend a man, convicted of murder, she comes through with a likeable portrayal as a girl whose yen for adventure does not dim her appetite. Miss O'Driscoll is good looking and with a flair for light comedy. She is definitely a prospect.

Almost all the events occur during the blackout. Preston is the man framed by a ring of saboteurs out to discredit his bomb sight. During a crash, he escapes from the police wagon. He meets the girl in the park and she helps him try to dispose of his handcuffs. Number of amusing situations underlined with suspense crop up as a result of Preston's predicament.

In a shelter, the cuffs are removed by a friendly pickpocket, played by J. Edward Bromberg who contributes an outstanding bit of acting. The pair eventually get to the munitions plant and discover who is responsible for the plot. In exciting climax, the bomber carrying the real bombs is turned back in time.

As the man framed for murder, Preston handles his role with conviction and authority. Philip Merivale, always a good actor, is the man responsible for the sabotage. Eva Gabor is good as the night club singer who helps Preston. Louis Jean Heydt, Mary Treen and Cy Kendall play their minor roles effectively.

Ralph Murphy's direction is sure and displays alert sense of dramatic values. Tempo of the film is smoothly paced. Lester Cole and W. P. Lipscomb have done a commendable job of script writing.

CAST: Robert Preston, Martha O'Driscoll, Philip Merivale, Eva Gabor, Louis Jean Heydt, Thurston Hall, Mary Treen, J. Edward Bromberg, Spencer Charters, Cy Kendall, Russell Hicks, Paul Stanton, Clem Bevans, Robert Emmett Keane, Edwin Maxwell, Rod Cameron.

CREDITS: Producer, Sol C. Siegel; Director, Ralph Murphy; Associate Producer, Burt Kelly; Screenplay, Lester Cole and W. P. Lipscomb; Original, Franz Spencer and Curt Siodmak; Cameraman, Theodor Sparkuhl; Film Editor, Thomas Scott.

DIRECTION, Top-Notch. PHOTOGRAPHY, Good.

To Admit Service Men Free

Chicago — Plans are under way here for a limited number of free admissions for service men through the Chicago Service Center.

Iowa Fire Marshal Warns of New Law

Des Moines, Ia.—A warning that Iowa theater exhibitors will be faced with a licensing law for fire regulations unless the situation is "cleaned" up before the state law-makers meet in 1943 was made yesterday by State Fire Marshal John Strohm.

Strohm laid particular responsibility on the distributors who, he said, were as much to blame as anyone. The Fire Marshal said the distributors can control the rental of films to the portable circuits and see to it that operators with fire hazards are not allowed to operate.

The Fire Marshal also has discussed the situation with some of the "jack rabbit" operators themselves and pointed out the necessity of eliminating hazardous houses.

The "jack rabbit" operators developed into serious competition for the Iowa exhibitors during the past Summer with several large strings of portable houses set-up. One operator was known to have over 100 locations and a second over 70.

The Iowa Fire Marshal has been advocating stricter fire regulations for the Iowa theaters because of the serious fires during the past two years. A bill introduced in the last Legislature to set up definite fire regulations was defeated because it was not brought up until the closing days.

Strohm pointed out that the newer and larger theaters are not offering any problem because necessary precautions are taken, but that the small theaters and portable circuits offer a serious problem because lack of fire prevention methods.

Telecasts Prods. in Sales Agent Deal With Advance

Telecast Productions, Inc., through its president Myron Zobel, yesterday announced conclusion of negotiations with Advance Television Picture Service, Inc., whereby the former becomes exclusive national sales representative for Advance film features. Advance, Sobel said, holds agreements with leading indie distribs for the sale and distribution in the tele industry of several hundred full length features as well as short subjects.

Zobel stated that it was proposed to offer package film entertainment for television in units of 13-, 26- or 52-week schedules.

The film library is in addition to Telecast Production's activities in the "packaged" live talent television production field, Zobel said.

Zobel sails tonight on the S. S. Brazil for South America in search of films suitable for use by American television stations.

Fishman, Local 273 Sign

New Haven—Fishman Theaters, Inc., have signed new contracts with local No. 273, projectionists, for three years, providing a sliding scale increase in wages.

NEB. EXHIBS. BACK "10 BEST" POLL

12 Theaters Co-op with Lincoln Journal-Star Contest Tied In with FILM DAILY; 54 Prizes Offered

(*Continued from Page* 1)

on basis of similarity to the pioneer national critics "Ten Best" poll.

This contest, one of the most unusual in the country, has the applause of not only newspapers, theater men, and fans, but the studios in Hollywood as well.

Top prize in this contest is a trip, all expenses paid, to Hollywood during some week in the month of January. Three days are actually spent on the Coast, first at M-G-M, second at 20th-Fox, and the third at Warners. Winner visits the sets, gets fed in the studio commissaries, and takes in a string of NBC and CBS broadcasts.

Studios like this contest for the reason it makes no big promises which can't be easily fulfilled by all parties. The contest promises only a studio tour, no screen tests, or parts as an extra, or some of the other things which are headaches on the Coast, and invariably boomerang in discontent and disillusionment to the person who wins.

54 Local Prizes Offered

In addition to the top award, there are 54 local prizes, offered in way of passes by the Lincoln, Stuart, Varsity, State, Capitol and Nebraska theaters. Each house gives an annual, a six months, three months, one month, and five single admissions.

In order to protect outstate entrants who may miss the big prize, and be too far away to take advantage of the passes, six representative key cities are included. This year, Fox Midwest (Jack Mays) in Beatrice, Tri-States (Ted Kempkes) in Fairbury, Wally Johnson's Vogue in Friend, Fay Honey's Tecumseh in Tecumseh, Central States (Carl Rose) in York, and Harold Schoonover's Mazda in Aurora, are all offering nine pass prizes each.

The six Lincoln theaters make up a pot of $130 which is the money used to defray the expenses of the top winner, but every entry, no matter where he or she lives, is eligible for that prize. This year, for the first time, all the passes are subject to tax.

Simple Contest Rules

Rules for the contest are simple:

No employe of theaters or newspaper is eligible.

Winners are judged on basis of similarity to the winners in the Critics poll of THE FILM DAILY. If they tie on number right, order of entry is the next consideration. If still tied, an exam will be given.

Winners must take prizes as offered, or relinquish all rights and next in line takes it away. Most top winners ask for the money, but the trip has to be taken.

Trip must be taken before the first of February.

Contestants are asked to consult THE FILM DAILY eligible feature list, which is printed next to the theater page each Sunday, and vote for no picture not listed.

The publicity campaign is handled without razzle-dazzle. Newspapers carry two week-day promotional stories each week for four weeks, and a big splash front page each Sunday. Usually a couple of bids are made by way of the radio, and the theaters provide a ballot box in each lobby.

Tops Promotion Feature

It is by far the biggest entry getter of any single newspaper promotional venture in town. In the three and a half weeks the contest runs, in this town of less than 100,000, about one-tenth of the entire population enters.

It amounts to good institutional advertising for the theaters during the dull month of December, which, even though people don't go to the theaters, keeps them talking about movies until the Christmas crimp passes by. It is excellent for the newspapers, because, except for some small amount of white space the promotional copy covers, it's strictly a no-cost proposition, with large amounts of goodwill, enterprise, and returns important in showing the newspaper's pulling power as an agency of exploitation.

Advertising manager Joe W. Seacrest, who handles the local situation for both the Journal and the Star, brags it up to theater men as the biggest promotional gesture made by the papers annually.

Nearly 10,000 Participated

At the suggestion of Chet Bahn, FILM DAILY editor, the contest was tried first, five years ago, by this paper, with the writer handling. It was a simple contest, and only pass prizes were offered that year. It drew, on a two-and-a-half-week drive, some 3,000 entries. Next year the Hollywood jaunt was offered, as it has been each year since, and the pickup in entries has been steady until it ran close to 10,000 in 1940.

After checking both the results locally in interest and good feeling, and the studio reaction on the West Coast, this would seem to be THE type of contest to keep everybody from losing his hair—and away from headaches, at the same time protecting the winner against a big buildup, and a bigger letdown as is the case with many contests.

Havana First-Runs Under Single Head

Havana (By Air Mail)—All first-run houses here have been combined under one head following a consolidation of the Valcarce and Smith circuits.

Deal was made subsequent to the acquisition by Valcarce of the [illegible]tional Theater, last of the independent first-runs. At the same time, the Smith circuit made an alliance with Edelberto de Carrera who operates the first-run theaters in Vedado. Twenty-two houses now comprise the new combine.

With first-runs under one control, industry circles here believe that the U. S. distributors no longer will be able to dictate selling terms.

Hanson Not Acquiring Two Toronto Indie Exchanges

Toronto—O. R. Hanson, head of Pioneer Films, Ltd., and Foto-Nite Distributors, Ltd., said yesterday that negotiations for the taking over of Colonial Pictures and Alliance Films, two independent film offices in Toronto, did not get beyond the "conversation stage".

Ray Lewis in a telegram to THE FILM DAILY yesterday said that the published statement Oscar Hanson was purchasing "Mein Kampf", English pic, and Alliance and Colonial was "not correct". Miss Lewis is distributing the film in Canada and operates the two indie exchanges.

Morrisons Leap for Lives As Flames Sweep Home

Dover, N. H.—Mel Morrison, manager of the M & P Strand Theater, and his family were hospitalized after being compelled to jump for their lives from the second story of their home by a fire. Exhib and his wife passed their three small children out of a second story window to firemen.

Chet Stoddard, M & P district manager, who was staying with the Morrisons overnight, escaped with minor bruises and shock.

Triples on Saturday Nights

Oshkosh, Wis.—The Oshkosh theater here is offering a "revival preview" on Saturday nights with a special feature plus the regular twin bill program. The house advertises that it is the only theater in town showing three features every Saturday night.

Jim Meyers to New House

Petersburg, Va.—Herman Rubin, city manager for Neighborhood Theaters, has appointed James B. Meyers as manager of the Regent, in nearby Colonial Heights. House, which was designed and built under the supervision of A. O. Budina, Neighborhood Theater architect, will open on Dec. 12.

THE CRITICS OF THE NATION ARE NOW CASTING THEIR VOTES FOR THE TEN BEST PICTURES OF 1941 IN THE FILM DAILY ANNUAL POLL

Notables to Speak At Silver Testimonial

(Continued from Page 1)

as first Chief Barker for the new Variety Tent while at night, 500 industry figures will honor him at a testimonial banquet. Silver was zone manager here until his recent promotion to Pittsburgh.

John Harris and Bob O'Donnell of national Variety Clubs will handle the installation at the luncheon. Other officers to be installed include First Assistant Barker, Lou Golding, Second Assistant Barker, Clayton G. Eastman, Dough Guy, Charles A. Smakwitz, Property Master Herman L. Ripps.

The Silver testimonial banquet will be emceed by former Mayor Jimmy Walker. Speakers were announced yesterday as Gov. Herbert H. Lehman, Attorney General Bennett, Harry Kalmine, Joseph Bernhard, George J. Schaefer, Neil Agnew, Nate J. Blumberg, Mayor Herman Hoogkamp, Si H. Fabian, C. J. Latta, Jack Cohn, Herbert J. Yates, Ted O'Shea, Joe Vogel, John Harris, Bob O'Donnell, Ned E. Depinet and Alex McDonald.

A special train will leave New York late Monday afternoon with a large contingent of home office and film biz execs. Big representations are lined up from Pittsburgh, Cleveland and Buffalo.

New P.A. Technique Boosts Biz, Prolongs Frisco Run

San Francisco—New p.a. technique is being experimented with RKO's Golden Gate. "Look Who's Laughing" is going into third week and new stunt held largely responsible. Picture is filled with radio talent.

Edgar Bergen made a personal the opening day, but instead of bringing up all the other radio personalities to make a bow along with him, they have been shot up one by one. Comparatively minor characters on well known programs have shown surprising b.o. pull. Latest example is Mrs. Uppington of the "Fibber McGee and Molly" airshow who packed house the day she made her personal.

New Local B-1 Contract Calls for $8 a Week Hike

St. Louis—New contract proposed by Local B-1, film exchange employes, is reported to call for a blanket increase of $8 per week.

Mother of David Sarnoff Dies

Mrs. Lena Sarnoff Fox, 73, mother of David Sarnoff, president of the Radio Corporation of America, and chairman of the National Broadcasting Co., died yesterday at her home on Pelham Parkway South, the Bronx. She is survived by her husband, Jacob Fox, four sons, David, Lew, Morris and Irving, and a daughter, Mrs. Ida Baer.

WHO'S WHO IN HOLLYWOOD

• • • *Introducing Interesting Personalities* • • •

LEON ERROL. Actor. Born in Sydney, New South Wales, July 3, 1881. Parents: Elizabeth and Joseph Errol, non-professionals. Educated in Sydney High School, St. Joseph's College and Sydney University. Abandoned medical studies for the stage. Toured throughout world in stock and vaudeville troupes. Was vaudeville and musical comedy star in Ziegfeld "Follies," "Hitchy Koo," "Sally," "Yours Truly," "Louis the Fourteenth" and many others. Made screen debut in 1930 and has appeared in over 200 films, latest ones being "Pop Always Pays," "The Golden Fleecing," "Mexican Spitfire," "Where Did You Get That Girl," "Mexican Spitfire Out West," "Six Lessons from Madame Lazonga," "Hurry, Charlie, Hurry." Is starred in "Mexican Spitfire" laugh series for RKO, latest being "Mexican Spitfire at Sea." Is currently writing his biography called "Two Score."

Inter-American Goodwill Short May Reach Theaters

Gordon Knox, producer associated with The American Film Center, has returned to New York from Santa Fe, N. M., where he has been directing the production of an as yet untitled film for Kenneth Macgowan, in charge of motion picture production for the office of Nelson Rockefeller, Coordinator of Inter-American Affairs. Negotiations are now in progress for theater release of a one-reel Technicolor version.

The picture, two reels in length, was photographed on Kodachrome and is destined for use in South America as a part of the Inter-American Goodwill Program. Subject has a strong defense angle, several sequences having been filmed through Air Corps co-operation, at the Albuquerque Bomber Base.

Gunther V. Fritsch, who assisted Knox in New Mexico, has come East to take part in the editing and scoring of the picture.

Completion of the film is scheduled for approximately Dec. 15.

Olson to Replace Browne

Chicago—Frank Olson, who has been acting as secretary-treasurer and business agent of the local IATSE union, while George E. Browne was serving as president of the IA, is expected to be elected to head the Chi. Union at the annual meeting tonight.

Two Film Players Marry

Two well known film players were married yesterday. In New York Mischa Auer was married to Joyce Hunter, singer, by Mayor F. H. La Guardia. In Hollywood, Milton Berle married Joyce Matthews, stage and screen actress.

Mrs. Belle Weiner Ill

Philadelphia—Mrs. Belle Weiner, wife of Columbia's branch manager, is hospitalized in Jewish Hospital.

Marcus Loew's Theaters May Report Volume Gain

Toronto—Marcus Loew's Theaters, Ltd., annual report to be issued shortly will show volume of business at least maintained and in all probability increased from the previous 12 months.

Due to increased corporation taxes, net profit may be slightly below that shown in the previous fiscal year when net of $94,508 was reported.

Continuance of the payment on account of arrears for the final quarter of this year will permit the company to realize its objective of paying off all arrears on the 7 per cent preferred stock within two years, or by the end of 1941. After the last payment on Sept. 30, arrears had been cut to $1.75 and this is expected to be paid off with the usual quarterly dividend due December 30.

Theatrical Advertising Co. Signs With Typo Union

Detroit — Theatrical Advertising Co., handling the bulk of local program, poster, and specialty work, has signed up with the Typographical Union, for all classes of employes, manager Phil Kaplan confirmed. New contract is effective as of Dec. 1, and will result in placing the union label on all work.

Ginger's First Para. Picture

West Coast Bureau of THE FILM DAILY

Hollywood—Ginger Rogers's first picture for Paramount under her three-picture deal with the company, will be "The Major and the Minor," screen story by Charles Brackett and Billy Wilder. Arthur Hornblow, Jr., will produce. "The Crystal Ball," which Virginia Van Upp is scenarizing, may be Miss Rogers's second film for Paramount.

"York" Stays Third Week

Rochester — "Sergeant York" has started its third week at the Century here.

Para.-Loew Impasse On Met. Bookings

(Continued from Page 1)

the week-end and no sell-away moves will be started unless the confabs break down completely.

Cleveland Legion Post Plans Birthday Fete

Cleveland—Eddie Bergman, commander of Variety Post 313, announces that the Post will celebrate its fifth birthday anniversary with a dinner on Washington's birthday. Bergman is preparing a souvenir program for the occasion, proceeds to be used to buy therapeutic equipment for the Crippled Children's Hospital.

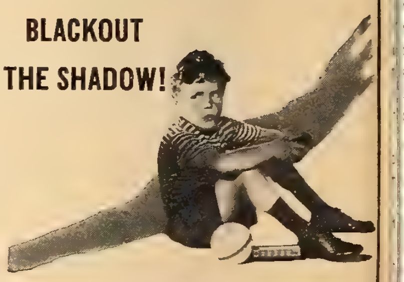
Further activities of the Post under its present officer personnel is the establishment of a permanent yearly endowment for the U. S. Veteran's Hospital at Brecksville. Bergman has also sent out a call for used books to be sent to the Veteran's Hospital.

Metro Signs Saroyan To Producer Contract

West Coast Bureau of THE FILM DAILY

Hollywood—Metro-Goldwyn-Mayer has signed the playright, William Saroyan, to a producer contract, it was learned here yesterday.

It is understood that Saroyan will spend some time studying the technique of film production at the studio before undertaking an assignment.



BLACKOUT THE SHADOW!

CLOSE to all of us is the threatening spectre of tuberculosis. No respecter of persons, it lurks in every corner, may strike at any moment. *More people between 15 ,and 45 die from tuberculosis than from any other disease.*

Yet tuberculosis *can* be driven from the face of the earth. Since 1907 your Local Tuberculosis Association has helped reduce the toll of tuberculosis by 75%!

By buying Christmas Seals you will help us complete the job—and make this a safer world for yourself and your loved ones.

1941 MERRY CHRISTMAS

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N. Y. C. 21ST FL.

Building
Remodeling

THE Film DAILY Equipment News

Equipment
Maintenance

VOL. 80, NO. 111—Second Section NEW YORK, FRIDAY, DECEMBER 5, 1941 TEN CENTS

D OF C LISTS SUBSTITUTE MATERIALS

Newly Developed Sound Track Goes to Eastman

PLAIN TALK
. . . about equipment

By GEORGE H. MORRIS

"THE things we are learning and will continue to learn during the period of hostilities, in every field of scientific research and production, are simply astonishing. The old cliche,—necessity is the mother of invention,—is still heavy with truth."

Thus spoke Philip D. Reed, chairman of the board of General Electric, and also deputy director of OPM's materials division, in a talk the other day before the Sales Executives' Conference of the St. Louis Chamber of Commerce, and he added this:

"Manufacturing techniques, mass production methods, business procedures all along the line are undergoing important changes which give promise of more efficient and hence lower cost operations later on. Materials, both natural and synthetic, are being studied as never before. New ones are being developed, old ones improved."

◆

WE quote from the Reed address because we feel that he is uniquely qualified to spotlight the truth, by virtue of his experience as a businessman, his association with one of the leading entities of the equipment field, and also his official knowledge of what is happening in the realms of materials, their research, and application.

Today, there is cockeyed impression being created in the public mind by the employment of the phrase, "substitute materials." It is natural that the reaction is what it is, for the buyer has long been told by the seller: "Don't accept a substitute." Such a hue and cry has been used to vend products over a number of decades. In many cases where the "substitute" or new creation of an enterprising company was better than anything yet offered, the competitors, who had been asleep at the switch, shrieked (in self vindication) that the innovation was a "substitute." Thereby, they hoped to cast

(*Continued on Page 2*)

To Fill the Sales

Havana (By Air Mail)—Demands for film house equipment throughout Cuba has been so brisk in recent months that National Theater Supply Co. has moved to larger quarters at 219 Consulado St. Step was taken, it is said here, to enable the branch to both provide additional display and stock storage space.

Technicians See It Boon To Color Motion Pictures; L. D. Mannes Is Inventor

Rochester—Eastman Kodak Co. is the assignee of a patent just granted to Leopold D. Mannes, of this city, and Leopold Godowsky, Jr., of Westport, Conn., which covers an improved sound track for colored motion pictures.

The new track, which is made from gold, is hailed here as a definite technical advance. Because color film goes through numerous chemical treatments for developing the various colors, special complicated processes were heretofore involved

(*Continued on Page* 5)

Fla. State Theaters Renew Service Pacts

Camden, N. J.—Agreements have been signed providing for RCA sound service and furnishing of parts and tubes to the 100 theaters comprising Florida State Theaters, Inc., according to W. L. Jones, RCA National Service manager. The contract marks the beginning of the fourth consecutive year of RCA service to

(*Continued on Page* 5)

Numerous Decorating Contracts to Mork-Green

Detroit—Mork-Green Studios is installing stage and electrical equipment and draperies in a string of Army camps,—Fort Custer, Battle Creek, Mich.; Fort Riley, Kan.; Camp Walters, Mineral Wells, Tex.;

(*Continued on Page* 7)

Royalty Abdicates

The Electrical Research Products Division of the Western Electric Co., Inc., has announced to its licensees in the motion picture field a reduction in royalty rates effective Dec. 1, 1941, applying only to sound records accompanying low cost feature productions and low cost short subjects. The amount of the reduction varies with the cost of the picture.

Walters Discusses Data on Drive-Ins

Following recent disclosure by THE FILM DAILY Equipment News that at the end of 1942 the huge sum of approximately $6,000,000 will be invested in Drive-In theaters, exclusive of site costs, L. H. Walters of the Cleveland branch of National Theater Supply has outlined in "Facts and Fancies," NTS house organ, a number of the salient considerations in the planning, building and equipping of Drive-In stands.

Based upon extensive experience in both the selection and installation of

(*Continued on Page* 6)

Academy's First Exhibit Opens at Warner Studio

West Coast Bureau of THE FILM DAILY

Hollywood — First exhibit sponsored by the Research Council of the Academy of Motion Picture Arts and Sciences has opened in Warner Bros. studio on Stage 6. Warner display will be followed in turn by other studios at later date. Purpose of

(*Continued on Page* 5)

Kroehler Chair Demand Big
New Admiral Among Push Back Selectors

Chicago—Orders for Kroehler Push Back Chairs, made here by the world's largest manufacturers of furniture, are being received currently in heavy volume from film theaters in all sections of the country.

Jaohn Danz, head of the Sterling chain in Seattle, whose organization is building a de luxe neighborhood house in the West Seattle district,

(*Continued on Page* 4)

Smiths Open Their New Imperial Theater in Ark.

Pocahontas, Ark. — Henley and Burris Smith have opened their Imperial Theater in the new building to a large crowd. The Smith Brothers have been operating the Imperial for the past seven years and the

(*Continued on Page* 4)

Simplified Designing Held Alleviating the Problem of Priorities

Washington Bureau of THE FILM DAILY

Washington—U. S. Department of Commerce lists currently available here show many logical and practical substitutes for materials needed for defense. Simplification of style and design and reduction in number of sizes and styles in many lines is alleviating the situation to a considerable degree, it is pointed out.

Among the materials now being conserved by the national defense

(*Continued on Page* 4)

Ceremonies Mark Bow Of RKO Chi Exchange

Chicago—Six hundred persons attended the dedication ceremonies of the new RKO Radio exchange here at 1300 S. Wabash Ave. on Nov. 27, at which Ned E. Depinet and Gael

(*Continued on Page* 6)

New Building Is Brisk In the Illinois Area

Chicago — Many new houses are being opened in this State, among recent openings being Walter Gillis's 500-seat house at Cerro Gordo, and the new Times Theater, under Constans Brothers management, seating 900, at Danville, Ill.

Nat Bernstein has a 700-seat house going up at Harvey, Ill., and Earle Williams has opened a 700-seat house at Knoxville.

Alden Roy has opened a 370-seat house at Neoga, Ill., while Prentis

(*Continued on Page* 7)

Speaking of Equip.

Coconut Grove, Fla.—Local Grove Theater has shoe on the other foot. It's equipping the patrons. As a means of enticing folks into the house, home furnishings are used as giveaways. Last month the management offered a nice set of porch furniture. This month it's a dining room set that some person will draw.

THE Film Equipment News DAILY
Building Remodeling
Equipment Maintenance

A Second Section of THE FILM DAILY comprehensively covering the equipment field, published every second Friday, except holidays, by Wid's Films and Film Folks, Inc., 1501 Broadway, New York City. John W. Alicoate, Publi her; Donald M. Mersereau, General Manager; Chester B. Bahn, Editor; George H. Morris, Equipment Editor. West Coast Bureau, 6425 Hollywood Boulevard, Hollywood, Cal., Ralph Wilk, Bureau Chief.

PLAIN TALK

. . . about equipment

(Continued from Page 1)

doubt on the quality and serviceability of the innovation. It's a mothy trick.

◆

WELL, in the same today, just as Reed observes, industry is producing and will produce, if unfettered, a "veritable flood of exciting, useful new products."

They will not necessarily embody the same materials as their predecessor products. Nor will they be of the same design. They will be new, more efficient, and, the chances are, less costly. But by the yardstick of the standpatters they will incorporate "substitute" materials. What bunk!

"Scientific laboratories, concentrating today on new and challenging problems vital to both defensive and offensive military operations, are making discoveries not by tens but by hundreds," Reed asserts,—and rightly.

◆

CURRENTLY, circuits and individual exhibitors appear to be timid when the phrase "substitute materials" is read or spoken. But let them remember that just as good, and doubtless better, theaters and equipment can be contrived now than ever before, and there is no reason to believe the contrary.

Progress cannot be wrought without change. There have been die-hards who stuck with the Kinetoscope until it (and they) were museum bound. Some folks just hated to see the old wooden benches in the nickelodeons go. Others clung loyally to the primitive electric fan and snubbed modern air conditioning.

◆

DON'T be frightened by the word "substitute." Build new theaters. Buy new equipment. For mark you this, the competitive exhibition field and the competitive athletic field have one thing decidedly in common: The "substitute" of today is the star of tomorrow.

MAKE YOUR OWN NEWSREELS

Complete Wall Fox Movietone Single System Sound Recording Camera with 4 lenses (including 6″ telephoto); 12 Volt motor; two quartz recording slits; glow tube holder; two 1000′ Bell & Howell Magazines: trickle charger; 12 Volt Battery; B Batteries; Matte Box; Sunshade; View Finder; Amplifier; Plugs; Cables; Microphone; Stand; Glowtube; Bell & Howell Tripod; and carrying cases.

SPECIAL $1,895.00

S.O.S. CINEMA SUPPLY CORP.
636 11th Avenue New York, N. Y.

DeVry Expands Personnel To Fill Many Orders

Chicago—DeVry Corp. has put on two shifts to complete orders from the Navy and other Government departments for DeVry heavy duty projectors. These are made with DeVry High Fidelity sound and High Intensity arcs, Zipper electric sound and picture changer, amplifiers and complete DeVry speaker units, for both ship and shore service.

Installations have been made from Midway Islands in the Pacific Ocean to New Foundland on the Atlantic Coast.

A number of DeVry 35 mm. automatic cameras are being tried by both Douglas and Boeing companies for their service aircraft and the final results of the tests may bring sizable orders for these cameras.

While the demand from the regular trade, both school and professional, are satisfactory, these orders must be filled in rotation as defense orders take priority.

Many experiments are under way at both the plant and outside proving grounds on the DeVry equipment for both defense and business use, with the outlook uncertain, due to inability to gauge the amount of materials that will be available for the DeVry Corp.

Many Decorating Jobs Under Way by Teichert

Detroit — Hans Teichert, Chicago decorator, has four new theater jobs under way here,—the Mel in Melvindale for Louis Schlussel; Rouge in River Rouge for Brooks and London; Wyandotte at Wyandotte for Associated Theaters; and the Brass Rail (Theater-Bar) for Boesky Brothers.

It is also completing remodeling jobs at the De Luxe for A. D. Rosen and at the Iris for Associated Theaters.

To Enlarge Fla. House

Macclenny, Fla. — The Earle D. Chessman Theater is to be remodeled and enlarged, according to a report made by Chessman. The house will be made eight feet wider along the south wall. An entire new front will be installed.

Given Bookkeeping Post

Cleveland—Miss Mildred Swartzmann has taken over the bookkeeping duties at National Theater Supply Co.'s local office.

Rentals—

A FULL line of modern equipment together with a staff of trained men to handle any job large or small anytime, anywhere. Generator trucks, searchlights and floodlights, for premieres and general lighting activities.

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AS of RE Award Goes to Shipley for "York Plan"

St. Louis—At convening of its annual meeting here on Wednesday, the American Society of Refrigerating Engineers presented its Distinguished Service Award to William S. Shipley, one of its past presidents, in recognition of his leadership and outstanding effort in developing and bringing into successful use the "York Plan," a co-operative plan for coordinating the community's civic and industrial activities in the interest of the National Defense Program. Shipley is chairman of the board of York Ice Machinery Corp., chairman of the Defense Committee of the Manufacturers Assn. of York, and chairman of Region No. 10 of the Pennsylvania Division of Contract Distribution, of the Office of Production Management.

The "York Plan" was created by the Defense Committee of the Manufacturers Assn. of York. This committee was appointed in July, 1940, to study the problems which were arising at York as a result of the expanding defense program, and to investigate not only their effect on the community but how the community as a unit could best function. Out of this study came the "York Plan" which has been called the outstanding plan for co-operative activity developed during this emergency.

NTS Basketball Team Entered in M. P. League

National Theater Supply's General Office is entering a basketball team in the recently formed Motion Picture Basketball League scheduled to get under way early this month.

A number of the various General Office departments are represented on the National entry. The players are: Jim Bradley, accounting; Bob Brunckhorst, export; Walter Clark, mail room; Bob Conway, credit; Charlie Fee, mail room; Bill Lautz, export; Bernie Meehan, auditing; Eddie Olejnik, export; and Bob Riley, mail room.

Bard Is Bettered

Falls City Theater Equipment Co., Louisville, announced the installation of Motiograph, Inc., projection equipment and Mirrophonic De Luxe sound system, Strong lamps, and Ideal chairs in the Bard Theater, Louisville, Ky., owned and operated by Louis Wiethe.

For Rock Steady Projection

Use

MOTIOGRAPH PROJECTORS

Consult Your Independent Theatre Supply Dealer

COMING and GOING

ERNEST LAMBARRI of Western Electric Export Corp. has arrived in Cristobal to become assistant engineer of the company's Panama branch office.

National Theater Supply Co. managers who were in New York this week to attend a special sales meeting of the Eastern Division were **R. P. ROSSER**, Albany; **L. H. WALTERS**, Cleveland; **H. H. HUNT**, Cincinnati; **B. N. PETERSON**, I[illegible]dianapolis; **R. W. DASSOW**, Chicago; **V. [illegible] SANDFORD**, Buffalo; **E. H. MARX**, Charlotte; **H. J. McKINNEY**, Boston; **W. J. HUTCHINS**, New Haven; **N. C. HAEFELE**, Baltimore; **H. BLUMBERG**, Philadelphia; **JAMES FRANK, JR.**, New York; **W. J. TURNBULL**, Detroit; and **JOHN CURRIE**, assistant manager of the Pittsburgh branch, who attended in place of E. B. Morton, manager.

JOHN EBERSON, senior partner of the architectural firm of John and Drew Eberson, will leave New York next week for Pittsburgh in connection with construction of the Alvin Theater.

CAPT. N. L. MOWER of the U. S. Army Signal Corps, formerly Altec inspector in Philadelphia, Washington and Roanoke has been transferred from Fort Benning, Ga., to take command of the 122nd Radio Intelligence Company at Fort Sam Houston, San Antonio.

Replace Mich. Houses

Detroit—Two upstate houses are being replaced by larger modern houses being built by the present owners of the only houses in town in each instance. At Quincy, H. O. Cox is building a new Our Theater. At Merrill, J. F. McCluskey is planning to replace the Merrill by a new one to be called the Central.

Gaiety Bows Dec. 16

Portland, Ore.—Following extensive modernization, the Gaiety Theater will be reopened Dec. 16 with combination screen and vaudeville, with top admission 35 cents, including all taxes. Harry Akin, veteran showman, will manage the house.

FOREST arc-light PRODUCTS

Super MCS RECTIFIERS using exclusively the P. R. Mallory magnesium-copper sulphide rectifying units. The best in dry-disc rectifications . . .

BULB-TYPE RECTIFIERS—LD60, LD40, LD30, are reliable, efficient and low cost power conversion equipment . . .

UNIVERSAL TRIM LAMPS—burn from 5 to 9mm. negative and 6 to 13mm. positive . . . thus accommodating trims for Suprex-S.H.I., 1 KW, and Low Intensity . . .

ONE KW LAMPS—cannot be matched by competition in quality, performance and progressiveness. Yet, they match competition in PRICE.

SOUND SCREENS—complete line of flameproofed, special process coated screens.

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ASK YOURSELF THIS QUESTION:

What Would 50 to 100% More Screen Light Mean For My Theatre?

● Theatre managers who have adopted High Intensity projection know that the increased screen light means

IMPROVED PICTURE QUALITY
BETTER AUDIENCE RESPONSE
INCREASED ATTENDANCE
MORE PROFIT

The new "One Kilowatt" High Intensity arcs supply 50 to 100 per cent more screen light than low intensity lamps at practically the same operating cost. Initial cost is also low.

Ask your dealer to give you the figures and a demonstration of this modern projection light.

THE NEW "ONE KILOWATT" ARCS USE "NATIONAL," "SUPREX" AND "OROTIP" CARBONS

1881 - 1941
The sixty year record of "National" carbons is one of steady progress and improvement. Further progress and continued leadership in the Motion Picture Industry are assured by constant research and an intensive development program.

The words "National," "Suprex" and "Orotip" are trade-marks of National Carbon Company, Inc.

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Unit of Union Carbide and Carbon Corporation
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Carbon Sales Division, Cleveland, Ohio
GENERAL OFFICES
30 East 42nd Street, New York, N. Y.
BRANCH SALES OFFICES
New York, Pittsburgh, Chicago, St. Louis, San Francisco

Many Houses Order Push Back Chairs

(*Continued from Page* 1)

whose opening is planned about Christmas time, has ordered 1,000 Kroehler Push Backs for the stand, which will be known, quite patriotically, as the Admiral.

This nabe incorporates several innovations worked out by Danz and B. Marcus Priteca, architect. It is being built adjacent to Sterling's old Portola, closed some three months ago. The Portola sea will be occupied by the foyer alone of the new enterprise.

Priteca, Coast sources declare, asserts that there has been little difficulty in obtaining materials for the Admiral because most of them were contracted for quite some time before the priorities pinch.

Verne Langdon's local Hub Theater has ordered Push Backs, as have three other Illinois houses,—T. L. Orr's Edna Theater, Gibson City; Herman Tenner's Liberty, Vandalia; and O. Vonesch's Lyons, in Lyons.

Other recent orders call for Push Backs in Lockwood & Gordon Enterprises' Hope, Providence, R. I.; J. R. McLemore's Salem, Salem, Va.; H. Curto's Curto in Tia Juana, Mexico; Gus Metzger's Spreckles, San Diego, Cal.; the Texas Telenews Corp.'s Telenews, Dallas; and Allen Theater Corp.'s Avon, Southgate, Cal.

Smiths Open Their New Imperial Theater in Ark.

(*Continued from Page* 1)

opening in the new building gives them one of the most modern largest theaters in northeast Arkansas.

The building is one block off the square on Highway 67. Parking space has been provided. Exterior of the building is of green enameled brick with trim of glass brick, white brick and chrome.

Lavish use has been made of neon lighting on the front and on the inside of the building. The building was constructed by Mr. and Mrs. F. P. Spinnenweber, business leaders here. Bert Gearhardt of the Gearhardt Construction Co. of Cape Girardeau, Mo., supervised construction.

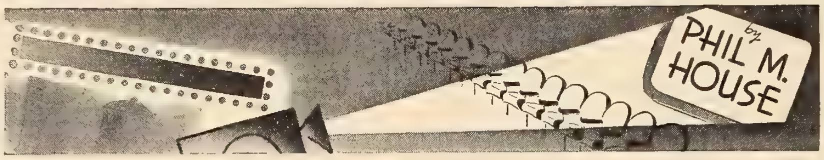
New seats have been installed and seating capacity of the theater is over 600.

Air Base Theater Bows For Army Enlisted Men

Springfield, Mass.—The new theater at Westover air base, just outside this city, opened Nov. 30, without ceremony. The 600-seat house opened with motion pictures.

The old War Department theater, which has served as a playhouse up to now, will be converted into a recreation hall for enlisted men. The new theater is equipped with modern sound projectors and will exhibit the latest released motion pictures at special prices for enlisted men.

OF MATERIAL INTEREST



• • • AS a result of experiments with still art on Ballet Russe de Monte Carlo's featurets, "The Gay Parisian" and "Spanish Fiesta," Warner Bros. has purchased five Kodatrome speed flashes, thus becoming first studio to use newest development......New lights, which synchronize with still camera lens, freeze action at one thirty-thousandths of a second, and now are being used to film action shots of dance routines by James Cagney and other principals for "Yankee Doodle Dandy"......Each bulb is good for 2,500 shots before burning out ......Warners intends using new equipment on all action scenes in addition to dance routines of other productions scheduled......

▼ ▼ ▼

• • • *FOLLOWING an extensive remodeling program, all under the personal supervision of Mrs. Sue Perunko, one of the few successful women owner-operated theaters of the Pacific Northwest, the Sunset Theater has reopened in Tacoma, Wash.......Attending the debut were representatives of Seattle's Film Row, and many Washington exhibitors......*

▼ ▼ ▼

• • • FROM Montreal wafts word that Dominion Department of Munitions and Supply has awarded a contract for photographic equipment valued at $7,405 to Associated Screen News there, and another valued at $5,130 to Photostat Corp., Toronto......Dallas Variety Club is remodeling its clubrooms in the Adolphus Hotel......Enlarging and refurnishing plans will require an outlay of $25,000 to $30,000, which will make them the finest in the country......The club is shut down while this work is in progress......Carl S. Hallauer of Bausch & Lomb Optical Co. has been re-elected vice-prexy of the Associated Industries of New York State, and Thomas J. Hargrave of Eastman Kodak Co. has been elected a director......Anent Eastman, the War Department has awarded that org. these very recent contracts: instruments, $1,966,124, and telescopes $1,827,000, while Bausch & Lomb got a contract for $1,997,379 for instruments......

▼ ▼ ▼

• • • *AT that informal luncheon meetin' at the RCA Mfg. Co.'s tube plant in Harrison, N. J., trade press editors and representatives were told that RCA is already supplying to the armed forces a large volume of receiving, transmitting and special purpose tubes while striving to meet requirements for commercial uses......Situation was discussed by L. W. Teegarden, RCA's Radio and Tube Division's manager......Also participating in the meetin' were following RCA bigwigs: J. A. King, Dr. G. R. Shaw, A. S. Kelley, D. J. Finn, D. Y. Smith, L. S. Thees, J. P. Allen, Julius Haber and Howard Gilbert......*

▼ ▼ ▼

• • • EQUIPMENT folks are still chattering about the testimonial dinner tendered at the local Lobster Restaurant on Nov. 24 to Harry Rubin, director of projection for Paramount Theaters, the occasion also marking Rubin's 35th year as a projectionist......The personnel of the Paramount projection staffs in New York City were hosts to many of Rubin's associates in the industry......Among the speakers and guests were Bob Weitman, managing director of the Paramount Theater; A. Shapiro, house manager; Dr. A. N. Goldsmith, member of the Board of Governors of SMPE; James Lynette, supervising inspector, and Bart Green, chief inspector in Manhattan, of the Dept. of Water, Gas and Electricity; P. A. McGuire, advertising manager of International Projector Corp.; Joseph Basson, prexy of IA Local 306; Paul Bracco, Paramount's stage manager; and Jesse Hopkins, for many years assistant to Rubin......

▼ ▼ ▼

Substitutes Listed By Commerce Dept.

(*Continued from Page* 1)

program, which have a direct bearing on the film theater field, are listed herewith, together with recommended substitutes. The former are indicated in capital letters, the latter in smaller type:

Washington Bur., THE FILM DAILY

Washington — The Department of Commerce predicts that while there will be a curtailment of some types of non-defense construction next year, the total will not fall below the high level of $10,500,000,000 *reached this year. SPAB, it is indicated, will encourage construction which does not use "appreciable quantities of crucial materials," and also give the green light to construction "essential for the health and safety of the civilian population." Film theaters, therefore, are evidently in the clear.*

ALUMINUM IN AIR CONDITIONING BLOWERS: Steel;

ALUMINUM STRIP: Porcelain enamel steel, rubber on steel electro or dip, metal finishes steel, plastics and synthetic resin finish on steel, glass. Metal finishes include corronizing, chrome electro copper, electro cadmium, electro speculum, copper, lead dip, tin dip, flo metal;

ALUMINUM IN BLOWER COUPLING: Steel;

ALUMINUM IN CAMERA PARTS; CASES: Plastic;

ALUMINUM IN ELECTRIC APPLIANCE PARTS: Chromium-plated steel;

ALUMINUM IN ELECTRIC LIGHT SWITCH PLATE SHIELDS, AS WELL AS SWITCH PLATES THEMSELVES; AND LUMINOUS SWITCH PLATES: Plastic;

ALUMINUM IN FAN BLADES: Plastic;

ALUMINUM IN LINOLEUM EDGING: Stainless steel;

ALUMINUM IN METER HOUSINGS: Plastic;

SHEET ALUMINUM: Sheet Steel or resin-bonded plywood, plain plastic sheets laminated with tough paper, or Resin-X-Crepe;

ALUMINUM IN SOUND FILM PROJECTORS, ETC.: Plastic;

TRIM FOR FLOOR AND WALL COVERINGS; EDGINGS AND NOSINGS FOR SINK AND TABLE TOPS: Plastic;

BRASS IN BUILDING HARDWARE (DOORKNOBS, SWITCHPLATES, TRIM, ETC.): Plastic;

HARDWARE BRASS: Plastics and glass;

BRASS WALL BRACKETS: Steel;

BRONZE CASTING: Steel forgings; steel castings; iron castings; laminated plastics; steel and Bakelite; powdered iron compacts; lead; iron or cadmium base die casting; steel stamping;

BRIGHT CHROME TRIM: Porce-

(*Continued on Page* 8)

astman Is Assigned "Gold" Sound Track

(Continued from Page 1)

n applying the sound track, so that t would not be subjected to the eveloping chemicals.

A feature of the new gold sound rack is that sound image remains the film throughout the developing process, since the gold is resistant to the chemicals used.

To produce the gold sound track, he color film having the usual silver rack is dipped edgewise in a solu-ion containing gold chloride. This onverts the silver sound image into metallic gold sound image which urvives the developing processes for he photographic images.

lorida State Theaters enew Service Pacts

(Continued from Page 1)

his major theater group, Jones tated.

Negotiations were handled by Jack umestre, RCA Photophone Atlanta ales Representative, and by M. C. alley, treasurer of the Florida State heater groups.

ooper Shutters Stuart or Major Improvements

Lincoln, Neb.—Stuart closed here esterday and will be re-interiored o the tune of $75,000, according to incoln Theaters Corp.'s city manaer, Ralph Ayer, who has been going ver figures with J. H. Cooper, the TC head man, the past week.

Changes will include new carpeting, new seats, new projection, and e-conditioning of all lounge furniure. Stuart, which seats 1,884 peole, hasn't been touched in a remodelng way since it was opened June 0, 1929.

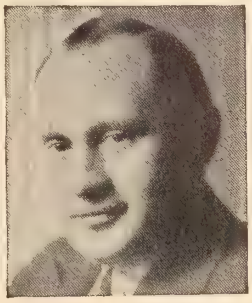
Both Cooper's other houses, the incoln and the Nebraska, have been ecently conditioned and are in good hysical shape.

New Catalogs

Westinghouse has prepared a new 2-page bulletin devoted to the floodghting of Drive-In theaters. Drawngs, showing positions of lighting quipment relative to grounds and uildings, are featured in the circuar. Copies may be obtained by rchitects, theatermen, and others ctively associated with the motion icture industry by writing to any f the Westinghouse branches, or ne main office in East Pittsburgh, a.

The Caterpillar Tractor Co., eoria, Ill., has just sent out a new ooklet to the trade which shows ow theaters can use the company's ne of Diesel engines and thereby ut theater power charges materialy. Inquiries may be addressed to ne organization's headquarters.

WHO'S WHO IN EQUIPMENT



NATHAN D. GOLDEN. Industrial Consultant, Bureau of Foreign and Domestic Commerce, Department of Commerce. Born in Bellaire, Ohio, 1895. His close association with the Washington scene for many years is appropriate, his natal day being the glorious Fourth of July. Was educated in the public and high schools of Cleveland. Subsequently attended Emerson Institute, and then studied law at the Washington College of Law and became a member of the Bar of the District of Columbia. Entered the service of the Bureau of Foreign and Domestic Commerce on Aug. 1, 1926. Prior to the World War was actively engaged in motion picture production, distribution and exhibition. Few men in industry annals can match his record for versatility. Not only does he know operational methods of all three major divisions of filmland, but is one of the best-versed of its technicians. Is a prominent and energetic member of the Society of Motion Picture Engineers, the International Alliance of Motion Picture Projectionists of the U. S. and Canada, American Projectionist Society, and a member of the Projection Advisory Council. Enjoys wide trade popularity and is respected highly for his fairness and good judgment.

Academy's First Exhibit Opens at Warner Studio

(Continued from Page 1)

exhibit is for each studio to show the others what developments have been made by individual lots in technical departments.

More than 70 items developed by Warner Bros. technicians, all in the field of electrical effects, are being shown in the Burbank studio. Silent wind-machines and silent lightning equipment are among highlights of new developments.

Festivities Mark Debut Of Comerford's Latest

Wilkes-Barre, Pa. — The Sterling Theater, which probably is the last theater to be built by the Comerford Circuit for the duration of the emergency, was opened amid such festivities. The 954-seat house has been completely rebuilt on the site of the old Sterling Theater which was torn down during the Summer. Among the co-operating firms were National Theater Supply Co., Philadelphia; Superior Sign System, Elizabethtown, Pa.; Frank Noonan, Wilkes-Barre; with construction by the Penn-York Utilities. House was reported to have cost almost $150,000.

Job on 20th Century To Be Finished by Xmas

Buffalo—Renovation of the 20th Century, Dipson's No. 1 Buffalo house, is planned, to include installation of new American seats in the balcony, repairs to the downstairs floor and new Mohawk carpeting on the main floor. The downstairs was equipped with American seats of the same type two years ago.

Samuel Yellen of the Dipson staff said the job will be completed before Christmas. Work will be done at night, without interfering with the theater's show schedule. Materials were ordered some time ago, Yellen said, and no delivery difficulties are anticipated.

Eastman Prexy Speaks At Party for Youngsters

Rochester—One hundred fifty-six British evacuee children now living with Eastman Kodak families here were entertained by Kodak last week and shown motion pictures of their mothers as they appeared at recent garden parties given by wives of Kodak officials in England.

The youngsters were addressed by Thomas J. Hargrave, president of Eastman Kodak.

Harmony Bettering Will Cost $15,000

Chicago—Star Theater Co., Inc., under the direction of Edwin R. Austerlade who owns and operates the Era Theater, Harvey, Ill., has now begun remodeling of the former Harmony Theater here. As president of the corporation, he has executed a lease with Harry M. Kipley and Josephine Whelan, owners of the property, for a 10-year period at a term rental of $30,000.

The interior is being completely remodeled and will have new seats, and the front will be entirely reconstructed with the addition of a marquee by the Whiteway Electric Sign Co. The front will be finished in porcelain. The costs of the remodeling will be in excess of $15,000. It is expected that the theater will be completed in time to open for Christmas.

Details were handled by Walter Zittenfield, attorney for the lessee corporation, and William S. Heffernan, attorney for the lessors.

New Front for Strand

Springfield, Ill.—The Kerosatoes' Strand Theater at Sixth and Washington, is receiving a new modernistic front, using reddish brown and light colored terra cotta bricks for the job. Improvements will cost $20,000.

"TWO-FACED WOMAN"

Any way you look at it:

Alexander Smith Carpet is used in most of the country's successful theatres because it is an outstanding buy.

Alexander Smith Carpet is used in most of the country's successful theatres because it is an outstanding buy.

ALEXANDER SMITH CARPET

ALEXANDER SMITH CARPET

Ceremonies Mark Bow Of RKO Chi Exchange

(Continued from Page 1)

Sullivan, Federal Housing Administrator for Illinois, cut the ribbons officially opening the building.

Leading exhibitors and representatives of the press and radio were in the big crowd with representation from RKO Radio's home office including Short Subjects Sales Manager Harry Michalson, Bill Savage of the legal department. A. A. Schubart, manager of exchange operations who supervised construction and interior arrangements, and Frederic Ullman, Jr., vice-president of RKO Pathe News. Among the exhibitors present were Tom Gorman and Frank Smith of RKO Theaters; James Coston, Warner Theaters; M. M. Ruben and Jules Ruben of the Great States Theaters; Jack Kirsh, Allied Theaters of Illinois and Emil Stern, S. & E. Theaters.

The hosts were Walter Branson, Jack Osserman and Sam Gorelick, all of whom have figured in RKO Radio promotions announced by Ned Depinet this week.

A buffet lunch was served starting at noon. The party is said to have been one of the most successful in the history of Film Row.

This Exhib. Shot a Small "Cannon" Through Theater, and What Did He Hit? . . . Success!

Coral Gables, Fla.—Installing black light sources,—those invisible spots in the ceiling that cause the "magic" fluorescent carpet to glow—, was a difficult matter in the newly-remodeled Gables Theater here. Height of the ceiling made it next to impossible to drop plumb lines to make certain the invisible rays would hit the carpet. So,—the aisles were marked off with chalk, and a 22 rifle set upright in the center of the aisle with the aid of two levels, then a hole shot through the ceiling. Using this method up and down all the aisles, the hunter proceeded merrily on his way until all lights were spotted. In every instance he came within a fraction of an inch of the proper position. The manager is Leroy L. Boone,—a real shootin' name.

Drive-In Data Is Presented

Proper Planning, Equipping Chief Factors

(Continued from Page 1)

equipment for these open-air theaters in the State of Ohio, these are among some of the Walters observations:

"First of all, the most suitable location is a lot on a good highway, and a situation that is accessible from more than one direction. The land itself should be slightly higher than road level so that proper drainage is assured. If at all possible there should be no neighboring houses whose occupants might raise complaints about sound interference.

"The lot itself should have not less than 600 feet of frontage and have a depth of at least 900 feet. Properly planned, the size lot should accommodate 750 cars. If a 1,000-car capacity is desired, then the lot should be 900 feet wide and not less than 900 feet deep.

"Trees in the rear of the lot will cause an echo, if centralized speakers are used. It is important to watch this when selecting the lot for the contemplated Drive-In. Another important point to be watched is that of suitable drinking water as well as water for public conveniences. Unless there is a city water connection, then a well will have to be drilled to provide water.

"Still another check should be made on the electric current available. There should be, if at all possible, a 220-volt 3-phase line. Alternating current is preferable for Drive-In Theaters.

Size of the Screen

"The most suitable screen size for most Drive-In Theaters is approximately 30 feet by 40 feet. At a distance of approximately 220 feet, 4¾ inch lenses will provide a satisfactory picture. The equipment installed in most of the Drive-In jobs we have completed has usually consisted of Peerless Magnarc lamps using 65 amperes, a Hertner 65-130 ampere generator, 220 volt 3-phase, with Panel G and rheostats. Bausch & Lomb F.2 coated lenses, 4¾ E.F., Simplex LL-3 Pedestals, 18 inch magazines, Simplex front and rear shutter mechanisms and Simplex Sound Type C with standard horn combination.

Speaker Considerations

"If individual speakers are desired, it is necessary to increase the amplification from 60 watts to 75 watts to accommodate 600 cars. If the lot capacity is not large enough for more cars, then it is advisable to contact the Sound Engineering Department of IPC for increased wattage and schematic drawings covering individual speakers.

"Another point to be remembered is that Altec Service Contracts are signed covering Drive-In installations, since the $200 charge for installation supervision does not include any extra time to set the speakers and help to warp the sound to meet local requirements. On the other hand, if a Service Contract is signed, it then becomes a part of the engineer's job to assist in satisfying the theater owner by obtaining the best possible sound."

There is a mechanized defense against your subtlest enemy

As essential as aircraft detection equipment to national defense, is the Altec Service man's electrical and mechanical equipment, by which he diagnoses and cures hidden maladjustments before they cause breakdowns.

The subtlest enemy to your investment in good projection and sound is *deterioration* of the equipment and its parts. You can checkmate this enemy—by protecting your projection room with Altec Service. The accumulated scientific experience of Altec Service is your prime mechanized defense against preventable replacement costs. To the forward-looking exhibitor, faced with the effects of metal shortages, Altec Service is, more than ever before, *a prime essential* of good showmanship.

ALTEC
SERVICE CORPORATION
250 West 57th St. • New York City

ALTEC SERVICE SAVES, PROTECTS, PRESERVES THE EQUIPMENT . . . . . . AND ALL ITS PARTS

New Theater Safe Is Introduced by NTS

As an added protection to a theater's box-office receipts, Nationa Theater Supply Co. is introducing small, compact Box-office Safe tha can be attached with three screw to the wall of the box-office. As th theater's receipts increase during t day, the cashier can deposit t money in the safe so that in th event of a hold-up, the amount o actual cash on hand would be ver small.

The safe is substantially constructed of quarter-inch machin steel, welded throughout. The outsid dimensions are 12½ in. high, 7½ in wide and 5 in. deep. The safe itsel is finished in an attractive oliv green.

Door of the safe is made of ½ in machine steel and the rear of th door interlocks three-eighths of a inch from top to bottom with th bottom of the safe, making it just a securely locked with the hinges removed as with the hinges intact.

Lock on the door is of the doubl nose type, all bronze and require two keys to open.

At the top front of the safe, ther is a special money slot protecte with a saw-tooth bevel plate to prevent the fishing out of the money This money slot will take 50 $1 bill at one time. There is also anothe money slot for rolls of coin of al denominations up to 50-cent pieces A half-round chute four inches long extends into the safe to support th rolls of coins in position to sli through into the safe.

This new box-office safe is now available through all the branche of National Theater Supply Co.

Theater Fires

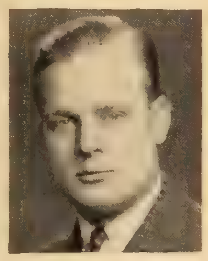
Amityville, N. Y. — This Long Island town's film house, the Amityville, was badly damaged by fire last week. No one was injured in the fire, which was discovered by Thomas MacMahon, manager. When members of the chemical wagon crew were unable to cope with the flames a general alarm was sounded. Starting in the basement the fire quickly spread upstairs. In order to smother the blaze firemen chopped a hole in the roof and poured down water. In a little more than an hour the conflagration was under control. Damage was not estimated, but it was considerable.

Seymour, Ia.—Fire starting in the furnace room of the local Lyric Theater destroyed the building and a half dozen other structures in a business block. Total damage was estimated at $25,000. The Lyric is owned by Doyle Fear.

Waldo, Ark.—Waldo Theater, operated by L. H. Watts of Oil City, La., in building owned by Mrs. T. W. Callaway of Waldo, burned Nov. 29 with loss of $15,000. It was partially insured.

"IN THIS CORNER—"

Introducing "Heavy-Hitters" in the Equipment Arena



B. N. PETERSON. Manager of National Theater Supply Co.'s Indianapolis branch. Born in Muncie, Ind., 1911. At age of one, became resident of Rockford, Ill. Attended Soldan High and Baumont High, St. Louis. Returned to Rockford and graduated from high school there in 1930. A year later, moved to Indianapolis, and during the next two years in that city operated a soda shop and restaurant with his uncle. In January, 1933, went to work for National Theater Supply Co. in Indianapolis, starting out in Horatio Alger fashion as an assistant shipper and janitor. Then became a clerk behind the branch's counter, and, betimes, toiled at a desk. In 1937 was transferred to organization's Cincinnati branch, from which headquarters he worked as salesman in the West Virginia and Kentucky territories. In 1941 was transferred to the Indianapolis branch as its manager. Is among the most energetic and able of the young-bloods in the NTS setup, enjoying intense popularity with customers.

New Building Is Brisk In the Illinois Area

(Continued from Page 1)

Glasford opened the new Lewistown Theater at Lewistown.

The American circuit has opened the Plainfield Theater, seating 450, at Plainfield, under Glen LaGarder management, while the new Capitol Theater at Waterloo, Ill., seating 450, is now in operation. The Anderson circuit is also building a 500-seat house at Wilmington, Ill., where a new powder loading plant has opened.

Russell Armentrout has bought the Buffum Building at Pleasant Hill and will remodel the structure into a movie theater as soon as materials can be obtained. Dr. George Hobbs is having plans drawn for a 1,200-seat house for East St. Louis, Ill.

Roxy to Bernstein

Detroit—Harold Bernstein, who has taken over the long-closed Temple at Bay City, is renaming it the Roxy. Contract for new marquee has been awarded to the Long Sign Co.

Legion to Honor Dann

Sharon, Pa.—Walter M. Dann, official at the Westinghouse Electric and Manufacturing Co. plant here, will be honored with the 1941 citation by the American Legion at a banquet on Monday night.

So. Africa Branch Is Set Up By WEEC

Following a tour of inspection of company offices in the Far East and the establishment in Johannesburg, South Africa, of a new branch of Western Electric Export Corp. (formerly the foreign department of Erpi), E. S. Gregg, firm's vice-president and general foreign manager, has returned to New York. His business trip required 209 days.

Gregg left San Francisco for the Orient on April 25th last, aboard the S. S. President Garfield. In the course of his trip he visited WEEC sales and service locations in Manila, Tokyo, Hong Kong, Singapore, Penang and Colombo. From Colombo he flew to Madras, Hyderabad, Poona and Bombay calling on exhibitors in these cities. He picked up his boat again on the Indian West Coast at Bombay and landed at Cape Town, South Africa.

He spent several months in Africa in connection with the establishment of the new office and warehouse of the Near East Co. at Johannesburg. Touring the new territory, he traveled more than 10,000 miles by train, plane and automobile reporting sales of WEEC theater equipment as far north as Nairobi in Kenya Colony.

Queried about sales conditions along his route, Gregg said that company business continued good in the Far East and expressed an optimistic view of future prospects, with the exception of China and Japan where war and business conditions are retarding equipment sales.

In the new African territory, which includes roughly the southern half of the continent, a number of new theater installations of sound and general theater equipment have already been made or are under way, Gregg said. The new office was fortunate in obtaining a substantial stock of equipment from the States well in advance of the import restrictions imposed by the Union of South Africa last September.

Mirrophonic for Alaska Stand

B. F. Shearer Co., Seattle, Wash., has just installed Mirrophonic De Luxe sound system in the Capitol Theater at Juneau, Alaska.

Lighting Equipment

AS Sole Eastern Distributors, we carry the full and complete line of equipment manufactured by:—

MOLE-RICHARDSON CO.
Hollywood, California

Incomparable Lighting Equipment
Estimates Cheerfully Given

Let Us Enlighten You on Your Lighting Problems

CHARLES ROSS Inc.
333 W. 52nd St., New York City
Telephones: Circle 6-5470-5471

Weld of Loneliness

San Francisco—Headaches o'er priorities and construction labor shortage seem to outcrop in remodeling rather than new theater building. One example is nabe whose marquee required about two minutes of welding. Job couldn't be done for several days because shipyards and other shops hereabouts had grabbed every welder in sight, and welding equipment.

Numerous Decorating Contracts to Mork-Green

(Continued from Page 1)

Camp Grant, Rockford, Ill.; Fort Devons, Ayer, Mass.; Camp Edwards, Falmouth, Mass.; Camp Polk, Alexandria, La.; Camp Davis, Wilmington, N. C.; Fort Sill, Fort Sill, Okla.; and Camp Pendleton, Virginia Beach, Va.

Regular theater jobs in progress include: Capital, Ashland, Ky.; State, Ulrichsville, O.; Strand, Cincinnati; and the following in Michigan,—Daniel and Royal, Saginaw; Wyandotte, Wyandotte; State, Ann Arbor; Main, Coldwater; Iris, Detroit; Mel, Melvindale; and Midland, Midland.

Jobs just completed are at the following theaters: Park, Pittsburgh; Market Square, Cleveland; Louis, Louisville, O.; Eastland and Garden, Portsmouth, O.; Shoreway, Toledo, O.; Rialto, East Rochester, N. Y.; Garden, Louisa, Ky.; Sipp, Paintsville, Ky.; and the following in Michigan—Berkley, Berkley; Admiral and De Luxe, Detroit; Durand, Durand; Dawn, Flushing; Michigan, Lansing; Lincoln Park, Lincoln Park; Rouge, River Rouge; Hills, Rochester: Wayne, Wayne; Martha Washington and Wuerth, Ypsilanti.

Top Gainesville Stand Bettered

Gainesville, Fla.—Major improvements in the remodeled Florida Theater include such items as installation of air conditioning, new seats, new drapes, light fixtures and other things. This is rated as "Gainesville's No. 1 Playhouse."

For—
FLAGS—
BANNERS—
VALANCES—
IT's
LIEBERMAN
Flag and Valance Co.
71 FIFTH AVENUE, NEW YORK, N. Y.
646 N. Michigan Ave., Chicago, Illinois
8954 Gibson Street, Los Angeles, Calif.

New Drive-In Planned In Rochester Area

Rochester — A $50,000 Drive-In Theater will be constructed in Scottsville Rd., near the Rochester Airport, here next Spring, it was announced this week.

The theater will be constructed by the National Drive-In Theaters of Cleveland, according to James W. Morrisey of the Rochester Real Estate Co., which arranged the deal.

Charles C. Colman, Cleveland, will be the architect and the structure will be constructed under supervision of Christian-Schwarzenberg & Gaede Co., engineers.

A refreshment stand is included in the building program.

RCA

FOR THE FINEST IN
QUALITY
and
DEPENDABILITY

RCA Photophone Sound
RCA Theatre Service
RCA Magic Screen
RCA Magicote Lens Service
Brenkert Projectors
Brenkert Lamps

See the RCA Affiliated Theatre Supply Dealer or RCA Representative

EQUIPMENT FIELD NOTES

BRENKERT LIGHT PROJECTION CO. is enlarging its factory in Detroit. New arrangement of inter-plant facilities, including construction of a bridge over an existing alley, will allow more efficient contact between departments.

* * *

Samuel L. Yellen, secretary of the Riviera Theaters Co., operator of the Riviera in North Tonawanda, N. Y., has signed an RCA Photophone contract calling for new sound for the 1,246-seat house. The theater operates as a link in the Dipson chain.

* * *

Completely renovated at a cost of nearly $50,000 the Sterling Theater, Comerford circuit stand in Wilkes-Barre, Pa., opened on Thanksgiving Day (Nov. 27).

* * *

The A. & S. Steinberg Co., Inc., Pittsburgh, has announced that it will be the distributor there for Motiograph super-projectors and Western Electric Morrophonic sound equipment.

* * *

Eastman Kodak Co. research workers are looking for a substitute film wrapping to take the place of lead or tin foil, banned for packing uses after March 15 by the OPM, Rochester dispatches assert. A Kodak spokesman said the firm had anticipated the order and the research men have been at work for some time on the problem. As yet no feasible substitute has been found. The foil is used for protecting film against humidity changes.

* * *

A new theater is being given its finishing touches at River Rouge, Mich., to be operated by the Rouge Theater Co., of which Bernard Brooks is prexy. House will seat 900 and will be modern in every respect.

* * *

National Theater Engineering Co., Detroit, has installed National projection rectifier in the Deluxe Theater for A. D. Rosen, and remodeled the sound equipment at the Amo for David Flayer.

* * *

New house in Ford City, Pa., christened the Bace after Owner J. W. Bace has opened there. Theater replaces his old Roxy which was gutted by fire last June.

* * *

The Frolic Theater, Birmingham, Ala., internationally known stamping ground of Florian Slappy, Octavus Roy Cohen's famous Negro "man about town," is prettying up a bit by installation of drapes from Wil-Kin Theater Supply Co. of Atlanta. Florian Slappy and his antics at the Frolic were the wheels on which the Birmingham author rolled into the short story limelight via Collier's, Saturday Evening Post, foreign publication, etc.

* * *

The Banner Specialty Co., Pittsburgh, has been appointed distributor for Panoram in the Western Pennsylvania territory.

* * *

Simplex Four-Star Sound, a favorite with Drive-Ins, will be installed by National Theater Supply for the new Drive-In in Syracuse, N. Y.

D of C Lists Substitutes

New Designing Aids Priorities Problem

(Continued from Page 4)

lain enamel steel; metal finishes on steel; plastics; plated plastics; synthetic resin on steel; strip copper;

CHROME IN ELECTRIC MOTORS: Baked enamel;

COPPER IN BUILDING HARDWARE (DOORKNOBS, SWITCHPLATES, TRIM, ETC.): Plastic;

COPPER IN HOUSINGS FOR ELECTRICAL INSTRUMENTS AND EQUIPMENT; Plastic;

COPPER IN PIPING AND PLUMBING BUSINESS: Lead;

COPPER TUBING FOR AIR CONDITIONING: Finned steel;

COPPER WIRE: Cadmium plate on steel;

CORK IN CORKBOARD USED IN ROOF INSULATION (EXCEPT ROOFS OF REFRIGERATED SPACES): Curtail use — use other insulation materials;

CORK IN INSULATION PRODUCTS: Johns-Manville Rock Cork and Owens-Corning Fiberglas;

CORK IN LINOLEUM: Wood flour;

METAL FINISHES FOR SINKS, LAVATORIES, HOT WATER TANKS, SIGNS: Porcelain-enamel frits;

METAL FURNITURE, DECORATIVE HARDWARE ITEMS, SUCH AS BRASS KNOBS, ORNAMENTAL TACKS, METAL LEG TIPS ETC.: Will probably be eliminated unless substitutes are found. Plastics for ornamentation have been suggested, but in view of shortages of certain of the basic chemicals, the search is for "substitutes for substitutes";

METALS IN REFRIGERATION, RADIO AND ELECTRICAL DEVICES AND EQUIPMENT, AND USING RESIN-BASED PLASTIC: Other plastics;

RUBBER FOR INSULATION PURPOSES IN CIVILIAN USE: Cellular rubber, a synthetic rubber;

BUILDING STEEL: Concrete and lumber;

STEEL IN CAMERA CASES AND MISCELLANEOUS PARTS: Preformed plastics;

STEEL IN DEVELOPMENT TRAYS FOR DARK ROOMS: Preformed plastic;

STEEL IN ELECTRIC MOTOR AND FAN HOUSINGS: Preformed plastics;

STEEL IN EXTERNAL CABINETS FOR REFRIGERATION EQUIPMENT, SUCH AS BEVERAGE COOLERS, REACH-IN BOXES, DISPLAY CABINETS, WATER COOLERS, ETC.): Steel, painted. Inhibitive primers of advantage but not essential;

STEEL IN REFRIGERATOR PARTS: Cooling units to sub porcelain enamel;

TIN IN VALVES, PIPE FITTINGS, ETC.: Combination of copper, silicon, manganese and lead;

TUNGSTEN IN FILAMENTS OF ELECTRIC LIGHTS: Carbon or tantalum;

WOOL IN CARPETS AND RUGS: Blending of imported wools with South American wools;

WOOL IN RUGS: Blending of wool and rayon;

ZINC IN CABINET HARDWARE: Steel;

ZINC IN CAMERA MOUNTING PLATE: Bakelite;

PAINT MATERIALS — TUNG OIL, PERILLA, OITICICA, GUMS, RESINS, PIGMENTS, IMPORTED: Castor bean and forage fish. Special types of linseed oils; combinations of soybean, linseed, oiticica, fish and castor bean oils. Also menhaden and sardine oils;

OIL VARNISH FOR FINISHES FOR ARCHITECTURAL AND MILL WHITE ENAMELS, ETC., INTERIOR WALL PAINTS; EXTERIOR PAINTS FOR CINDERBLACK, CONCRETE, CEMENT AND SIMILAR SURFACES: Alkyd resin emulsion paints.

New Passenger Elevators Installed in the Roxy

The local Roxy Theater management announces the installation of two new passenger elevators. Each elevator carries 52 passengers, placing them in the category of the largest theater passenger elevators in existence throughout the country today.

Arthur Knorr, of the Roxy staff, designed and supervised the styling of the new elevators, which are unusual in style and are completely decorated in leather.

The new cars operate between the main and balcony floors from the time the theater opens in the morning throughout the day and evening.

Modernizing Tolleston

Nick G. Bikos, operator of several theaters in Indiana, is modernizing his 670-seat Tolleston at Gary with the installation of new RCA Photophone sound.

Kodak's Pioneers Club Takes in 125 New Members

Rochester — One hundred and twenty-five employes of Eastman Kodak Co.'s Kodak Park, who have reached a goal of 25 years with the company, were initiated into Kodak's Pioneers Club last week. Their initiation brings the total membership to 1,083.

Representing 150 centuries of service for Eastman Kodak, 500 club members attended the dinner and initiation. Officers elected include: Earle W. Davis, president; Henry T. Ireland, vice-president; Miss Frances Holihan, secretary.

Allison House Reopens Tomorrow

Cresson, Pa.—The Rivoli Theater here, one of a chain of theaters operated by R. Allison, which was badly damaged by fire about six weeks ago, has been repaired, renovated and remodeled, and will reopen tomorrow.

PROSCENIUM CHATTER

RICHARD W. FINKE, Portland, Ore., channels assert, has purchased the Mission Theater in Mt. Vernon, Ore., from O. M. Durham. The house will be closed for the next several weeks for complete remodeli and installation of new equipment.

* * *

The Peter Perakos-Joseph Quittner Eastwood Theater has opened in East Hartford, Conn. This newly-constructed 1,000-seater is the second stand for that town.

* * *

W. L. Paternostro, operator of the Palace Theater in Lake Charles, La., is building another house in the same community. It will be known as the Delta.

* * *

The Mount Clemons Theater Co. has been organized in Mount Clemons, Mich., with a capital of $50,000 and offices at 114 North Ave.

* * *

The Badger Theater, Racine, has been closed for a span of eight weeks for large-scale remodeling.

* * *

Former Wilt Theater in Ligonier, Pa., which has been shuttered since the new Ligonier Theater opened, has been entirely remodeled and renovated and had its reopening on Nov. 27, Thanksgiving Day No. 2. The name of the house has been changed to the Vox and is operated by C. S. Waugaman, who also operates the theater in Slickville, Pa.

* * *

L. A. Stein, of the Stein Theater Circuit, has arranged to have the Majestic in Nashville, Ga., equipped with new RCA Photophone sound.

* * *

Michael Cascioli is remodeling the front and lobby of his Forest Theater, Allingtown, Conn.

* * *

H. L. Hargis has purchased two Simplex High Intensity arc lamps for his Reo Theater, Rockport, Ind.

* * *

Malco Theater Circuit has purchased the Seville Theater, Owensboro, Ky., from Lee Moffett. Some improvements are being planned, it was announced.

* * *

F. H. Townsend is taking over the Fain Theater in Newton, Tex., and has arranged to bring it up to date via installation of RCA Photophone sound and booth equipment, and an RCA Magic Screen.

* * *

T. Jamin, Inc., Detroit theatrical decorating firm, has been awarded the decorating contract by George Marr for his new yet-unnamed house at Sagina, and by Harry Lush for the new Penn, being erected at Plymouth, Mich.

* * *

Ralph Hayes has closed his Stuart Theater in Lincoln, Neb., to remodel and will reopen this month. He plans to re-seat, re-equip, and re-decorate the house. Sound and projection equipment is to be installed by National Theater Supply Co.'s Des Moines branch.

FILE COPY
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THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

L. 80, NO. 112 NEW YORK, MONDAY, DECEMBER 8, 1941 TEN CENTS

INDUSTRY EYES CHICAGO PARLEY

D of J Will Ask Today for Schine January Trial

Defense to Cross Move in Buffalo for Postponement Until March or April

The Government will apply today to Federal Judge John E. Knight for an order fixing trial of the Schine anti-trust suit in January. Strong opposition to the move is expected both from Louis D. Frohlich, attorney for Columbia, and Edward C. Raftery, attorney for Universal and United Artists, who will cross-move for a postponement of the trial until March or April.

Both attorneys, in fighting the attempt by the D of J to speed the

(Continued on Page 5)

Atlas Continues RKO Security Purchases

Washington Bureau of THE FILM DAILY

Washington—Several large transfers of movie stock took place in October, the SEC reports. Atlas Corp. again bit heavily into RKO stock. Jack L. Warner increased his holdings materially in Warner Bros. stock, while the Manufacturers Trust Co. disposed of large holdings of Paramount stock.

The Atlas deals increased its RKO

(Continued on Page 4)

V. C.'s Chief Barkers Will Fill Ampa Luncheon Dais

Chief Barkers of the Variety Clubs of America have been invited by Vincent Trotta, Ampa president, to sit at the dais at the Ampa lun-

(Continued on Page 7)

THE WEEK IN REVIEW

Execs. to Unity Meet

By L. H. MITCHELL

UNITY: All-industry unity parley, proposed and backed by Allied, which meets in Chicago tomorrow may extend over several days. Ed Kuykendall, MPTOA prexy, who had announced that the directors of his organization would attend, and that he himself (scheduled to address the MPTO of Oklahoma on that day) would go to Chi. if the parley continued over Wednesday, later announced that the MPTOA executive committee would be there, and that he would meet with the other members in Chicago on Monday and be present at the first day's sessions.

* * *

APPOINTMENTS: William F. Rodgers, Metro sales head, announced appointment of E. K. "Ted" O'Shea to succeed Tom Connors as company's Eastern, Southern and

(Continued on Page 7)

No Crescent Verdict Seen Before Jan. 15

By P. R. RUSSELL
FILM DAILY Staff Correspondent

Nashville, Tenn.—George H. Armistead, Jr., chief counsel for Crescent Amusement Co. and its exhibitor affiliates, stated Friday that the opportunity of filing a supplemental reply brief to the Government's reply brief, filed Dec. 1, would be accepted.

It was also learned that a sup-

(Continued on Page 4)

Three Group Conferences Today Set Stage for Unity Meeting Tomorrow; "Peace, Harmony," the Keynote; Outstanding Trade Figures to Participate in Confabs

By AL STEEN *FILM DAILY Staff Writer*

Chicago—A new chapter in the history of the motion picture industry is likely to be written here this week as exhibition and distribution leaders of the business assemble to lay the groundwork for a program of "peace and harmony." A preface to the chapter may be written today, on the eve of the all-industry unity parleys which start tomorrow, as individual exhibitor groups huddle with their leaders to discuss a course of action.

What develops at these group meetings today may have an important bearing on what transpires tomorrow, as it is expected that the plans to be submitted at the gen-

(Continued on Page 6)

6 Million Financing Obtained by Selznick

David O. Selznick has completed financing arrangements for the first five pictures he will make for United Artists during the next two years, it was learned at the week-end.

Figure is said to total approximately $6,000,000, with $5,000,000 supplied by two banks, one here and the other on the Coast. Balance came, it is understood, from UA and other sources. Loan made by the two banks takes the form of a revolving fund, thus making possible

(Continued on Page 7)

Para. Expects Conversion Of 2nd Pfd. Into Common

Paramount expects that most, if not all, of the holders of the second preferred stock will convert their shares into common stock rather than accept the company's offer to redeem the stock at $10.06. In September, 126,000 shares of second preferred were converted into common stock.

It was announced on Friday that Paramount had extended to Dec. 11 the offer to exchange outstanding

(Continued on Page 4)

Rogers Will Produce Three Under UA Deal

Charles R. Rogers Productions, Inc., will make three features, two of which will be in Technicolor, for UA release under a deal announced as closed Friday by Grad L. Sears, UA's vice-prexy in charge of dis-

(Continued on Page 6)

Cedarhurst, L. I., Theater Asks Cut in Clearance

Asking for a change in clearance and an adjustment of run, the Drake Amusement Corp., operating the Central Theater, Cedarhurst, L. I.,

(Continued on Page 5)

"The Rains Came"; Power Curbs Ended

Washington Bur., THE FILM DAILY

Washington — With heavy rains filling reservoirs in the Southeast, the OPM on Friday lifted all restrictions on power use in the sector, permitting theaters to resume marquee illumination, etc. Ended, too, was the freezing of industrial power consumption to September levels.

Deutsch, Odeon's Chief, Dies

Circuit's Future Stirs Lively Speculation

London (By Cable) — Oscar Deutsch, 48, chairman and managing director of Odeon Theaters, Ltd., and a director of United Artists Corp., Ltd., died late last week at his home in Birmingham.

He had been in ill health for some time, and recently his condition was

(Continued on Page 7)

Discontinue Roach Suit Against Loew's and Metro

Suit of Hal Roach Studios, Inc. for over $1,000,000 damages against Loew's, Inc. and Metro-Goldwyn-Mayer Distributing Corp. was dis-

(Continued on Page 6)

No Tax Legislation Until Next Month

Washington Bur., THE FILM DAILY

Washington — The Treasury has shelved plans for new tax legislation until early January at the earliest, it was learned at the week-end. This means that the President's budget message to Congress the first week in January will precede any consideration of new tax proposals.

THE NEWSPAPER OF FILMDOM
THE FILM DAILY
ALL THE NEWS ALL THE TIME

Vol. 80, No. 112 Mon., Dec. 8, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(December 5)

NEW YORK STOCK MARKET	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	6⅞	6⅝	6⅞	— ⅛
Columbia Picts. pfd.	25	24⅞	24⅞	— ⅛
Con. Fm. Ind.	½	½	½	.....
Con. Fm. Ind. pfd.	9	9	9	— ¼
East. Kodak	134	132½	134	+ ½
do pfd.	....	....	....	.....
Gen. Th. Eq.	12¼	12¼	12¼	— ⅜
Loew's, Inc.	38¾	38⅝	38¾	+ ⅛
do pfd.	....	....	....	.....
Paramount	15½	14⅞	15¼	— ⅜
Para. 1st pfd.	114½	112	112½	— 3
Para. 2nd pfd.	13¾	13¼	13⅝	— ⅜
RKO	3	2⅞	3	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8¾	8⅜	8¾	+ ⅛
20th Century-Fox pfd.	23½	23	23⅛	— ⅞
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	6⅛	5⅞	6⅛	+ ⅛
do pfd.	77	77	77	+ ⅛
NEW YORK BOND MARKET				
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
NEW YORK CURB MARKET				
Monogram Picts.	15-16	⅞	15-16	+1-16
Radio-Keith cvs.	5-32	5-32	5-32	.....
Sonotone Corp.	....	....	....	.....
Technicolor	8½	8	8½	+ ½
Trans-Lux	½	½	½	.....
Universal Corp. vtc.	9¼	9¼	9¼	— ⅜
Universal Picts.	....	....	....	.....

WHEN SPEED'S YOUR NEED PHONE TELEGRAMS TO
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

The Broadway Parade

Picture and Distributor	Theater
Dumbo (RKO Radio Pictures—(Walt Disney)—7th week	Broadway
The Chocolate Soldier (Metro-Goldwyn-Mayer Pictures—6th week	Astor
How Green Was My Valley (Twentieth Century-Fox)—6th week	Rivoli
Forgotten Village (Mayer & Burstyn)—4th week	Belmont
Swamp Water (Twentieth Century-Fox)—4th week	Globe
Skylark (Paramount Pictures)—3rd week	Paramount
Suspicion (RKO Radio Pictures)—3rd week	Music Hall
They Died With Their Boots On (Warner Bros. Pictures)—3rd week	Strand
Laburnum Grove (Anglo Film)—2nd week	World
Keep 'Em Flying (Universal Pictures)—2nd week	Criterion
Smilin' Through (Metro-Goldwyn-Mayer Pictures)	Capitol
Rise and Shine (Twentieth Century-Fox)	Roxy
Confessions of Boston Blackie (Columbia Pictures)	Rialto
Man from Montana (Universal Pictures) (a)	New York
Death Valley Outlaws (Republic Pictures) (a)	New York
The Maltese Falcon (Warner Bros. Pictures) (a-b)	Palace
Marry the Boss's Daughter (Twentieth Century-Fox) (.)	Palace

◆ FOREIGN LANGUAGE FEATURES ◆

The King (Trio Films)—6th week	5th Ave. Playhouse
Wings of Victory (Artkino Pictures)—4th week	Stanley
Happy Cavalier (Scandia Films) (a)	48th St. Theater
Old Titans Are Here (Scandia Films) (a)	48th St. Theater

◆ FUTURE OPENINGS ◆

Birth of the Blues (Paramount Pictures)—Dec. 10	Paramount
Blues in the Night (Warner Bros. Pictures)—Dec. 11	Strand
The Men in Her Life (Columbia Pictures)—Dec. 11	Music Hall
Hellzapoppin (Universal Pictures-Jules Levey) (c)	Rivoli
Sundown (United Artists-Walter Wanger) (c)	Criterion
The Feminine Touch (Metro-Goldwyn-Mayer Pictures) (c)	Capitol
Week-End in Havana (Twentieth Century-Fox Films)—Dec. 10 (a-b)	Palace
Cadet Girl (Twentieth Century-Fox Films)—Dec. 10 (a)	Palace
Borrowed Hero (Monogram Pictures)—Dec. 9 (a)	New York
Tonto Basin Outlaws (Monogram Pictures)—Dec. 9 (a)	New York

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

20th-Fox Sets Tradeshows For Dec. 19, Jan. 5 and 6

Tradeshow dates on 20th-Fox's eighth and ninth blocks have been set for Dec. 19 and Jan. 5 and 6 respectively. On Dec. 19, the company will show "Remember the Day," with Claudette Colbert and John Payne, and "Blue, White and Perfect." In the ninth block, there are "Young America" with Jane Withers and "Son of Fury,' with Tyrone Power and Gene Tierney, which will be shown on Jan. 5, and "A Gentleman at Heart," and "You Can't Always Tell," which will be screened on the following day.

Company has hit its production peak with 12 pictures now before the cameras at the studio and 30 features scheduled for release up to February.

K-A-O to Pay Preferred Dividend Out of Surplus

K-A-O Board of Directors Friday declared a dividend, out of operating surplus, of $1.75 per share on the 7 per cent cumulative convertible preferred stock for the quarter ended Dec. 31, payable on Jan. 2, to the holders of record at the close of business on Dec. 19.

Mono. Franchise Holders Meet in Chi. This Month

Monogram has called a meeting of its franchise holders in Chicago late this month, possibly Dec. 20. W. Ray Johnston, company prexy, and Steve Broidy, sales head, both are expected to attend.

Move for Consolidation Of Stockholders' Suits

Ten stockholders suits have been brought against Warner Bros. and eight against Loew's as repercussions of the extortion trial of William Bioff and George E. Browne, it was learned Friday when consolidation moves were made by the companies.

N. Y. Supreme Court Justice Isador Wasservogel granted the Loew petition while Justice Ferdinand A. Peccora reserved decision on the Warner application. Suits attack alleged extortion payments made to Bioff and Browne and demand accounting for all sums paid.

Hugh Harman to Produce Feature Cartoon in Color

West Coast Bureau of THE FILM DAILY

Hollywood—Hugh Harman Productions will make "King Arthur's Knights" a feature-length color musical cartoon.

Release negotiations are now under way.

Julian Takes Over RKO Headquarters in Bombay

RKO announced at the week-end that Charles O. Julian had arrived in Bombay from Japan to take over the India office. Leon Britton, formerly in charge, has moved his headquarters to Singapore.

Clavet Joining NSS

Detroit—Ivan A. Clavet is discontinuing his poster rental service here, and is joining National Screen Service.

COMING and GOING

DAVID O. SELZNICK, MRS. SELZNICK DANIEL T. O'SHEA, E. L. SCANLON, VIRGINI OLDS and BARBARA KEON leave for the Coas today aboard the Twentieth Century.

WHITNEY BOLTON, director of advertising an publicity for David O. Selznick Productions, MRS BOLTON and BETTY BALDWIN plane out fo Hollywood today.

BARNEY BALABAN, AUSTIN C. KEO NEIL AGNEW and CLAUDE LEE leave for Chicago tonight and the unity conference.

JACK COHN, A. SCHNEIDER, A. MONTAGUE RUBE JACKTER, LOUIS ASTOR, LOUIS WEINBERG leave this afternoon for the Moe Silve dinner.

CARL E. MILLIKEN, of the Hays office, leave for Washington tomorrow.

Washington Club to Elect

Albany — The Washington Club will meet next week to elect officers and discuss plans for a social affair. President of the club is Dan Houlihan, 20th Century-Fox booker.

NEW YORK THEATERS

RADIO CITY MUSIC HALL
50th St. & 6th Ave.
CARY GRANT • JOAN FONTAINE
"SUSPICION"
An RKO-Radio Picture
ON THE GREAT STAGE: "NICE GOING"—Leonidoff's gay spectacular revue. Symphony Orchestra under the direction of Erno Rapee.
1st Mezzanine Seats Reserved Circle 6-4600

CLAUDETTE COLBERT
RAY MILLAND
BRIAN AHERNE
In Paramount's
"SKYLARK"
PARAMOUNT
IN PERSON
HARRY
JAMES
and Band
Extra: RAY
BOLGER
TIMES SQUARE

Jack OAKIE : George MURPHY : Milton BERLE
Linda DARNELL : Walter BRENNAN
'RISE and SHINE'
PLUS A BIG STAGE SHOW
ROXY
7th AVENUE 50th STREET

RKO PALACE B'WAY & 47th St.
'THE MALTESE FALCON'
Humphrey Bogart—Mary Astor
-- and --
'MARRY THE BOSS'S DAUGHTER'

20th Century-Fox presents
"HOW GREEN WAS MY VALLEY"
United Artists
RIVOLI
Broadway at 49th St.
Continuous Pop. Prices. Midnight Shows.

The unseen star of August 6th, 1926

Helping you to please the ears of the world — through finer sound recording and reproduction — has been Western Electric's privilege for fifteen years.

That night 15 years ago—when "Don Juan" had its world premiere—marked the first public acceptance of talkies. The great success of that night could not have been achieved without this little cone in the loud speaker. The cone made it possible, for the first time, to *fill* a theatre with *high quality* sound. This is one of many *basic contributions* Western Electric has made available to the industry.

Electrical Research Products
Division of
Western Electric Company
INCORPORATED
195 Broadway, New York, N. Y.

Second of a series of advertisements covering basic developments in the art of talking pictures.

No Crescent Verdict Seen Before Jan. 15

(Continued from Page 1)

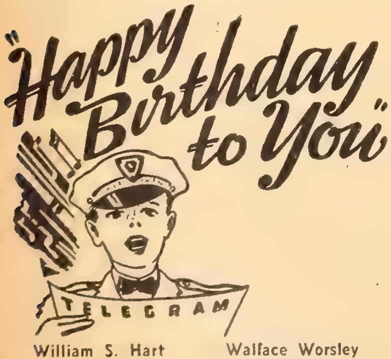
plemental reply will be made by Muscle Shoals Theaters. The filing of a supplemental brief on United Artists by the Government will be followed by a reply from Edward C. Raftery, general counsel for the "Little Three." The Government must file its UA brief and exhibitor defendants theirs by Dec. 15, and replies to these must be filed by Dec. 23.

Considering other commitments of Federal Judge Elmer Davies, it is predicted that a Crescent decision may not be expected before Jan. 15. Facts in the situation may largely govern the Judge's decision in this case. This is particularly true of the "franchise angle." Since franchises of exhibitor defendants with Paramount, Warner, and Fox, still in effect only because of a special provision in the New York consent decree, expire with the 1941-42 season, the Court is very unlikely to consider them as a serious factor in any decision governing the future.

Too, should any of the Government's efforts to bring the "Little Three" under the consent decree succeed, the distributor in the Crescent suit would assume the same relation to these exhibitor defendants as the "Big Five" has had since the consent decree became effective.

Indicative of Judge Davies' personal views about the alleged conspiracies and violations of the Sherman anti-trust law involved in the suit, a statement made from the bench by him cannot be overlooked. During a plea being made by William Waller, for Crescent, on the final day of argument, he stated: "motion pictures are not a necessity like food or cloth, but a luxury, and for that reason I cannot understand why anyone should get all heated up about this whole business."

Judge Davies has revealed the courage of his convictions in other recent suits involving the Government. While the recent final Crescent arguments were in progress, procedure was interrupted for a hearing on an injunction involving a private concern and the War Department. Davies ruled against the War Department in a matter involving a $500,000 bomber ferry base.



William S. Hart Wallace Worsley
Bryan Foy Paul Cavanagh
Fred Herkowitz

Echoes of a Gay Social Whirl

● ● ● ASIDE from unity, this industry's need of the hour is a Cholly Knickerbocker......Life is getting so full of parties that an exec. without a social secretary to keep his calendar of engagements straight is virtually lost......Take last Friday, for instance......There were no less than four functions which commanded the presence of New York industryites......Two were luncheons, one was a cocktail party, and the fourth......ah, the fourth!......was a 5 o'clock tea, no less, at New York University, with Chancellor Harry Woodburn Chase, Dean Charles Maxwell McConn of the Washington Square College and Prof. Robert Gessner, chairman of the college's mp. department the official hosts......

▼ ▼ ▼

● ● ● *LOOMING importantly on Friday's social calendar was the farewell luncheon tendered by RKO Radio to Cresson E. Smith at Toots Shor's......Smith, who recently resigned as Western division manager to join UA, was feted by 115 friends and fellow workers......Ned E. Depinet emceed and made the presentation....Latter took the form of a complete Wilson golfing outfit......Phil M. noted among those present such stalwarts as......Eddie Alperson, M. H. Aylesworth, Leon Bamberger, Walt Branson, Frank Buck, Richard de Rochemont, Malcolm Kingsberg,......Also Barret McCormick, Harry Mandel, Harry Nicholson, Rutgers Neilson, Dick Patterson, Peter V. Rathvon,...... Likewise Phil Reisman, George J. Schaefer, A. A. Schubart, Al Sindlinger, Andy Smith, L. E. Thompson, Terry Turner and Frederic Ullman, Jr.......A swell turnout honoring a swell guy......*

▼ ▼ ▼

● ● ● THEN there was the trade press' bon voyage luncheon for Hollywood-bound Whitney Bolton, with Monroe Greenthal hosting on behalf of UA at Dinty Moore's......Honoring the David O. Selznick Productions ad-publicity director were......Chick Lewis, Chet Bahn, Lionel Toll, Jack Harrison, Bill Ornstein, Sherwin Kane, Herb Golden, Len Weisberg......Also UA's Al Margolies, Sam Cohen, Mort Nathanson and Arthur Jeffrey, with J. Walter Thompson's Cal Swanson also sitting in......

▼ ▼ ▼

● ● ● *THE cocktail party was a little get-together for Robert Young, star of "H. M. Pulham, Esq."......It was tossed by the Music Hall and M-G-M on the 64th floor of the RCA Bldg.......Newsreel shots of Bob passing a "Pulham" print to an American Airlines pilot for delivery in South Africa on the first flight of the Capetown Clipper were shot during the festivities......Among those present were Howard Dietz, H. M. Richey, Si Seadler, Fred Lynch, Eileen Creelman, Max Cook, Dave Blum, Billy Ferguson......Not forgetting Art Schmidt, Ed Seaver, Al Steen, Terry Ramsaye, Sam Shain, Ralph Daigh, Lester Grady, Muriel Babcock, Ira Wilfert, Mel Heyman, Ray Bell, Bill Ornstein and others......*

▼ ▼ ▼

● ● ● THE New York University tea, attended by 100, marked the inaugural of its new m.p. department under Professor Gessner, not exactly a stranger to the industry......Department is the only one in the East......Among the guests who sipped tea or coffee were...... J. Robert Rubin, Barney Balaban, Adolph Zukor, Dick Patterson, Austin Keough, Carl Milliken......Also Max Weisfeldt, Bill Clark, John Byram, Al Deane, Bill Fadiman, Leslie Roush, Dave Golding, Al Wilkie and Herb Morgan.

« « « » » »

Atlas Continues RKO Security Purchases

(Continued from Page 1)

holdings by 10,500 shares of the $ par common, and 1,500 of the 6 pe cent convertible preferred. Thi brought its holdings of the $1 pa common to 834,223 held in its ow name, and 268,230 held in the n of the American company. A also holds 327,812 warrants to purchase the common stock. Its purchases of the six per cent convertible preferred brought its holdings of that stock to 47,571.

The Manufacturers Trust Co.'s deals in Paramount stock decreased its holdings during the month by 3,172,800 shares of the 3¼ per cent convertible, debentures, 1947, leaving it only 20,000 shares at the end of the month.

Jack L. Warner made a number of purchases during the month of Warner Bros.' $5 par common for a total net increase of 22,900 shares, bringing his total holdings of this stock to 125,860 shares. He also holds 14,884 of the $3.85 cumulative preferred.

In a comparatively small deal, Loew's Inc., acquired 121 shares of Loew's Boston Theaters, bringing its total holdings to 118,688 shares.

Para. Expects Conversion Of 2nd Pfd. Into Common

(Continued from Page 1)

3¼ convertible debentures for 4 per cent debentures due 1956. The 3¼ convertible debentures not so exchanged will be redeemed at par plus accrued interest on Dec. 12.

Craigs' Mother Dead

Detroit — Mrs. Mettie Craig, mother of George W. Craig, head of theater lighting company which has borne his name for some 40 years, is dead. Another son, Walter S. Craig, associated ian the business, also survives.

Sunday Night Films Okayed

Rochester, N. H.—Sunday movies, vaudeville shows, concerts and lectures after 6 p.m. have been approved in amendments to the city ordinances.

WEDDING BELLS

New Haven — Victoria Cusanelii, who has been with the New Haven Vitagraph exchange as booker for the past 15 years, has announced her marriage to William F. Leach, and her resignation from the exchange staff to take up residence in Boston.

St. Louis — Shirley Smith, secretary to Les Kaufman, advertising and publicity head of Fanchon & Marco theaters, will wed Don Norling, manager of the West End, next month.

edarhurst Theater Asks Clearance Cut

(Continued from Page 1)

as filed a demand for arbitration the New York tribunal. The five onsenting companies and the Far ockaway, Lynbrook and Valley tream Theaters are named in the plaint.

he Central now follows Far ockaway and Lynbrook by seven ays but it seeks to eliminate the learance between Far Rockaway nd the Central, but at no time ust the Central follow Far Rockaay by more than three days.

Complainant charges that a reuest for a run earlier than or the ame as Lynbrook has been denied y the five companies and asks for elief in this regard.

hulman Hearing Resumes Before Arbitrator Today

New Haven—Hearing of the arbiration complaint of Joseph Shulnan, doing business at the Plaza, Windsor, against the consenting disributors, and the Lockwood and ordon Windsor Theater as intervenor, will be continued today beore Arbitrator George P. Murdock f the Yale Graduate School staff.

Hear Beacon, Pittsburgh, Run Complaint Dec. 16

Pittsburgh—Hearing of the complaint filed on April 25 with the local AAA tribunal by David N. Green, of the Beacon Theater in this city, against Paramount, 20th Century-Fox, Warner-Vitagraph, Inc., Loew's, Inc., United Artists, RKO-Radio Pictures and the Manor and Squirrel Hill Theaters, Pittsburgh, is scheduled for Dec. 16, at 10:30 a.m. The complainant in this case, which has been postponed several times, is petitioning for a better run of product. Arbitrator is Samuel W. Pringle.

Arbitrator Orders Briefs In Dipson Case by Dec. 15

Buffalo—Oral arguments before Arbitrator Michael Catalano concluded formal hearings, which covered 10 sessions, of the complaint filed by Dipson Theaters, Inc., against the "Big Five," seeking restoration of previous availability to Dipson's Bailey. The arbitrator directed briefs filed and exchanged by Dec. 15.

Arbitrator Catalano inspected the physical properties and neighborhoods of both the Bailey and Shea's Kensington before hearing oral arguments. Dipson contends present availability favors the Kensington. Buffalo Theaters, Inc., Shea operating company, is an intervenor.

Konczakowski's Illness Delays Buffalo Arbitration Hearing

Buffalo—Severe illness of Mieczlaw Konczakowski, operator of the Marlowe, has caused postponement until Saturday, Jan. 3, of the hearing on the Allendale's clearance demand against 20th-Fox, Warner Bros., Paramount and Loew's. The Marlowe filed as intervenor.

Arbitrator George Wanamaker ordered the postponement early in the first session, immediately upon being advised of Konczkowski's illness.

« REVIEWS »

"No Hands on the Clock"

with Chester Morris, Jean Parker, Rose Hobart

Paramount 76 Mins.

WELL-HANDLED MELODRAMA WITH ENOUGH EXCITEMENT AND SUSPENSE TO MAKE SUBSTANTIAL PROGRAM PIC.

Another entry into the field of film heroes of the private detective category with the wife a necessary adjunct to the proceedings. The line this morning on Chester Morris, in the role of a private investigator, and his bride of a few hours, Jean Parker, is a favorable one.

Pair make a good team and carry on with a jaunty air. It is familiar stuff but handled in a breezy style so that there are numerous chuckles spotted between the suspenseful moments. Direction by Frank McDonald can be credited for the fast-moving tempo of the film.

Yarn is an average detective thriller with one difficulty. Obviously a careful attempt has been made to keep identity of murderer concealed but skein of plot at times becomes so involved it is rather difficult to follow the various forces at play. It is a minor deficiency and nowhere really hampers the action.

Morris and his wife head for Reno on their honeymoon. But Morris's partner follows him and gets him interested in locating the missing son of a rancher. From here on many angles crop up including the widow in whom the rancher is interested, the ward of the rancher, the foreman, and a bank robber. Each figures in the story until Morris nabs the killer who was a private investigator intent on obtaining sums of money.

Character created by Morris is a likeable one and Miss Parker is an ideal partner who likes to share her husband's adventures. Other good performances are registered by Astrid Allwyn, the gunman's moll, Rose Hobart, the widow, George Watts, the partner in the detective firm, and Dick Purcell, the bank robber.

CAST: Chester Morris, Jean Parker, Rose Hobart, Dick Purcell Astrid Allwyn, Rod Cameron, Loren Baker, Billie Seward, George Watts, James Kirkwood, Frank Middlemass, Frank Faylen, Keye Luke.

CREDITS: Producers, William H. Pine and William C. Thomas; Director, Frank McDonald; Cameraman, Fred Jackman, Jr.; Original Story, Geoffrey Homes; Screenplay, Maxwell Shane; Film Editor, Billy Ziegler.

DIRECTION, Good. PHOTOGRAPHY, Good.

Defer NT Denver Meeting

Annual meeting of executives and division managers of National Theaters scheduled to be held in Denver tomorrow has been tentatively postponed, it was learned at the week-end. No reason was given. It was said, however, a meeting would be called within a week.

D of J To Ask Schine Trial in January

(Continued from Page 1)

Schine trial, will contend that extensive Government examinations of records of the companies and requests for voluminous interrogatories has made it impossible for them to be ready for a January trial.

It is understood that the D of J is anxious to complete the Schine trial in short order in order to bring on the main New York equity action against the "Little Three" for hearing in the Spring.

Gov't Files Supplemental Schine Particulars Bill

Buffalo — The Government will move in Federal Court here today for an order directing the "Little Three" to answer, on or before Dec. 22, the interrogatories propounded to them by the Government on Feb. 13 last in connection with the Schine anti-trust suit.

Notice of the motion involving United Artists, Universal and Columbia was filed Friday by U. S. District Attorney George L. Grobe, who at the same time filed a supplemental bill of particulars in the Schine case.

Hold Time Too Brief

The "Little Three" have indicated it would be impossible for them to prepare answers to the interrogatories before mid-January and have reported they see no possibility of being prepared to go to trial before Feb. 15, 1942.

The Government, in its notice, declared the information it wants from the film companies is essential to its preparation for trial. Seymour Simon, special assistant attorney general, will move for the order.

The supplemental bill of particulars substitutes 34 paragraphs for an equal number of paragraphs in the original bill of particulars filed Aug. 8, 1940.

Charges Priorities to Schine

The supplemental bill lists 25 theaters in four Eastern states which the Government, after their acquisition by the Schine chain, holds were granted priorities by film distributors over other theaters in the same communities.

Also listed are 40 theaters, described as competitors of Schine houses, over which the Government contends, theaters acquired by Schine have been granted priority.

Another paragraph lists 73 other theaters, which the Government alleges, "the major distributors have consistently refused" to license on a local competitive basis.

Thirty-one more paragraphs of allegations are included in the supplemental bill.

Eastman's Father Dead

Albany—Guy Eastman, father of Clayton G. Eastman, Paramount branch manager here, died at North Conway, N. H.

ANOTHER REPUBLIC FAN MAGAZINE AD

THE PAY-OFF ON A BIG PICTURE

HERE'S just an inkling of the THRILLING behind-the-news story OF Republic's "THE DEVIL PAYS OFF"—just enough to whet your APPETITE for one of the most AMAZING screen stories of the YEAR!... Hiding behind his cloak OF respectability as a shipping MAGNATE, Arnold de Brock (PLAYED to perfection by J. EDWARD BROMBERG), has DEVISED a FIENDISHLY clever PLOT to sell ships to THE United States GOVERNMENT for USE in the Atlantic LIFE-LINE to Britain—AND then to make a DEAL with his country's ENEMIES so that they MIGHT destroy the SHIPS before they can BE delivered... An ALMOST unbelievable SCHEME—and yet, it MIGHT happen!...how HIS own beautiful wife (PLAYED by OSA MASSEN) unwittingly LEADS the traitor INTO the clutches OF the very forces HE seeks to DESTROY makes FOR tense excitement and ABSORBING drama!...In addition TO those already mentioned, IMPORTANT roles are filled by HANDSOME WILLIAM WRIGHT, BEAUTIFUL MARGARET TALLICHET and talented ABNER BIBERMAN... If you're LOOKING for up-to-the-minute THRILLS and action, don't miss "THE DEVIL PAYS OFF!"... It's

A REPUBLIC PICTURE

"Peace and Harmony" to Keynote Industry's Unity Parleys

ABRAM F. MYERS

ED KUYKENDALL

HARRY BRANDT

NICHOLAS M. SCHENCK

GEORGE J. SCHAEFER

BARNEY BALABAN

JOSEPH BERNHARD

Indicative of the importance of the all-industry unity conference, to open tomorrow at the Blackstone Hotel, Chicago, the sessions will have the above trade notables as active participants. Gavel falls at 2 p.m., with Abram F. Myers, Allied board chairman, in the chair.

Rogers Will Produce Three Under UA Deal

(*Continued from Page* 1)

tribution. Rogers will shoot at the RKO-Pathe studios, Culver City.

Pix lined up are "Three Blondes and a Red Head," story by Harry Sauber, which will go before the cameras in March; a musical by Morrie Ryskind, Vernon Duke and John Latouche, to star Jessie Matthews, which will start in July, and "The Powers Girls," suggested by John T. Power's novel, also to start in July. First and third will be in Technicolor.

For "The Powers Girls," John W. Rogers, son of the producer, and Monty Schaff will be associate producers.

Rogers will remain here until after the opening on Broadway, Dec. 30, of the new Jessie Matthews musical, "The Lady Comes Across," in which he has an interest. He plans to leave for the Coast Jan. 2.

Discontinue Roach Suit Against Loew's and Metro

(*Continued from Page* 1)

continued Friday in Federal Court. Claims had been made that Loew's breached a number of distribution contracts. No disclosure was made as to the provisions of the settlement.

Baltimore Interment Rites For Wells Hawks. Vet. P.A.

Interment rites for Wells Hawks, 71, veteran press agent, who died last week in the Pinehurst Sanitarium, Pomona, will be held in Baltimore. Hawks, generally credited with coining the phrase, "America's Sweetheart" for Mary Pickford, was stricken with an apoplectic stroke in 1927 when employed by Fox Film Corp.

During the World War, Hawks saw service in the Navy's public relations department. He was a founder of both the Sidney Rankin Drew post of the American Legion and a founder and honorary president of the TPRA.

His widow, a daughter and a brother survive.

Pix Notables At Unity Meet

Hold Three Preliminary Exhib. Parleys Today

(*Continued from Page* 1)

eral conference will be formulated at the private sessions.

Three Conferences Today

Ed Kuykendall, MPTOA president, will meet today at the Blackstone Hotel, scene of the main parleys, with his executive committee. The Pacific Coast Conference representatives are slated to confer at the Drake Hotel with Harry Brandt, ITOA chief, on a number of proposals for unity of their own, while delegates from Northwest Allied will huddle on important matters with Abram F. Myers, Allied general counsel, and other leaders. Out of all these meetings will come individual plans which, if welded at tomorrow's session, may be the nucleus for a general industry harmony program.

Not since the trade practice code conference held in Minneapolis in conjunction with the national Allied convention three years ago have representatives of all exhibitor organizations and distribution met on common ground. Industry leaders in New York last week insisted that petty jealousies and inter-organization feuds must be laid away and forgotten if any progress is to be made at these Chicago meetings. As one executive said, the parleys will be a test as to the sincerity of those who have cried for unity. If organization politics begins to raise its "ugly head," the hope for harmony is going to "fly out the window and fall into Lake Michigan with a big splash," he declared.

Opening Session Tomorrow

The first session is scheduled to start tomorrow afternoon at 2 o'clock. It appears to be a foregone conclusion that the meeting will continue through Wednesday and possibly into Thursday. An agreement in principle on the harmony points is expected to be the initial goal of the sessions, to be followed by the appointment of committees to carry on. The halting of attacks from outside the industry probably will be one of the keynotes of the entire meeting.

Every distribution company is sending one or more delegates, with the exception of Universal and United Artists, but it is rumored that even those companies may have "observers" who will not participate in the actual sessions. Practically every exhibitor organization, whether affiliated or not with a national body, will be represented.

Not only are the eyes of the industry on the pending sessions; the public and the Government appear to be vitally interested. Further dignity to the event will be added by the presence of company presidents, such as Nicholas M. Schenck and George J. Schaefer and Barney Balaban, as well as to the top executives of all companies. Endorsements and praise of the meetings' purpose have been expressed by these same persons.

Industry Notables Present

In attendance from the distribution branch are expected George J. Schaefer, RKO; Nicholas M. Schenck, W. F. Rodgers, H. M. Richey and possibly J. Robert Rubin, Loew's, Inc.; Tom Connors and Felix Jenkins, 20th Century-Fox; Abe Montague and possibly Jack Cohn, Columbia; Joseph Bernhard and Ben Kalmenson, Warner Bros.; Barney Balaban, Neil Agnew, Austin Keough and Claude Lee, Paramount; James R. Grainger, Republic; W. Ray Johnston or Steve Broidy, Monogram; Arthur Greenblatt and Leon Fromkess, Producers Releasing Corp., and Maurice A. Bergman, Ampa.

It is likely that Abram F. Myers will open the meeting and then ask for the election of a chairman from among those present.

In appointing Connors to represent him, Sidney R. Kent said: "Mr. Connors and I are in full accord on the program of industry co-operation and his attendance at the Chicago meeting has been made possible through the kindness and courtesy of Mr. Nicholas M. Schenck, who has allowed him to finish his work at M-G-M a week earlier than expected, in order to represent 20th Century-Fox at this meeting.

N. Y. U. Inaugurates Course in Pictures

The industry donned its cap and gown Friday to attend a tea at New York University in honor of the inauguration of a four-year curriculum of the Arts and Sciences motion picture program leading to the degree of bachelor of arts.

Washington Square College of Arts and Sciences thus has become the second university to introduce a liberal arts course devoted entirely to specialization in motion picture writing and production. The University of Southern California is the other. Robert Gessner is in charge of the course.

A tribute to the industry's devotion to public service by Chancellor Harry Woodburn Chase was read in his absence, due to illness.

"By introducing a department of Motion Pictures," Dr. Chase said, "we hope to share the creative effectiveness of this new art. If we can raise the level of appreciation, we may give, I hope, an encouraging support to the industry, and if we discover new creative talent, we may be equally valuable. Finally, it is my sincere wish that closer collaboration between universities and the creators of this vital medium may result in raising a cultural standard, which will be a light in this world of increasing darkness."

J. Robert Rubin, general counsel of Loew's was called upon to respond. Before speaking, Rubin stated he was not the man to respond. "The Dean of the industry is sitting back there," Rubin said pointing to Adolph Zukor whose presence was greeted with applause.

Rubin praised New York University for introducing a four-year curriculum devoted to motion pictures. "Nothing could be finer," he said. "It is splendid. We welcome and appreciate the resources that you are placing at the disposal of our industry for the wider distribution of creative talents. If we get your sympathetic treatment, you will get our sympathetic response."

Zukor spoke briefly and hoped the venture would succeed in bringing "brains" into the writing end of the business.

Execs. Cast in Leading Roles at Chicago Meeting Tomorrow

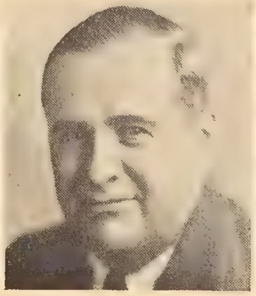
NEIL AGNEW

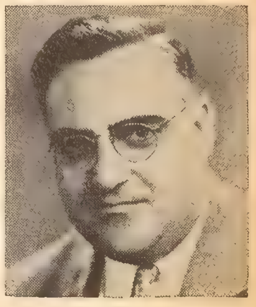
TOM CONNORS

ABE MONTAGUE

W. F. RODGERS

JACK COHN


JAMES R. GRAINGER


W. RAY JOHNSTON

Not in many years has a film industry trade conference commanded an executive attendance comparable to that which will mark the Chicago all-industry unity parley. Pre-conference exhibitor meetings will be held today. Conference sessions may continue through Thursday.

6 Million Financing Obtained by Selznick

(Continued from Page 1)

its use for other pictures in addition to the original five.

Selznick Off for Coast To Start "Keys" for UA

David O. Selznick trains to the Coast today to prepare for his first production, "The Keys of the Kingdom," as an owner-producer of United Artists. He will be accompanied by Mrs. Selznick, Daniel T. O'Shea, executive vice-president of David O. Selznick Productions and a member of the newly-created UA production board; E. L. Scanlon, treasurer, and Virginia Olds and Barbara Keon, secretaries.

Whitney Bolton, advertising and publicity director for Selznick, Mrs. Bolton and Betty Baldwin, seretary plane out today.

V. C.'s Chief Barkers Will Fill Ampa Luncheon Dais

(Continued from Page 1)

cheon to be held Thursday noon at the Hotel Edison. Guests of honor will be John H. Harris of Pittsburgh, founder and National Chief Barker of the Variety Clubs, and Robert J. O'Donnell of Dallas, first assistant National Chief Barker, who will tell the story of the Varity Club's widespread philanthropic work.

History Repeats

Des Moines—Soldiers and sailors in uniform get in free at the Casino Theater in Des Moines which was recently purchased by John Loveridge. The service men are ushered to a special section with no charge whatsoever. Loveridge did the same thing during the first World War while running the Strand Theater at Brooklyn.

Deutsch, Odeon's Chief, Dies

Circuits's Future Stirs Lively Speculation

(Continued from Page 1)

aggravated by shock sustained in a Nazi air raid.

News of the death of Oscar Deutsch, outstanding figure in the British industry, came as a distinct shock to many in the American trade, and especially to Arthur W. Kelly, and Murray Silverstone, long personal friends, and others of the United Artists "family."

London (By Cable)—Future of the far-flung Odeon circuit stirred lively speculation here with the death of its founder, Oscar Deutsch. Only last month, there were persistent reports—officially denied, finally—that a merger of Odeon and Gaumont-British was in prospect. Control of G-B recently passed to the C. M. Woolf-Arthur Rank-Lord Portal group.

A native of Birmingham, where he maintained his home, Deutsch entered the British industry on the distrib. side, serving originally for several years as chairman of the W & F Film Service (Midlands), Ltd. His initial venture in the exhibition field came in 1925 when he acquired several subsequent-run houses in Birmingham.

Started Circuit in 1933

It was eight years later that Deutsch, in association with two British financiers, the Messrs. Elcock and Bates, started to develop the Odeon circuit. Its rapid growth through the erection of 150 new theaters astounded not only the British industry but British finance.

"Each theater represented an individual venture," Arthur W. Kelly recalled Friday. "That is, the necessary money was supplied locally, while Odeon essentially was a management corporation, and closely held. About the time that United Artists bought into Odeon, there was a public offering of Odeon securities, and subsequently the numerous subsidiaries were eliminated."

As Odeon expanded, it took its place as one of the three giants in the British exhibition field, competing with Gaumont-British and the late John Maxwell's Associated British Cinemas. Odeon built the Leicester Square as its London "show window," and the house, outlet of course for UA product, has been highly successful, grossing up to £9,000 a week.

Called "Tireless Worker"

Kelly described Deutsch as a "tireless worker," to be found in the early morning hours screening product for the circuit. It was his practice, however, to make the 100-mile trip to Birmingham every week-end to be with his family.

British production's debt to Deutsch was considerable, Kelly said. Frequently, through his influence, producers were enabled to secure needed financing through Deutsch's guarantees in advance of playing time and rentals.

Deutsch's last enterprise was the formation last month, in association with Arthur Rank and C. M. Woolf of British Film Makers, Ltd., to produce at Denham and release through GFD.

Deutsch's other industry interests were many. He was chairman of Sound Equipment, Ltd., Denham Laboratories, Ltd., Deutsch and Brenner, Ltd., Decorative Crafts, Ltd., Theater Publicity, Ltd., and Stapleford All-Metal Screens, Ltd.

In addition to serving on the board of the British UA subsidiary, he was a director of Scophony, Ltd.

"U" Sets Two Horror Pix To Get Under Way Wed.

West Coast Bureau of THE FILM DAILY

Hollywood—Universal has scheduled two new mystery-horror pictures, Edgar Allan Poe's "Mystery of Marie Roget" and "The Ghost of Frankenstein," screen story by Eric Taylor and Scott Darling based on the poet Shelley and Mary Wollstonecraft. Production starts Wednesday.

Patric Knowles, Peggy Moran and Maria Ouspenskaya head the "Marie Roget" cast, with Phil Rosen directing. Lon Chaney, Jr., Sir Cedric Hardwicke, Bela Lugosi and Evelyn Ankers the "Frankenstein" film which Erle C. Kenton will direct.

THE WEEK IN REVIEW

Execs. to Unity Meet

(Continued from Page 1)

Canadian sales chief, with Jack Flynn succeeding O'Shea in the Central Division. Also the naming of Henry Nathanson to be Metro's general manager in Canada. . . . Robert L. Taplinger resigned as national publicity head for Warner Bros. and was named aide to Harry Cohn, Columbia prexy. . . . Ralph L. McCoy, Southeast district manager for Warner Bros., was also made Southern and Western division manager with headquarters in New York.

* * *

CENSORSHIP: Ban on Metro's Greta Gargo pic, "Two-Faced Woman," by the Catholic Legion of Decency, and its barring in a number of situations in consequence, is having censorship reverberations. The Providence Journal called for a revamp of the city's censorship system. The Springfield (Mass.) Daily News editorially attacked the ban. . . . New York censor reported that cuts in films were down sharply during the year; 43 fewer pictures were trimmed and there were 423 fewer eliminations.

* * *

THIS AND THAT: William P. Raoul was named assistant to IATSE'S new prexy, Richard F. Walsh. . . . Variety Clubs plan nine additional tents. . . . Northwest Allied hinted at more legislation re Minnesota's anti-five law. Minn. indies have arranged for a parley with distribs, with some of N. W. Allied execs, unofficially present. . . . Herman Wobber stated he had no intention of resigning as 20th-Fox's general manager of distribution.

"And So to Bed"

Omaha, Neb.—Cal Bard, long busy in Iowa-Nebraska theater promotions, invited a friend to come and see him if he happened into Omaha. Friend asked him where he was living.

"Usually find me around the film row garage," said Cal. "I wait until somebody brings in a Buick with a heater, then I go to bed."

ADVERTISE

Make that your slogan and you'll profit handsomely . . .

Advertise . . . because the very word "Showmanship" means showing off and the best way to show off is with advertising.

Advertise . . . because advertising is news and people are hungry for news and information about entertainment.

Advertise . . . because advertising and business success go hand in hand.

Advertise . . . because motion pictures is a business of ideas, showmanship, glamour . . . and advertising is made up entirely of ideas, showmanship and glamour and that's what makes people stop, look, listen and buy.

Advertise . . . start with the Trailer and spread out in all directions with information about your show . . .

Advertise with Standard Accessories.
Special Accessories and Trailers
because

NATIONAL SCREEN SERVICE

Sells More Seats!

Industry Pledges Service and Support to FDR

(See Page 12)

FILE COPY
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THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

L. 80, NO. 113 NEW YORK, TUESDAY, DECEMBER 9, 1941 TEN CENTS

NO HARD-AND-FAST EXHIB. UNITY STAND

Gov't Without Plans for War-time Film Control

U. S. Industry Program of Co-operation for Defense Expected to be Continued

By OSCAR HUME
Washington Bureau of THE FILM DAILY

Washington — The Government, it was indicated last night, has no present plans to exercise war-time control over the film industry. It was anticipated in informer quarters that the program

(Continued on Page 4)

Fear for Distribs.' Reps. in Far East

U. S.-Jap war dislocates Far Eastern film market; 10,000,000 yen due American distribs. estimated to be frozen in Nippon— See story on Page 12.

Concern was manifested yesterday for Far East field representatives of the major companies. With Government business clogging the

(Continued on Page 9)

Warner Bros. Annual Sales Drive Opens Dec. 21

Warners annual sales drive will open on Dec. 21 and extend for 16

(Continued on Page 10)

Buck Calls on Ascap For New Fight Songs

Pointing out that Americans citizen armies have always been singing armies, Gene Buck, president of Ascap yesterday called on the Society's composers for an "all out" effort to turn out fighting songs for the armed forces and the folks at home. "The writer members of Ascap have the genius to create such songs for America today," Buck said, and "The publisher members have the ability and will to make these songs quickly available." Some of Ascap's World War I songs also are scheduled to revivial.

Editorial:

Industry and War

. . . "For the duration . . . yes, and beyond"

By CHESTER B. BAHN

FOR a second time in less than a quarter of a century, this country is at war.

At war, not because the American people so willed it, but because of a wholly unprovoked, wanton and treacherous attack by a "friendly" power.

The challenge of the aggressors—and the plural is safely employed—has been swiftly met.

In the words of the President, "With confidence in our armed forces —with the abounding determination of our people—we will gain the inevitable triumph—So help us God."

o

THIS industry requires no order to close ranks behind the Commander-in-Chief that the goal may be attained.

Long months ago, it quietly assumed its place, and, when the history

(Continued on Page 2)

Nat'l Gross Even on War News; Met's Off

National box-office withstood the shock of the war news in good shape Sunday but the metropolitan picture was slightly different, with estimates ranging from a 25 to a 50

(Continued on Page 12)

Film Hawaiian Bombing; No Way to Ship Newsreels

Newsreel companies have filmed the bombing of Pearl Harbor but are faced with the problems of shipping

(Continued on Page 11)

Schine Trust Suit Trial Set for Mar. 3

Buffalo — The Government suit against Schine Chain Theaters, Inc., and its affiliates under the Sherman Anti-Trust Act will open in Federal District Court here March 3.

Judge John Knight set the date

(Continued on Page 11)

Loew's and Universal Set Christmas Bonuses

Two major companies—Loew's and Universal — yesterday announced

(Continued on Page 12)

Studios Rushing War Films

"Business as Usual" Present Rule at 20-Fox

West Coast Bureau of THE FILM DAILY

Hollywood—Studios with war pictures in production are hurrying them through and those with war films scheduled and rushing preparations to film them as a result of the Japanese attack on Pearl Harbor and other American bases and Congress's

(Continued on Page 9)

SPG Volunteers Services To Civilian Defense Offices

New York SPG volunteered en masse the services of its craft talents to civilian defense organiza-

(Continued on Page 10)

Leaders at Chi. Parley to Be Receptive to Any Plan Of Benefit to Whole Trade

By AL STEEN
FILM DAILY Staff Writer

Chicago — Exhibitor organization leaders will go into today's all-industry unity conference with "open minds" and will be receptive to any plan that will be of benefit to the entire industry. At individual group meetings yesterday, it was decided that suggestions would be made but there will be no attitude of "you play our way or we won't play at all," according to spokesmen.

Sessions yesterday were devoted

(Continued on Page 11)

WB Quarterly Net To Run 50% Ahead

Wilmington, Del. — Joseph Bernhard, Waddill Catchings, Robert W. Perkins, Maj. Albert Warner, Harry M. Warner and Jack L. Warner were re-elected to the board of directors of Warner Bros. Pictures, Inc., for two-year terms at the an-

(Continued on Page 4)

Kent to Speak at Cuban Convention of 20th-Fox

S. R. Kent, 20th-Fox president, will be the principal speaker at the company's Pan-American sales convention in Havana, according to Wal-

(Continued on Page 11)

Drop Jap Press Reps. From Accredited List

Representatives in New York of Japanese press associations and publications were ordered removed from the list of accredited motion picture correspondents at a meeting yesterday of directors of foreign publicity and advertising of companies which are members of the MPPDA. Correspondents of other Axis countries had previously been dropped.

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CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Monday, Dec. 8)

NEW YORK STOCK MARKET	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	....	....	....	.....
Con. Fm. Ind. pfd.	9	9	9	— ⅛
East. Kodak	133½	133	133	— 1
do pfd.	....	....	....	.....
Gen. Th. Eq.	11⅜	11⅜	11⅜	— 1
Loew's, Inc.	38⅜	37¾	38⅜	— ⅝
do pfd.	....	....	....	.....
Paramount	14¾	14¼	14½	— ½
Para. 1st pfd.	112	112	112	— ½
Para. 2nd pfd.	13¼	12⅝	13	— ⅝
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	8	8	8	— ⅝
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5⅝	5⅜	5⅝	— ⅜
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Loew's deb. 3½s46	102½	102⅜	102⅜	— ⅜
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	96⅝	96⅝	96⅝	— ⅜
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	2½	2	2	— ⅛
Technicolor	8	7⅞	8	— ½
Trans-Lux	½	½	½	.....
Universal Corp. vtc.	8½	8½	8½	— 1
Universal Picts.	....	....	....	.....

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COAST TO COAST

Industry and War

. . . "For the duration . . . yes, and beyond"

(Continued from Page 1)

of the era finally is written, the industry's many-fold patriotic contributions to the cause of national defense, will form a chapter of which production, distribution and exhibition alike may take justifiable pride.

It is with that same spirit of high patriotism that the industry and those comprising it—the producer in Hollywood, the company executive in the New York home office, and the exhibitor on Broadway and his brother on Main Street—will follow through in the days to come.

—— o ——

IF there must be sacrifices, then the sacrifices will be made, and cheerfully.

If the industry's facilities are to be required further for any phase of the common effort, there will be no hesitation.

And, perhaps most important of all, conscious of its responsibility as a major, if not the major instrument for the building and maintenance of national morale, this industry will meet every demand upon it for entertainment to lighten the load of those both in and out of uniform.

That it will do not as an obligation but as a high privilege—a high privilege known only in a democracy.

The industry, in brief, has enlisted for the duration.

For the duration?

Yes . . . . and beyond.

Contests for Five Posts As M. P. Associates Elect

Election of officers of the Motion Picture Associates will be held at a special luncheon meeting tomorrow at the Hotel Lincoln. Harry H. Buxbaum is the new president, having been nominated by acclamation. Moe Fraum, recording secretary, Charles Penser, financial secretary, and Saul Trauner, treasurer, are other officers, who were nominated unanimously.

Contests will be held for the office of first vice-president with Jack Ellis, David Snaper, Jerome Wilson and James Frank, Jr., as the nominees. For the office of second vice-president there are three contestants, Matthew Cahn, Adolph Haas and Capt. Harry Miller. Louis Kutinsky and Abe Levy oppose each other for sergeant-at-arms. There are five nominees for the two trustee posts, Seymour R. Schussel, Bert Sanford, Moe Kurtz, Irving Dashkin, Harold Klein.

PEOPLE WHO PREFER FRIENDLY SERVICE USE—
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

Court Orders Consolidation Of 10 WB Stockholder Suits

N. Y. Supreme Court Justice Ferdinand Pecora yesterday ordered consolidation of the 10 stockholders' suits brought against Warner Bros. as a result of the disclosures of payments made to George E. Browne and Willie Bioff during the extortion trial.

The order appointed former Judge Alfred J. Talley as chief counsel for the plaintiffs in the suit.

Loew's Will Pay Extra Dollar on Its Common

Loew's Inc. has declared an extra $1 dividend in addition to an interim of 50 cents on the common stock, both payable Dec. 31 on stock of record Dec. 19.

"DOWN WITH JAPAN"
A Patriotic Talking Trailer
and
"OUR COUNTRY FOREVER"
Only $7.25 Each
METRO THEATER SERVICE
16 East Hubbard
Chicago Illinois

COMING and GOING

ARTHUR M. LOEW arrives at the end of th week from his South American trip.

LESLIE F. WHELAN, 20th-Fox foreign pu licity manager, returned from Havana over t week-end.

AUBREY SCHENCK, National Theaters' fi buyer, returned from Milwaukee yesterda **EDDIE ZABEL**, head film buyer, returns [illegible]

ROBERT YOUNG and **MERVYN LeRO**[illegible] out to the Coast today.

W. C. GEHRING, 20th-Fox's Central divisi manager, leaves today for Chicago.

JIMMY DURANTE leaves Hollywood this wee for a cross-country personal appearance tour.

HENRY KING, 20th-Fox director, arrived he yesterday for a brief vacation.

LEIGH JASON, Warner director, visiting i the East on a vacation, passed the week-en with his sister, Mrs. Moe A. Silver and M Silver, in Albany. Jason stayed over for the testimonial to Silver last night at the Ten Eyc Hotel.

Sam Lyons Funeral Rites To be Held Today on Coas

West Coast Bureau of THE FILM DAIL

Hollywood—Funeral services fo Sam Lyons, 41, of the A & S Lyon Agency who died Saturday night o heart attack will be held today a the Malinow and Simons mortuary

Lyons had been in agency business 25 years. Born in Russia, he came here as a baby. Surviving are his wife, Joe Lynne, New York actress and a brother, Arthur.

B & K Will Pay $1 Common Div. Dec. 31

Chicago—Balaban & Katz direc tors declared a dividend of $1 on the common stock payable Dec. 31. This makes the total yearly dividend $4, as against $4.50 for the previous year.

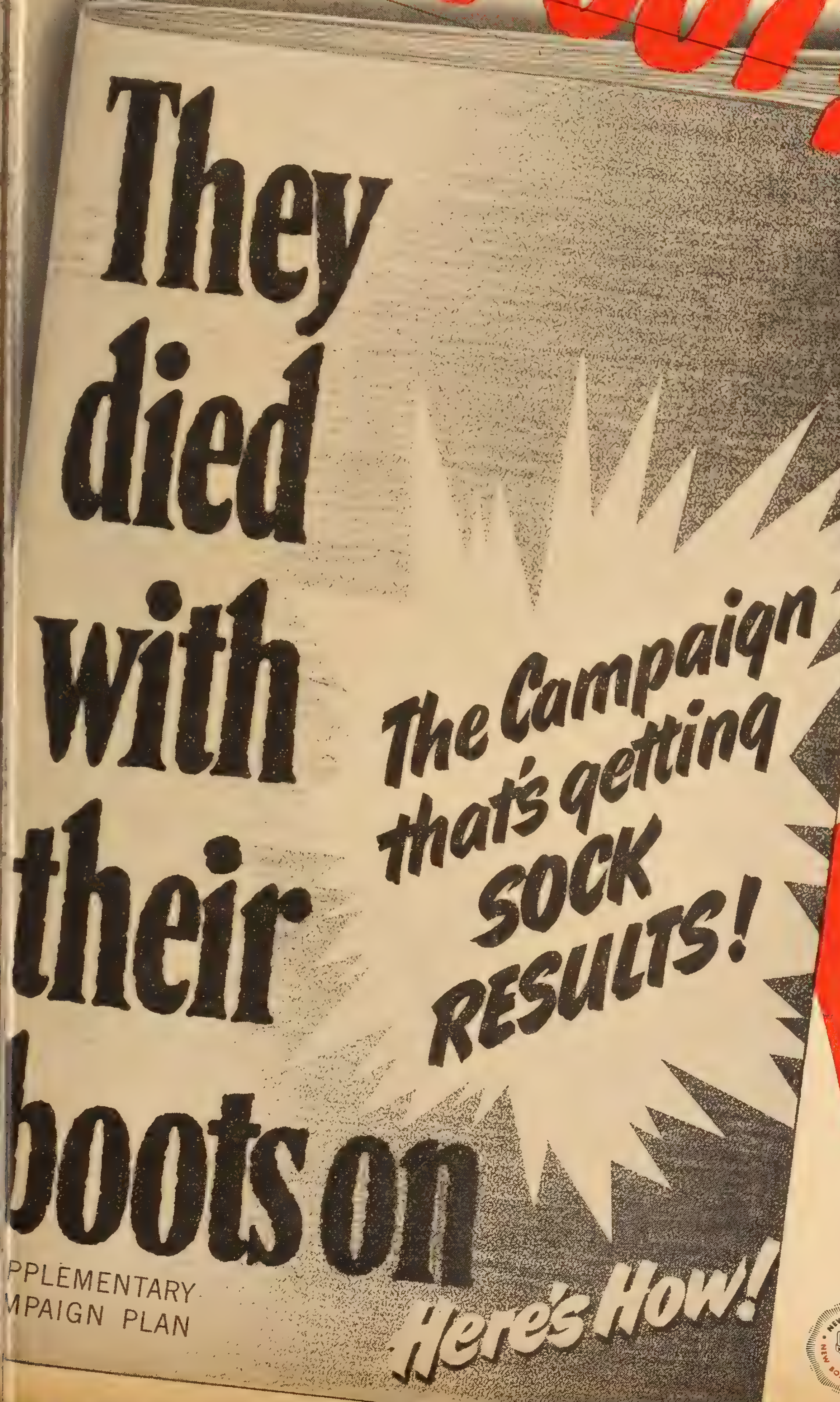
Academy Awards Dinner Will Be Held Feb. 26

West Coast Bureau of THE FILM DAILY

Hollywood — Academy of Motion Picture Arts and Sciences will hold its annual awards dinner on Feb. 26, it was announced yesterday by President Bette Davis.

EXTRA!

JUST OUT!



They died with their boots on

PPLEMENTARY
MPAIGN PLAN

The Campaign that's getting SOCK RESULTS!

Here's How!

HERE'S THAT SOMETHING EXTRA WARNERS PROMISED YOU!

When we announced the now-famous policy on "BOOTS", we said that every Thanksgiving engagement was designed to set up your extended-time New Years dates.

As usual, we meant every word. Here's proof. And it will be proved again when you play the picture . . . . .

Successful Stunts!
Successful Ads!
Successful Ideas!
Already tested, tried and terrific for the year's biggest show!

Get your copy at your Warner Exchange!

NEW SEASON! WB NEW BOXOFFICE HIGHS!

No War-Time Plan For Control of Pix

(Continued from Page 1)

of Government-industry co-operation established for national defense will be continued, with such expansion as circumstances dictate.

With war now raging in the Pacific, however, the film industry will be called upon to play an ever-increasing part in the all-important matter of building national morale, in the opinion of Government officials.

Hollywood, which has generally avoided the production of war propaganda pictures, now can pull all the stops.

Industry "Witch Hunt" Due

As for any resumption of the Senate Interstate Commerce subcommittee's late—and unlamented—industry propaganda "witch hunt," that is out.

The bombing planes that dropped their lethal loads on Hawaii and other U. S. outposts decided that, if indeed it had not already been determined.

It is felt here that the war will have little effect, except possibly at first, on the continued flow of U. S. films to Australia, New Zealand, the Dutch East Indies, etc.

"Washington fully realizes the importance of motion pictures in maintaining morale, and I am satisfied that every shipload of war supplies to our allies in the Far East will contain motion pictures." said Nathan D. Golden, Commerce Department film expert.

Marquee Blackouts Talked

There was some talk in Washington last night of semi-blackouts on the Eastern seaboard, that would darken theater marquees throughout the area, and also on the Pacific Coast. Whether any such action will be taken will depend largely on later developments, it was indicated. Nothing that will keep people away from theaters is expected in Washington.

"The population generally likely will need more in the way of entertainment now than it has before, to take its mind off things, and if anything, theater attendance probably will increase rather than otherwise," one Government official predicted.

Edward J. Dowling
Douglas Fairbanks, Jr.
Mark Hamilton
Bert Sprotte
R. M. Blumenthal

▼ ▼ ▼

● ● ● **ATMOSPHERE of newsreel offices and labs was electric yesterday with determination, spiked with indignation o'er the cowardly circumstances attending the attack upon U. S. possessions and bases in the Pacific by Japan......It was this reaction which spurred both executives and workers, thus accounting for the amazingly swift delivery of newsreel footage, including the momentous address by President Roosevelt, which will be seen and heard on the nation's screens today ......The jobs done by Fox Movietone, News of the Day, Pathe News, Paramount News, and Universal Newsreel, are symbolic of what the Snip-ponese can expect from now until they fold up at the hands of America......**

▼ ▼ ▼

● ● ● *SEVERAL of the local newsreel theaters posted in their outer lobbies flash bulletins taken from teletypes......The crowds around the boards were big all day......And so were the crowds in the houses themselves......From this point on you can look for the mushrooming of newsreel stands, and b.o. bonanzas for extant ones......*

▼ ▼ ▼

● ● ● **NEWS,—SPOT AND SPOTTY:......This militant note creeps outa Lincoln, Neb.: Latest admiral commissioned by Governor Dwight Griswold in the Nebraska navy is Wahoo-born Darryl Zanuck, exec. vice-prexy of 20th-Fox......The Governor held up the commission until assured by Zanuck that he possessed a canoe......Griswold ordered him to stand-by in Hollywood on the ground that there's more water near there. . . . ● Also from Lincoln wafts word that Alvin Hendricks, manager of the Varsity Theater, will henceforth be timid about pic titles ......He sold a department store the backside of 10,000 heralds for $30, on "You'll Never Get Rich"......Next day, the store, in business 54 years, folded. . . . ● Nate Bigelson, who manages the Union (Cleveland, O.) Theater, lost a 25-year-old bet to Moe Koppelman, Universal auditor out of Philadelphia, last week when he married Eva Joffe of Cleveland. . . . ● King Vidor was guest of honor yes'day at the weekly luncheon of the Dallas Tent of the Variety Clubs in the Adolphus Hotel......He stopped over in Austin for several days to participate in ceremonies incidental to opening of a film library by the drama dept. of the University of Texas.**

▼ ▼ ▼

● ● ● *WHAT'S COOKIN':......Herb Kohn of Memphis, new general manager of Malco Theater Circuit, operating in Tennessee and Arkansas, and B. W. Hirsch, also of Memphis, and exec. of the same org., are on a short visit to Dallas to make a survey of Interstate's short subject dept. under Mrs. Besa Short......Malco will put in a similar dept. with Mister Hirsch as its director. . . . ● Wisconsin Alumni Association of New York is honoring Fredric March (nee Frederick Bickel in his undergraduate days) and his wife, Florence Eldridge, at a theater party tonight at the Guild Theater where the stars are appearing in "Hope for a Harvest"......Following the performance, the former Ambassador to Russia, Joseph E. Davies, and his wife, will act as hosts at a reception in their home. . . . ● Frank Smith, manager of the RKO Palace, Chicago, has been named chairman of the amusement end of Mayor Edward Kelly's huge annual Xmas show to be held at the Stadium, Dec. 17......Among the stars who'll be there are Joe E. Brown, Stan Laurel & Oliver Hardy, Allan Jones, Irene Hervey, Humphrey Bogart, Jimmy Durante, Mayo Methot. . . . ● M-G-M got something when they annexed Nancy ("Best Foot Forward") Walker as a player, and she'll hie to Hollywood right after her current footlights engagement......*

« « «   » » »

WB Quarterly Net To Run 50% Ahead

(Continued from Page 1)

Officers of the corporation announced that earnings for the 13-week period ended Nov. 29 would be approximately 50 per cent ahead of the corresponding quarter of [illegible] year, after increased income ta[illegible]. Last year the earnings for the quarter were $1,276,000.

It was also stated that due to the present war conditions the company is not in a position now to state a positive policy with regard to back dividends on preferred stock. Attention of the shareholders was called to the company's success in refinancing maturing debenture issue of $29,400,000 during the past two years. The amount of outstanding debentures has been substantially reduced, it was stated.

Action with regard to back dividends on deferred, which must be paid before common dividends, has been under consideration for some time, but uncertainty as to what may happed in a war economy prevents any move at this time, it was said.

Total of 82,996 shares of preferred stock, of which 82,946 were by proxy, were voted for re-election of the six directors. There are 99,617 preferred shares outstanding. There were 1,591,714 shares of common stock represented in person and by proxy, less than a quorum of the 3,701,090 outstanding. Common stock does not vote for directors due to unpaid back dividends on preferred, but it was pointed out that last March, the company resumed payment of current preferred dividends.

20th-Fox Gets Added Time To File In Pickwick Suit

New Haven—Time in which to file 20th-Fox objections to plaintiffs' interrogatories in the $5,452,575 Pickwick, Greenwich anti-trust suit against the eight majors has been extended by stipulation filed in the U. S. District Court here. Stipulation is entered into by Raymond Hackett as attorney for the plaintiffs, and Edwin P. Morse, for 20th-Fox.

Harry E. Mills Dead

Rochester—Harrly E. Mills, first graphic arts demonstrator for Eastman Kodak, died here.

WEDDING BELLS

Des Moines, Ia.—Maxine Sullivan, cashier at Strand theater will wed Julian Bors of Chicago here Dec. 27.

THE MOST
EXCITING
BEDTIME STORY
EVER TOLD!

FREDRIC MARCH TELL

A Bedtime

WITH **ROBERT BENCHLEY** ★ **ALLYN JOSLYN** ★

Screen play by Richard Flournoy · Story by Horace Jackson and Grant Garrett · Directed by **ALEXANDER HALL**

THEIR EYES MET AT TWILIGHT!
THEIR LIPS MET AT MIDNIGHT!
THEIR LAWYERS MET AT DAWN!
COLUMBIA PICTURES

LORETTA YOUNG

Story

EVE ARDEN ★ HELEN WESTLEY

★ ★ ★ Produced by B. P. SCHULBERG · A COLUMBIA PICTURE

A STORY PRE-TOLD IN 17 NATIONAL MAGAZINES!

LIFE

YOUR CHARM

LOOK

SCREEN ROMANCES

HOLLYWOOD

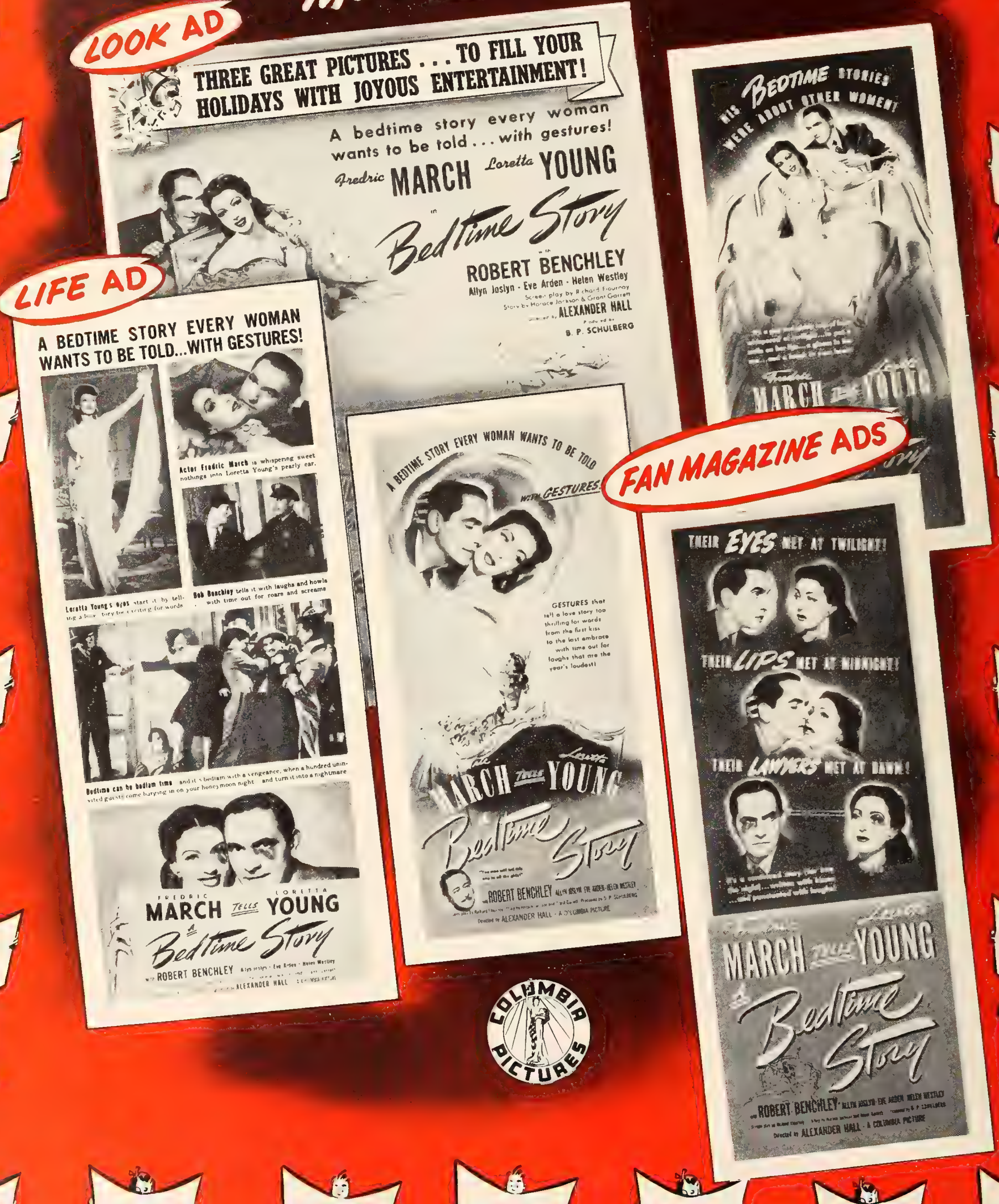
SILVER SCREEN

MOTION PICTURE

SCREENLAND

MOVIE STORY

PHOTOPLAY-MOVIE MIRROR



LOOK AD

THREE GREAT PICTURES . . . TO FILL YOUR HOLIDAYS WITH JOYOUS ENTERTAINMENT!

A bedtime story every woman wants to be told . . . with gestures!

Fredric MARCH Loretta YOUNG in *Bedtime Story* with ROBERT BENCHLEY

Allyn Joslyn · Eve Arden · Helen Westley

Screen play by Richard Flournoy

Story by Horace Jackson & Grant Garrett

Directed by ALEXANDER HALL

Produced by B. P. SCHULBERG

LIFE AD

A BEDTIME STORY EVERY WOMAN WANTS TO BE TOLD...WITH GESTURES!

Actor Fredric March is whispering sweet nothings into Loretta Young's pearly ear.

Loretta Young's eyes start it by telling a love story too exciting for words

Bob Benchley tells it with laughs and howls with time out for roars and screams

Bedtime can be bedlam time and it's bedlam with a vengeance, when a hundred uninvited guests come barging in on your honeymoon night and turn it into a nightmare

FREDRIC MARCH TELLS LORETTA YOUNG a *Bedtime Story* with ROBERT BENCHLEY

Allyn Joslyn · Eve Arden · Helen Westley

ALEXANDER HALL

FAN MAGAZINE ADS

A BEDTIME STORY EVERY WOMAN WANTS TO BE TOLD WITH GESTURES!

GESTURES that tell a love story too thrilling for words from the first kiss to the last embrace with time out for laughs that are the year's loudest!

MARCH TELLS YOUNG *Bedtime Story*

ROBERT BENCHLEY ALLYN JOSLYN · EVE ARDEN · HELEN WESTLEY

Produced by B. P. SCHULBERG

Directed by ALEXANDER HALL · A COLUMBIA PICTURE

HIS BEDTIME STORIES WERE ABOUT OTHER WOMEN!

Fredric MARCH YOUNG

THEIR EYES MET AT TWILIGHT!

THEIR LIPS MET AT MIDNIGHT!

THEIR LAWYERS MET AT DAWN!

MARCH TELLS YOUNG a *Bedtime Story*

with ROBERT BENCHLEY ALLYN JOSLYN · EVE ARDEN · HELEN WESTLEY

Produced by B. P. SCHULBERG

Directed by ALEXANDER HALL · A COLUMBIA PICTURE

COLUMBIA PICTURES

SCREEN LIFE

SCREEN GUIDE

MOVIE-RADIO GUIDE

MOVIE LIFE

MOVIES

MOVIE STARS' PARADE

MODERN SCREEN

PRINTED IN U.S.A.

Cables Clogged, No Word of Pix Reps. in Far East

Most Tokyo Reps. are Not U. S. Citizens but in Same Predicament as Americans

(Continued from Page 1)

cable lines, the foreign managers were uninformed as to the status of their personnel.

[illegible] Tokyo, the UA manager, Lewis Pepperman, is the only American citizen. N. Shathin, Warner Bros., William Aurich, Columbia, E. F. Johannsen, M-G-M, W. G. Schwartz, 20th-Fox, are of other nationalities but are in the same predicament. Paramount has maintained a skeleton Japanese sales staff while RKO and Universal recently shut down their offices there.

Far East managers were unheard from in many cases. Arthur G. Doyle, who was the 20th-Fox supervisor, was supposed to have left Manila last week for the United States. Alf Daff, Universal, was last heard of in Tokyo. Harold Dunn, Warner Bros., is either in Manila or Tokyo and Lew Britton, RKO, is either in Manila or the Dutch East Indies. James Perkins, Paramount, is in Manila. Columbia's supervisor, Nick Perry, headquarters in Australia, and M-G-M's J. D. Berman in Shanghai.

The Shanghai Lineup

The Shanghai lineup finds 20th-Fox represented by T. E. Lopato, UA by Alfred Katz, RKO by Floyd Crowder, Universal by B. Palmertz, and Warner Bros. by A. L. Kaplan. Paramount and Columbia have Chinese heading their sales organization in China.

Standing by in Manila are I. Korn, M-G-M; Charles Core, UA; Dan Lederman, 20th-Fox; Cliff Almy, Warner Bros.; George Kollman, RKO; Ed Goldman, Columbia; Floyd Henry, Paramount; and L. DePrida, Universal.

At Loew's foreign department yesterday, some anxiety was expressed over Maurice "Red" Silverstein, heading Metro's South Seas division with headquarters in Singapore. Silverstein, a native of Syracuse, sailed from Frisco on the SS Mariposa on Nov. 14 with his bride, the former Betty Bryant, Australian actress. They had spent several months' leave in the U. S.

Others in Danger Zone

Others in the danger zone of Singapore are Max Baker, UA; E. Moses, Warner Bros.; A. C. McIver, RKO; J. A. Groves, Para.; J. D. McElhinney, 20th-Fox; K. H. Tann, Universal; and Nonee Sen, Columbia.

Morey Marcus, UA's general manager in China, and Charles Maver, 20th-Fox Far East Supervisor, were on the President Polk which sailed from San Francisco Saturday. The Dollar Line boat was called back on Sunday and the pair will probably return to their home offices for further instructions.

SUGGESTS "OSCAR" FOR PETTIJOHN

Mrs. Eleanor Roosevelt "Nominates" MPPDA General Counsel for Special Academy Recognition

Charles C. Pettijohn, general counsel of the MPPDA, was "nominated" for a special Academy award by Mrs. Eleanor Roosevelt, wife of the President, in her syndicated column, "My Day," which appeared Saturday in the N. Y. World Telegram and other newspapers.

Mrs. Roosevelt wrote:

C. C. PETTIJOHN

"Yesterday I happened to meet an old friend, Charles Pettijohn. I had not seen him since he brought the movie stars to lunch with us for the President's birthday party last year. I was grieved to learn that he had been in the hospital, but he certainly looks well now, and no one would suspect that he had had an illness.

"Meeting him reminded me that a friend has suggested to me that the Academy of Motion Picture Arts and Science might extend its consideration for awards, which are usually given to producers, actors, writers and directors. They might recognize the fact that, for a quarter of a century, Mr. Pettijohn has been preaching all over this country freedom of expression and, therefore, freedom of production for the stage and screen.

"He has, however, emphasized as well, that all freedom brings responsibility. That if the stage and screen are not to be censored, then they must not abuse the privilege and must use their mediums for better education and for a general raising of standards as to artistic and moral values.

Metro Accepting No More '2-Faced Woman' Playdates

M-G-M is accepting no further playdates beyond those already made for "Two-Faced Woman," it was learned yesterday.

According to J. Robert Rubin, Loew's vice-president and general counsel, the company is conferring with the Legion of Decency in order to reach an understanding for revision of the picture.

"We are working with the Legion of Decency," Rubin said, "to satisfy them in regard to the criticism and suggestions they have made for the revision of 'Two-Faced Woman' and we have asked our sales organization not to accept playdates beyond those already made until further notice."

Niagara Falls Exhib. Cancels Garbo Picture

Niagara Falls—Hayman's Cataract has cancelled "Two-Faced Woman" scheduled to open next Friday despite possibility of a short run prior to its national withdrawal from revision. Shea Theaters Inc., Buffalo, previously had cancelled the Garbo film.

Ban Booms Garbo Pic Biz In Conn. Cities and Towns

New Haven — "Two-Faced Woman" had an SRO opening here, with undeniable evidence that curiosity of the public has been piqued by the ban in other cities. Although a local church group registered protest, the picture was permitted to play in Connecticut towns and showed excellent grosses. Waterbury held over from four days to a week, and Hartford held over an extra week.

Milwaukee Trims Garbo Pic, But Oshkosh Plays It Uncut

Milwaukee—Although deleted in spots by the Motion Picture Commission here, "Two-Faced Woman" was advertised in Oshkosh as having "nothing deleted, not a line changed."

Mayor Zeidler announced that representatives of the film industry in Milwaukee had pledged 100 per cent co-operation with his program of previewing any picture whose moral level is questioned by the Better Films council, the Legion of Decency or similar organizations.

Baltimore Hears Garbo Pic To be Cut for Nabe Runs

Baltimore—It is reported that the controversial Garbo picture, "Two-Faced Woman" will have several scenes eliminated when the picture goes into its neighborhood runs here. Picture was originally passed by the Maryland State Board of Censors without cuts.

Catholics of Brooklyn Diocese in Film Pledge

All Catholic congregations in the diocese of Brooklyn, Sunday renewed the pledge not to patronize films which "glorify vice," inculcate false values and show "wrong triumphant," as suggested by Bishop Thomas E. Molloy in a pastoral letter.

Legion of Decency pledge generally will be taken in all Catholic churches next Sunday.

Studio Rushing War Pictures Into Work

(Continued from Page 1)

declaration of war against Japan. Release date, in one instance, is being advanced on picture already completed.

"Business as usual" will be the rule at 20th Century-Fox until the Government or war conditions bring a change, said William Koenig, general production manager. He stated that a little over a year ago the Government made a survey of all film technicians with an eye to their value in civilian defense and military work. So far no one has been called upon although eventually it is possible there will be a shortage of film craftsmen.

Permits for possession of machine guns in the studio arsenal were revoked and army picked them up yesterday.

Emergency Safety Committee

An emergency safety committee meets today to establish procedure in event the studio is bombed. War catches 20th-Fox in the heaviest production schedule in its history, but to date only immediate change will be realignment of the police department.

The studio has brought "Secret Agent in Japan," original story by John Larkin, and will place it is production Jan. 2, with Sol M. Wurtzel as executive producer. Irving Pichel will direct and George Sanders may be given the lead.

Twentieth-Fox has a camera crew of six in Honolulu to shoot backgrounds for "To the Shores of Tripoli" headed by Director James Havens and Chief Cinematographer Harry Jackson. No word has been received from the crew hich arrived in Honolulu Dec. 2 and was due to leave Dec. 15.

Paramount received permission to fly five private planes to the High Sierras 90 miles East of Sonoca for war scenes for "For Whom the Bell Tolls." Director Sam Wood has been on location with several hundred extras and crew members for a few weeks.

Paramount barred 30 of its regularly employed Japanese janitors and gardeners pending instructions from the Government. It added 20 new policemen.

At Other Studios

RKO will rush "The Bombardier" into production within 10 days and expects to advance its release date on "Call Out the Marines" starring Victor McLaglen and Edmund Lowe to January instead of March.

Universal reported it will place three new pictures in production this week as originally scheduled while M-G-M, Warner Bros. and Columbia reported the normal production plans.

Warners will use extra precautionary measures to establish vigilance around its various technical departments and water towers.

450 Honor Silver At Albany Dinner

Albany, N. Y.—More than 450 film biz friends of Moe Silver, formerly WB zone manager here and recently promoted to the Pittsburgh zone, paid tribute to the popular Warner Theaters executive here at the Hotel Ten Eyck last night.

Silver, installed earlier in the day at the Variety Club luncheon as Tent Nine's first chief barker, was presented by Si H. Fabian of New York, chairman of the testimonial, with a desk set, scroll and motion pictures of the entire affair in 16 mm. setting. The proceeds of the dinner above expenses were also presented to Silver, who turned them over in their entirety to the Varietly Club for its charitable ventures.

Gov. Herbert H. Lehman, called to New York by pressing state affairs, was represented by his secretary, Walter T. Brown. Jimmy Walker, former Mayor of New York, was emcee. Speakers included Attorney General John J. Bennett, Mayor Herman Hoogkamp of Albany; A. J. McDonald, publisher of the Knickerbocker News and the following film figures: Joseph Bernhard, Harry Kalmine, George J. Schaefer, Neil Agnew, Si Fabian, C. J. Latta, Jack Cohn, E. K. "Ted" O'Shea, Joseph Vogel, Ned E. Depinet, John H. Harris and Robert J. O'Donnell of the Variety Club; Admiral Yates Stirling, Jr., J. Meyer Schine, Louis Schine, Lou Golding, Herman Robbins, Jack O'Connor, Sam Rosen.

Special parlor cars containing friends of Silver entrained from Cleveland, Pittsburgh and Buffalo, while a Moe Silver special pulled in from New York at 6:55 p.m.

New Yorkers present included in addition to those named:

Clayton Bond, Frank Phelps, Sam Morris, Leonard Schlessinger, Harry Goldberg, Jules Girden, Harry Kaplowitz, Roy Haines, Arthur Saxon, Ben Worth, Max Brockman, E. J. Ullberg, Louis Kaufman, W. Stewart McDonald, Harry Mayer, Harold Rodner, Frank Damis, Mort Blumenstock, Joseph Feldman, Jack Shea.

Also, Jay Bernison, Ben Amsterdam, Edward Goldstein, Al Reid, Clarence Hill, Charles O'Reilly, Ben Sherman, E. C. Grainger, Al Manheim, John Turtletaub, Abe Rachlin, Joe Vogel, Herman Robbins and Harry Seed.

Among the out-of-towners were: Joseph Feldman, Ira Cohen, Pete Dana, Jim Balmer, Buck Stone, Herb Greenblatt, Jack Maloney, Harry Yund, Pittsburgh; Jack Berkson, Phil Fox, A. C. Hayman, Ralph Crabill, Sid Samoson, Elmer Lux, Ralph Maw, Buffalo; Bob McDonald, Dallas; I. F. Hoffman, George Lynch, Bernie Mills, Seymour Morris, Ralph Pielow, Budd Rogers, William Smalley, Joe Unger, Myron and Sid Kallet, Bernie Granze, Jules Levy, Morris Wolf.

TO THE COLORS!

Cleveland—Proctor Jones of the Warner theater publicity department, has enlisted in the air corps.

WB Drive to Open on Dec. 21

Will Run 16 Weeks; $25,000 in Awards Set

(*Continued from Page 1*)

weeks, ending April 11, it was learned yesterday.

Campaign will be dubbed "Vitagraph's Drive of Champions."

Benjamin Kalmenson, Warners nual stockholders meeting here yesterday.

sales chief, in a telegram to all district and branch managers, advised that $25,000 in prize money will be distributed among the four winning district managers and the 10 branches making the best showing for the full 16-week period.

Rules under which the awards will be made and quotas for the various branches will be forwarded to all WB managers this week.

SPG Volunteers Services To Civilian Defense Offices

(*Continued from Page 1*)

tions in telegrams sent yesterday by Prexy Joe Gould to the Office of Civilian Defense, the Office of Emergency Management and the Office of Defense Information.

The Guild placed itself at the disposal of these organizations following a special luncheon meeting of the union's National Defense Committee and unanimous approval by the Guild's home office units.

Text of the message follows:

"I have been authorized by the Screen Publicists Guild of New York, which comprises skilled publicists and exploiteers with excellent contacts on newspapers, magazines and radio, as well as advertising and poster artists, to place our collective talents at the disposal of your committee to assist in the education of the American public to the important activities and contributions of your committee to the defense of our nation. An authorized representative of our union is prepared to call on you to discuss methods by which our services can be placed into effect immediately."

New SFD Rate Schedule Approved by State PSC

Albany—Under an amendment to the tariff of State Film Delivery, Inc., New York, N. Y., filed with and approved by the Public Service Commission, present weekly contract rates between New York and points in Columbia, Dutchess, Greene, Orange, Putnam, Sullivan, Ulster and Westchester county, between Albany and points in Columbia, Greene, Sullivan and Ulster counties are cancelled, and new rates are put into effect as of Dec. 5, on a per item basis.

The new rates will effect increases or decreases, according to the number of items carried.

New Auxiliary Will Implement "Fighting Fund" of N. Y. SPG

A plan for implementing the New York SPG's "Fighting Fund" was one of the highlights of the first meeting of the union's newly-organized Auxiliary at the Hotel Piccadilly late last week.

Auxiliary meeting also set up a National Defense Committee and sent a resolution to Senators Wagner and Mead of New York urging them to oppose the anti-labor Smith Bill and any other proposed legislation of this type.

Principal speaker at the meeting was Mrs. Mabel Pollock, president of the New York Newspaper Guild Auxiliary.

Silver Installed; Turns Over Reins to Goldberg

Albany—Tent Nine, Variety Club's first officers, were installed here at a luncheon in the Ten Eyck Hotel yesterday as 150 guests, many of them in town for the Moe Silver testimonial banquet last night, applauded completion of the reorganization procedure. On hand to make the installations were John Harris of Pittsburgh, national president of the Variety Clubs, and James G. Balmer.

Silver, now zone manager of Warner Theaters in the Pittsburgh area, was lauded for his work as head of the temporary committee which brought a Variety Club into being in this territory. Installed as the club's first chief barker, Silver announced that he was turning the reins over to Louis R. Golding, Fabian Theater divisional head, who had been named first assistant barker, inasmuch as his duties in the Pittsburgh area would preclude his serving in Albany.

Installed along with Silver and Golding, who automatically moves up to chief barker, were Clayton G. Eastman, Paramount branch manager, assistant barker; Herman Ripps, M-G-M branch manager, property master; Charles A. Smakwitz, Warner Theaters district manager, dough guy; and Si. H. Fabian, Fabian Theaters, J. Meyer Schine, Schine Circuit, Gloversville, Moe Grassgreen, 20th Century-Fox branch manager, William Smalley, Smalley Circuit, Cooperstown; Sam E. Arnowitz, Albany film attorney and Fred I. Archibald, publisher, Albany Times-Union as canvassmen.

Arbitration Results Meager—Kuykendall

The arbitration system set up as a result of the New York consent decree has thus far achieved only "meager" results, Ed Kuykendall, MPTOA prexy, declared in a bulletin released here yesterday.

Kuykendall, branded the decree "the light that failed," and asserted that "the stability of supply, economies and price advantages of quantity or wholesale buying are largely destroyed by the new system" (of selling under the decree).

In his criticism of the arbitration setup, Kuyknedall declared:

"One important advantage of commercial arbitration, denied to us in the decree arbitration system, is the hearing before a "friendly court" composed of those who by personal experience, occupation and training understand the business and the subject matter of the complaint, and thereby are in a position to render an intelligent final decision on its merits without delay or unnecessary expense, employment of counsel to argue the complaint, or appeals to New York for a final decision.

"No organized effort is provided to adjust complaints by voluntary agreement prior to fighting it out before the arbitrator, with the exhibitor's lawyer matching wits and arguments with counsel for the distributors and for the other exhibitors. The numerous restrictions in the decree on jurisdiction of the arbitrator, on what complaints can be arbitrated, what exhibitors can arbitrate, what relief can be provided if you win, the uncertainties of appeal on every decision, the cost of fees, transcripts, briefs, and of virtually indispensable legal advice and counsel, discourage the use of this arbitration in place of a lawsuit. The results achieved to date are indeed meager. . . .

"Instead of quick, inexpensive method of adjusting complaints, the record indicates that decree arbitration is really slow, uncertain and costly to the industry as a whole, little better than court procedure in any respect, and that the grievance is liable to wind up in court anyhow. The complaints arbitrated are confined almost entirely to clearance and run, but a fair comprehensive zoning plan is impossible to establish by arbitration."

OUT OF UNIFORM

Chicago — Bob Haley, formerly publicity manager for RKO Palace here, has been mustered out of Army service and is now in Kansas City, where he is handling publicity for the Orpheum theater.

No 'Play it Our Way' Attitude at Unity Meeting

Pre-Conference Talks Devoted Mainly to The Exchange of Ideas

(Continued from Page 1)

mainly to exchanges of ideas. It is reported that Harry Brandt, ITOA president, will urge the "one big exhibitor organization" idea. Brandt met yesterday with a group of PCC representatives at the Drake Hotel. The PCC has a 14-point program previously published but it will not insist on the plan if a better one can come out of the meetings.

Scope of today's all-industry unity conference in Chicago will be expanded in the light of the American-Japanese war, it was indicated last night as Paramount's delegation—Barney Balaban, Neil Agnew, Austin Keough and Claude Lee — entrained for the Windy City. The Paramount execs. are prepared to advance a program that will stress unity not only in the trade but in the national all-out war effort.

At Brandt-PCC Parley

Present at the sessions with Brandt were Leo Wolcott of the Iowa-Nebraska unaffiliated organization; Myron Blank of Des Moines; John Rugar of Intermountain Theaters Association; Robert Barton, MPTO of Virginia; Robert Poole, Jack Berman, Robert White, L. O. Lukan, Rotus Harvey, W. Byron Bryant and William Crocket, all of the PCC.

Abram F. Myers, Allied general counsel, met with his conference committee, throughout the day. Myers said his group would urge the seven points for unity discussed in recent bulletins, but that Allied, too, would go into the huddle today with an "open mind" and be willing to co-operate on any scheme that will create unity within the business. Myers met with Sidney Samuelson, Jack Kirsch, Col. H. A. Cole, Roy Harrold, Martin Smith and Ed. Peasley.

Peasley led a Northwest Allied delegation of approximately 25 persons who met separately and discussed plans for submission today.

Attending MPTOA Conference

Ed. Kuykendall, MPTOA president, arrived late yesterday afternoon and immediately called together members of his Executive Committee, including Fred Wehrenberg, St. Louis; Max A. Cohen, New York; Oscar Lam, Rome, Ga.; and Rotus Harvey, San Francisco. Lewen Pizor of Philadelphia, was grounded en route to Chicago. Arthur Lockwood is due in from Boston to-

Kuykendall said the unity plan was not a new idea with MPTOA and that such a setup had been urged for the last eight years. It took the "mess" created by the consent decree to bring the industry into line, he said. "We've preached unity for years," he continued, "indicating that co-operation could not be obtained until it was almost too late."

Indications are that Jack Kirsch, Illinois Allied prexy, will preside as temporary chairman when the general conference gets under way this afternoon. Distribution executives arrive this morning.

F & M Radio Show Has Ex-Follies Girl

St. Louis—F & M theaters here are supplementing their newspaper advertising with a twice-a-week air program via KXOK, the Star-Times station. The program features Lynne Castile, a former Ziegfeld Follies girl.

Tagged as "St. Louis Movie Fan No. 1" the 15-minute program consists of a resume of current and forthcoming pictures billed by the F & M houses.

Theaters at Government's Command, MPTOA Board Declares in Its Pledge of Support

Chicago—MPTOA's board members yesterday pledged the support of the organization and its theaters to the Government and will make its theaters available for any function called upon them for war purposes. Allied and other groups are expected to take similar action here today.

Film Hawaiian Bombing; No Way to Ship Newsreels

(Continued from Page 1)

the films to this country, it was learned yesterday. All the companies have applied to the Navy Department for permission to charter a plane to bring the footage over since all Clippers have been commandeered by the Government.

It was also learned that the newsreel companies have applied to the Navy and War Departments to place the cameramen on war correspondent basis. Should the Army and Navy agree it might mean the cameramen would become officers and the newsreels would have to pool their footage as it is done in Great Britain.

All companies rushed special releases to the theaters yesterday afternoon with background material on the war. Paramount News claimed to be the first to reach the Embassy at noon. Last night the newsreels were preparing special releases on the President's address.

Atlanta Exhib. to Give Profits to the Red Cross

Atlanta—Danny Demetry, operator of the Emory Theater in Atlanta, announces in a large ad in the Constitution for this morning that all profits from the operation of the theater will be given the American Red Cross for an indefinite period.

With the nation at war, Demetry said he thought private citizens should not think of profits and that the money thus raised for the Red Cross may help relieve suffering and aid in final victory.

Kent to Speak at Cuban Convention of 20th-Fox

(Continued from Page 1)

ter J. Hutchinson, vice-president in charge of foreign sales. It was said yesterday the war would not interfere with plans for the meeting which will be held Feb. 9.

Branch managers from all the company's offices in Central and South America and in the Caribbean zone will attend the annual convention at which Hutchinson will preside.

Pete Wood's Mother Dies

Columbus, O.—Mrs. Elizabeth Lillian Wood, 79, mother of Pete J. Wood, secretary of the ITO of Ohio, died here after a long illness.

Schine Trust Suit Trial Set for Mar. 3

(Continued from Page 1)

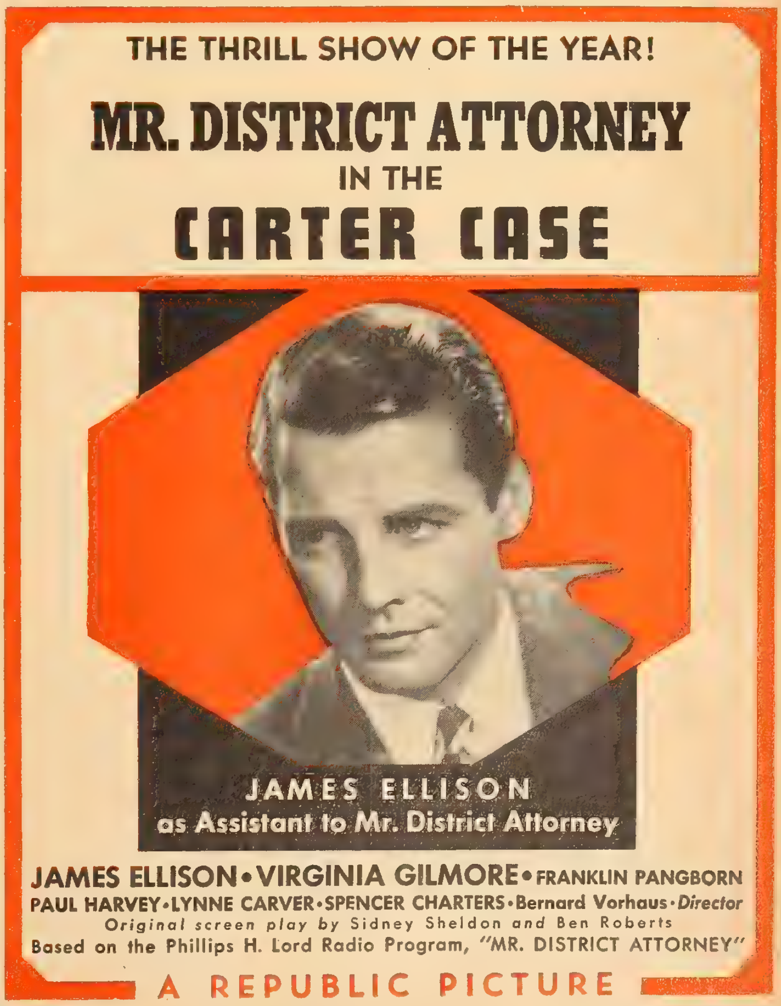
yesterday after Seymour Simon, special assistant U. S. Attorney, moved that the case be set for trial sometime after Jan. 15. Simon said the trial probably will last two months.

Judge Knight allowed Columbia Pictures Corp., United Artists Corp. and Universal Pictures Co., Inc., until Jan. 15 to file answer to the Government's interrogatories in the Schine case propounded Feb. 13 last.

In moving for trial Simon said the Government will be ready any time after Jan. 15. Willard S. McKay of New York, Schine attorney, vigorously opposed a January or February start, insisting the defense would not be able to prepare for trial before March 1.

After discussion between opposing counsel and the Court, Judge Knight set the March 3 date for the trial in equity without a jury.

Louis Frohlich of New York represented Columbia and Benjamin Pepper appeared for United Artists and Universal.



THE THRILL SHOW OF THE YEAR!
MR. DISTRICT ATTORNEY
IN THE
CARTER CASE
JAMES ELLISON
as Assistant to Mr. District Attorney
JAMES ELLISON • VIRGINIA GILMORE • FRANKLIN PANGBORN
PAUL HARVEY • LYNNE CARVER • SPENCER CHARTERS • Bernard Vorhaus • Director
Original screen play by Sidney Sheldon and Ben Roberts
Based on the Phillips H. Lord Radio Program, "MR. DISTRICT ATTORNEY"
A REPUBLIC PICTURE

M. P. PROD DIST
21ST FL
28 W 44ST
N Y C

U.S.-Jap War Dislocates Far Eastern Pix Market

10,000,000 Yen Due American Distribs. Estimated To be 'Frozen' in Nippon

Japanese war has severely dislocated the Far East market worth about $6,000,000 to the major companies, a checkup revealed yesterday. Loss of the market, it was estimated, would mean a further shrinkage in the total foreign grosses of approximately six per cent.

Japan has long been a shell of its former self, as far as the majors were concerned. Rigid monetary and quota restrictions imposed by the Nipponese have made that market sterile. The companies in the past few years merely went through the motions and maintained skeleton staffs to protect what interests they had.

In Dark Over China, DEI

Foreign managers were frankly in the dark over China, Singapore, the Dutch East Indies and the Philippines. Shipments of films to those territories have been tapering off and it was established that none will be made until the situations is clarified.

Where the companies are functioning in the Far East, business is due to suffer because of military regulations, bombings and blackouts, it was pointed out.

Estimates vary but it is said the companies have about 10,000,000 yen frozen in Japan. The money placed in escrow in the Yokohama Specie Bank is considered safe. Yesterday the companies received the second payment of the total amount of $900,000. There are two more to be made.

Loew's and Universal Set Christmas Bonuses

(*Continued from Page 1*)

Christmas bonuses for their workers.

Some 5,800 employes in Loew's theaters, exchanges, the home office and Station WHN will receive gifts similar to the bonus distribution of last Christmas.

Employes receiving not more than $40 a week who have been employed for a year will get two weeks' salary, the bonus not to exceed $50. Those receiving not more than $40 who have been employed for six months will receive a week's salary, not to exceeed $25.

A Christmas bonus of one week's salary to employes in the home and branch offices receiving $40 or less weekly has been voted by Universal's board of directors, Prexy N. J. Blumberg said.

A similar benefit, in different form, is to be made to the studio personnel. It will be a donation in lump sum to the Universal City Club, studio employes own benevolent organization, which for years has provided financial assistance to employes in such emergencies as family bereavement, serious illnesses or accidents.

Pix's Pledge of Service, Support Wired President

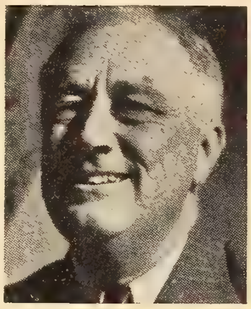
To the President by telegraph late yesterday went two significant industry pledges, one filed by Will H. Hays, MPPDA prexy, the second by George J. Schaefer, chairman of the Motion Picture Committee Co-operating for National Defense.

In the first, Hays transmitted this resolution, adopted yesterday by the MPPDA board:

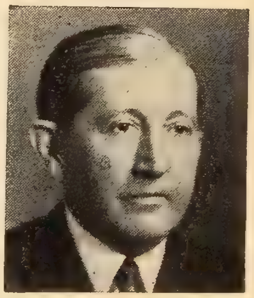
"The Motion Picture Producers and Distributors of America hereby pledge our service and support to the President and the Nation, and reiterate our resolve to maintain the continued flow of wholesome entertainment as an essential contribution to military and civilian morale and to the national spirit."

Text of Schaefer's telegram follows:

"The motion picture committee co-operating for national defense, representing more than 12,000 theater operators and the artists, producers, distributors, newsreels and trade press reaffirms pledge of all possible service to you, the National Government and the people of the United States in this emergency."



THE PRESIDENT



WILL H. HAYS

Nat'l Gross Even on War News

Box Office Off 25-50% Drop in Met. New York

(*Continued from Page 1*)

per cent drop in receipts, a check yesterday showed.

A report from the key centers of affiliated circuits revealed that the box-office held up "remarkably well" in face of the epoch-making news. Wherever there was a drop, and that ranged to as much as 10 per cent in some cases, circuit operators were inclined to attribute it to product.

Broadway managers said business was normal until 5 p.m., and after that the decline was only a perceptible one.

Throughout the metropolitan area, the picture was altered. Loew's stated they were "considerably affected." A spokesman for the Skouras circuit said business dropped 25 per cent after five o'clock.

William Brandt said the matinees Sunday "were terrific, even at the vaudeville houses." He estimated however, that receipts were off as much as 50 per cent for the evening shows.

Word from Minneapolis blamed whatever box-office decline there was on the snow and sleet rather than on the news of the start of the war between Japan and United States. Chicago reported business off at both the theaters and the night clubs. Philadelphia likewise was bearish on the box-office.

Detroit Pix Biz Off 33½ to 50% Sunday

Detroit—Reaction to war news Sunday was a drop of 33½ to 50 per cent in the day's business as patrons turned to radio for news instead. The downtown trade was off less because of attracting crowds.

Immediate exhibitor reaction here was that actual war will mean ultimately increased employment and steady business as workers seek relaxation from longer hours, with probability that many houses will adopt matinees or unusual hours to meet demands of workers on shifts in defense plants. None are optimistic or expect any real boom, however.

Atlanta Houses Feel Slump; War News Keeps Public Home

Atlanta—Box office receipts Sunday night and yesterday at downtown Atlanta theaters felt a slump as patrons stayed home to listen to news flashes.

The war brought a slight slump just as theaters were given the go signal from the OPM again to light their marquees as the power shortage was over.

Theaters on Sunday interrupted programs to announce the bombing of Hawaii, and later to inform all service men they had been ordered to report to their stations immediately. Later sale of tickets to soldiers were stopped as they were headed back to camp from the box-office.

Coast Production Up As 14 More Get Gun

West Coast Bureau of THE FILM DAILY

Hollywood—Production speeds in Coast studios this week as 14 more features get the starting gun. Metro, with 10 shooting, and 20th-Fox, with nine, are the most active.

The checkup:

At Columbia: Four shooting, including "Canal Zone," drama, with Chester Morris, John Hubbard, Harriet Hilliard and Forrest Tucker. Lew Landers directing for producer Colbert Clark; "Blondie Greets a Guest," comedy drama, with Penny Singleton, Arthur Lake, Larry Simms. Director Frank Strayer and producer, Robert Sparks.

At M-G-M: Ten shooting, including "Then There Were Two," scientific crime yarn, with Marsha Hunt, Van Heflin, Lee Bowman and Irene Rich. Fred Zinnemann directing for producer Jack Chertok; "Courtship of Andy Hardy," comedy drama, with Mickey Rooney, Lewis Stone, Fay Holden, Cecelia Parker, Donna Reed, Ann Rutherford, Sara Haden and Lewis Howard. George Seitz directing; "Tarzan Against The World," adventure drama, with Johnny Weissmuller and Maureen O'Sullivan and John Sheffield.

At Monogram: Three shooting, including "Below the Border," a Buck Jones-Tim McCoy-Raymond Hatton western. Howard Bretherton directing for producer Scott Dunlap; "Frontier Law," sixth of the Tom Keene westerns with John Trent and Sugar Dawn featured. Robert Tansey producer-directing.

At Paramount: Eight shooting.

At PRC: Jed Buell producing "Broadway Big Shot," drama, with William Beaudine directing.

At Republic: Three shooting.

At RKO-Radio: Five shooting.

At 20th Century-Fox: Nine shooting, including "The Night Before the Divorce," from a play by the same name. Leads are Joseph Allen, Jr., Lynn Bari and Mary Beth Hughes. Ralph Dietrich producing.

At United Artists: Three shooting, including Hal Roach's "Cubana," musical, with Marjorie Woodworth, George Givot, Claudie Drake and Bill Marshall. Director, George Archainbaud; "About Face," drama, with William Tracy and Joe Sawyer. Kurt Neumann directing.

At Universal: Five shooting, including "Mystery of Marie Roget," an Edgar Allen Poe yarn, with Phil Rosen directing for associate producer Paul Malvern; "Ghost of Frankenstien," melodrama, with Erle C. Kenton directing for associate producer George Waggner; "Drums of the Congo," drama, with Christy Cabanne directing for associate producer Henry MacRae.

At Warners: Five shooting.

Rites Held for Wilson, Television Engineer

Funeral rites were held here yesterday for John Charles Wilson, 32, internationally known television engineer, who died at his Bayside, Queens, home late last week of Hodgkin's disease. A native of London, Wilson was first associated with Baird Television Development Co. in England, coming to this company in 1936 to join CBS. A year later, he became associated with Hazeltine Service Corp. His widow survives.

DO NOT REMOVE

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

L. 80, NO. 114 NEW YORK, WEDNESDAY, DECEMBER 10, 1941 TEN CENTS

NAME UNITY PLAN STEERING COMMITTEE

Nation's Theaters Take War Problems in Stride

President's Radio Speech Receives Greatest Coverage in New York's Theaters

With air raid warnings sounded on both the East and West Coasts, and with blackouts in effect in many cities and smaller communities, the American film industry yesterday and last night grimly went about its business.

Such inevitable war-time manifestations as slumping grosses, the perfection of plans for safety of both personnel and patrons, and the prob-

(Continued on Page 5)

N. Y. Theaters Meet "Air Raid" Test

Complete preparedness of New York film theaters to meet exigencies growing out of an air raid on the city in the present war was demonstrated during yesterday's practice raid" (for some hours believed a real raid, but later officially called phony) which took place at 1:25 p.m. Every picture house had

(Continued on Page 4)

Metro's South Seas Rep. Reported Safe in Sydney

Maurice "Red" Silverstein, Metro's South Seas division manager, with headquarters in Singapore, and his bride, Betty Bryant, Australian ac-

(Continued on Page 8)

Extend Period for Browne-Bioff Appeal

Minutes of the Browne-Bioff trial total 2,180 pages, it was disclosed yesterday in the Federal Court, when Martin Conboy, defense attorney, obtained an order from Judge John C. Knox extending the time to file necessary papers for appeal until Feb. 10, next. The Court also extended the term of the court for an additional one-year period to continue jurisdiction over the appeal.

Browne has paid the $20,000 fine imposed upon him in addition to his prison term.

UNITY MEETING A PEACE PARLEY

It is Not a "Disarmament Conference," Says Myers

Chicago—In his opening address at the all-industry unity parley yesterday at the Blackstone Hotel, Abram F. Myers, Allied's general counsel and board chairman, said that "there may be some disappointment that Allied has arranged this meeting without having a concrete plan, complete in all details, to submit." But, he added, there would have been even greater criticism had Allied prepared cut-and-dried plan to be signed on the dotted line. Myers said that Allied members had indicated clearly that they are unwilling at this time to merge their association into any other organization so it cannot

(Continued on Page 7)

Boston's Theaters At Gov't Service

Boston — Boston's theaters will carry on as usual. In fact, additional efforts will be made to entertain, for the Public Safety Committee has urged that all amusement places do their part in keeping up the morale of the public in this East Coast seaport.

Yesterday's air raid warning (later

(Continued on Page 5)

Iowa's Leo Wolcott Resolution Recommends Consent Decree be Vacated—Sidney R. Kent, in Letter, Urges Industry Go Back to Old Methods of Selling Films

By **AL STEEN** *FILM DAILY Staff Writer*

Chicago—A steering committee which will set up the machinery for establishing a unity program for the industry was appointed yesterday at the all-industry meeting at the Blackstone Hotel.

The committee which will report its findings to the general session today, is composed of H. A. Cole and Sidney Samuelson, representing all Allied; Ed Kuykendall and Max A. Cohen, representing MPTOA; Tom Connors and Neil Agnew, representing the consenting distributors, and Steve Broidy, representing the non-consenting distributors.

A resolution proposed by Leo Wol-

(Continued on Page 8)

Blocked Coin Calls Milliken to Capital

Recent edict of the Treasury Department cancelling permits of the American film companies for the withdrawal of approximately $300,000 in blocked funds sent Carl Milliken, acting head of the MPPDA's foreign department, to Washington to determine whether ban can be lifted.

Coin from such countries as Denmark, Roumania and French Indo-

(Continued on Page 4)

Nick and Weston May Ask Supreme Court Re-hearing

St. Louis—Motion for a re-hearing by the U. S. Supreme Court of its refusal to review the action of the Circuit Court of Appeals in affirming the conviction of John P. Nick, former first international vice-president of the IATSE, and Clyde A. Weston, one-time manager of Local 143 operators, may be filed

(Continued on Page 5)

Anti-5 Legislation Threat in So. Dakota

Threat of "anti-five" legislation came from still another source yesterday as word was received in New York that the South Dakota Theater Owners Association at its Sioux Falls convention has empowered its officers to draft a measure

(Continued on Page 4)

Set National Theaters Meet for Coast Monday

Much-postponed annual meeting of National Theaters' execs. and division managers will now be held in Los Angeles on Monday. A home

(Continued on Page 4)

Newscasts via WKRC For Albee in Cincy

Cincinnati—Station WKRC, starting today, will pipe three daily newscasts into the Albee Theater, operated by RKO Midwest Corp. Garnett Marks, the Times-Star station's news reporter, will give three-minute summaries of war developments at 12:30, 3:30 and 9:30 p.m. Albee is the city's largest downtown house.

Studios Run at Normal Pace

Biz Managers and Police Heads Meet Tomorrow

By **RALPH WILK**
West Coast Bureau of THE FILM DAILY

Hollywood—Coast Studios yesterday carried out normal day production schedules. However, Warner Bros. called off all night locations for pictures currently in production. Outdoor night scenes will be shot within the studio stages in order to meet requirement of traffic relief and absence of brilliant lights.

A Twentieth Century-Fox studio

(Continued on Page 7)

Okla. TO Pledges Loyalty Re-elects Loewenstein

Oklahoma City—Ninety delegates to the annual convention of the Theater Owners of Oklahoma, Inc., held yesterday in the Skirvin Hotel here solemnly pledged, individually and as an organization, their loyalty, business, property, and co-operation to the United States and to the Presi-

(Continued on Page 7)

THE NEWSPAPER OF FILMDOM — THE FILM DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 114 Wed., Dec. 10, 1941 10 Cents

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Tuesday, Dec. 9)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	6¼	6¼	6¼	— ⅛
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	½	½	½	.....
Con. Fm. Ind. pfd.	....	....	....	.....
East. Kodak	129⅝	128½	128½	.....
do pfd.	....	....	....	.....
Gen. Th. Eq.	11	10⅞	11	— ½
Loew's, Inc.	37½	36⅝	36⅝	— 1⅛
do pfd.	....	....	....	.....
Paramount	13½	13½	13½	— ⅛
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	12	12	12	.....
RKO	2⅜	2⅜	2⅜	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	7½	7½	7½	+ ⅛
20th Century-Fox pfd.	22⅝	22	22	— ⅞
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5	4⅞	5	— ⅛
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46.	....	....	....	.....
Para. B'way 3s55	57½	57½	57½	— ½
Para. Picts. cv. 3¼s47	....	....	....	.....
Para. Picts. deb 4s56	99½	99½	99½	— ¾
Warner Bros.' dbs. 6s48	96⅛	96	96	— ⅝

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	....	....	....	.....
Technicolor	7¾	7¾	7¾	.....
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	8⅛	7½	7½	— 1
Universal Picts.	....	....	....	.....

Charles Bemesch, Vet Exhib. Dies

Chicago — Charles Bemesch, 73, veteran theater owner, is dead. His son, Elmer Bemesch, head of the Bemesch Theater Circuit, and two daughters survive. Burial tomorrow from Washington Boulevard Temple.

Lawrence Grattan, Actor, Dies

Lawrence Grattan, 71, retired actor and playwright died yesterday in St. Luke's Hospital, following a short illness. In recent years he had written and acted for radio.

1,000 Members, Guests At Cinema Lodge Fall Meet

More than 1,000 members and guests, including industry leaders, attended the first Fall meeting of the Cinema Lodge of B'nai B'rith last night in the Grand Ballroom of the Hotel Edison, where Arthur Menken, ace Paramount Newsreel cameraman, exhibited his pic, "The Battle for the Pacific." Menken gave a running commentary of events leading up to the U. S. war with Japan.

Menken was "picked-up" from the meeting at 9 p.m. on a Coast-to-Coast broadcast for "We, The People."

Other speakers were Rabbi Nathat Perilman, of Temple Emanu-El, and Judge Jacob Asher.

Arthur Israel, Jr., of Paramount, president of the Cinema Lodge, presided.

N. Y. SPG Committees Will Wage 'Pressure Campaign'

New York SPG has established headquarters at the Hotel Piccadilly as a base of operations for the launching of a pressure campaign against the major film producers, with which the Guild recently broke off contract negotiations. Program of action on all public and labor fronts, combining the craft talents of the SPG's entire membership, has been ratified by the Guild's representative council. The campaign will be carried out by numerous committees comprising a large percentage of the Guild's membership.

N. Y. SPG Will Nominate Officers Tomorrow Night

Among the more important topics on the agenda of the Screen Publicists Guild for tomorrow night will be the nomination for officers. Guild constitution stipulates nominations shall be held in December and elections at first regular meeting in January.

Present officers are Joe Gould, president; Harry Hochfeld, first vice-president; John Rosenfield, Jr., second vice-president; Jefferson Livingston, secretary; and Charles Wright, treasurer.

"Pen" Terms for Exhibs. Using Games Proposed

Maysville, Ky.—Circuit Judge C D. Newell in opening the Mason circuit court here declared to the grand jury that "Bingo or Bank Night is clean-cut gambling, violates the statutes of Kentucky, and is deserving of a penitentiary sentence to those movie theater operators who insist on using it."

Ill. Legislature Meets Dec. 18

Chicago—Gov. Dwight Green has called a special session of the Illinois Legislature for Dec. 18.

McLean Appointed Aide To Canadian Film Chief

Toronto—Ross McLean, secretary to John Grierson, Canadian Film Commissioner, has been appointed to the new post of assistant film commissioner. McLean hails from Western Canada.

Allan McLean has been named to the new position of controller of the National Film Board while A. M. Shaw has been added to the business staff under the direction of Grierson.

Transferred from the now defunct Canadian Government Motion Picture Bureau are E. M. Finn, who will have charge of the photographic still division; W. S. Carter, supervising the laboratory at Ottawa, and William Lane, projectionist.

Expect Para. Common To Earn $3 for the Year

Paramount's common, with all conversion rights exercised by holders of the second preferred, probably will earn around $3 a share for the year, the Wall St. Journal forecast yesterday. Earlier, it had been estimated in financial circles the company would earn $3.50 to $4 a share.

The second preferred recently was called as of Feb. 3, at par, $10, and has been selling about three points above that price, a factor which is expected to lead holders to convert.

Dividends declared by Paramount on the common this year aggregate 90 cents as against 45 cents in 1940.

Harley and Kane May Arrive in N. Y. Dec. 22

Francis L. Harley, 20th-Fox's general manager in Great Britain, and Robert T. Kane, producer, were scheduled to leave London yesterday for Lisbon. The pair planned to take the Clipper on Friday for New York but all air service has been discontinued, it was learned, except for Government passengers. 20th-Fox officials are now trying to secure passage for Harley and Kane on the Excambion which sails the same day from Lisbon and arrives here on Dec. 22.

PEOPLE WHO PREFER FRIENDLY SERVICE USE—
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

COMING and GOING

DAVID O. SELZNICK, who postponed his re turn to the Coast, left last night with his par on the Twentieth Century.

SPYROS SKOURAS, CHARLES SKOURAS, HARR C. COX, MIKE ROSENBERG, CHARLES BUCKLEY AUBREY SCHENCK leave for Los Angeles tomorrow night.

ABE BLANK and **RALPH BRANTON** o[illegible] State Theater Corp., Des Moines, were visitor at the Paramount home office yesterday.

E. O. WILSCHKE, Philadelphia district manager of Altec Service, spent yesterday at th home office here.

'Boots' in WB's Own House Stirs Conn. Allied Squawk

New Haven—Allied Theater Owners of Connecticut registered a protest with Ben Kalmenson of Vitagraph, Inc. against the Roger Sherman showing of "They Died With Their Boots On" prior to trade-showing.

The letter, which was sent following a well-attended meeting last week, stated ". . . we feel that exhibiting a picture in your own theaters, without offering it to the general trade, is a monopolistic practice, and is in violation of the spirit and intent of the consent decree." The complaint includes, "If this practice is to prevail, we will be obliged to bring it to the attention of the Department of Justice."

WAR IN THE PACIFIC
A FILM SCOOP

FRONT PAGE PRODUCTIONS
presents
THUNDER OVER THE ORIENT
AMAZING! SENSATIONAL! AUTHENTIC!
THE BITTER AND RELENTLESS WARFARE IN THE FAR EAST

2 REELS 20 MINS.
ALL ACCESSORIES AVAILABLE
WIRE—PHONE—WRITE FOR TERRITORIES
PICTORIAL FILMS, INC.
RKO BUILDING NEW YORK CITY

LISTEN TO THAT BOX OFFICE HOWL!

He's ready to outscream "Frankenstein" and "Dracula" in that Pre-Christmas date!

Here it is all set for you to sell hard . . . that horror magic that brings you hot profits out of cold shivers!

The WOLF MAN

with

CLAUDE RAINS
WARREN WILLIAM
RALPH BELLAMY
PATRIC KNOWLES
BELA LUGOSI
MARIA OUSPENSKAYA
EVELYN ANKERS
and the new master character creator
LON CHANEY
as "The Wolf Man"

Directed by GEORGE WAGGNER
Associate Producer, GEORGE WAGGNER

N CHANEY | WARREN WILLIAM | RALPH BELLAMY | CLAUDE RAINS | PATRIC KNOWLES | BELA LUGOSI | EVELYN ANKERS | MARIA OUSPENSKAYA

OUR UNIVERSAL DATE! READY NOW!

N. Y. Theaters Meet "Air Raid" Test

(Continued from Page 1)

already made thorough provision for safeguarding patrons, a step effected both through organization and equipment.

Bulk of the amusement center of Manhattan lies in two important areas, one stretching from 42d St. to 59th St., and the other embracing Radio City. These have not only their chief wardens, but each four-square-block division also has a section warden. From this latter post branch the theater buildings, each of which has a number of what amounts to sub-wardens.

All of these wardens were on the "alert" yesterday to co-operate in the test "raid," which amounted to a sort of rehearsal.

Consensus of theater managers yesterday was that, should there be a real raid on the city, the practice instituted by London theaters of informing their patrons of the raid would be followed here.

All wardens have been instructed in the elements of public safety, and have received their credentials to this effect.

Example of the organizational air raid forces in local film stands is the number of wardens in Radio City Music Hall. There, 22 are on duty, and eight at the Center Theater. Other Broadway sector houses, such as the Roxy, Capitol, Paramount, Strand and Rivoli, are just as well staffed proportionately.

Blocked Coin Withdrawals Calls Milliken to Capital

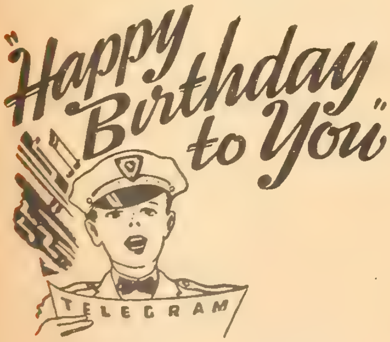
(Continued from Page 1)

China has been deposited in banks here after deals were negotiated by the companies with individuals in those countries.

Action by Treasury Department in freezing the money has not been sufficiently explained here and it is expected Milliken will return with a complete report.

Binnie Barnes Under Knife

Hollywood—Binnie Barnes is expected to be hospitalized two weeks following a major operation.



Victor McLaglen
Una Merkel
George Lewis
Sidney Fox
Syd Weill
Anna Valladares
Solita Palmer

▼ ▼ ▼

● ● ● PUT an ear to the ground on Saturday night and you'll probably hear reverberations of the gay goings-on in the Windy City's Stevens Hotel, staged by the Indiana Society of Chicago......It'll be the org.'s 30th annual formal dinner, with Will H. Hays the honor guest..... Event is already a total and irrevocable sell-out, the SRO sign not affecting the 1,300 lucky ticket holders, but a sad symbol to more than 400 folks who sought pasteboards but now can't get in......Evening's entertainment has been dubbed "Hays-a-Poppin," and in true gridiron fashion the gathering will be treated to an avalanche of satire and good natured fun o'er the Sullivan-born Hoosier's political and cinematic career ......Of a complimentary nature, the Indiana Society has produced a sound film titled "Hoosier Boy Makes Good," and will depict, Phil M. is told, the highlights of the Hays' saga since he became MPPDA prexy in 1922......Hoagy Carmichael, brilliant Indiana composer, has risen to the occasion via setting to music the words of the late William Herschell's famed poem, "Ain't God Good to Indiana"......Tempo and type of the shindig can be gleaned from a description once given by George Ade: "The usual dinner given by the Indiana Society is a combination of circus, street carnival, grand opera, Chautauqua, literary jubilee, and Old Home Week"......Admish is 15 smackers, for which you get all this and Will Hays, too......

▼ ▼ ▼

● ● ● *THIS-A AND THAT-A:......That "recruiting booth" 'twixt Broadway and Seventh Ave., at 47th St., turned over by M-G-M and Loew's, Inc., for national defense use, has been doing a land-office biz since the Snip-ponese began dropping pineapples on Hawaii...... Hundreds of young men have been interviewed at the booth and sent to military and naval headquarters for enlistment......The booth was originally used under sponsorship of the film concerns as a World's Fair Information Center......We well remember the morn Howard Dietz and other big-wigs spoke at the booth's dedication......On the distaff side, we recall, too, that the Japs had a very impressive exhibit over on the Flushing Meadows......Now we wonder how in hell they had the nerve to be associated with anything even remotely connected with the word "Fair"......*

▼ ▼ ▼

● ● ● ON PARADE:......Some 100 insignias designed by Walt Disney for the armed forces of the U. S. are on display in the Navy Y.M.C.A. on Brooklyn's famed (and now tamed) Sands St.......Everything from Donald Duck to Dumbo is included in the drawings which identify battleships, destroyers, submarines, minesweepers, and planes...... Center of interest in the display is the array of Navy designs many of which are being presented for the first time, having just been completed by Walt in Hollywood......Standout is the flying horse emblem for the air unit of the recently-launched U.S.S. North Carolina......H.M.S. Illustrious also has a Disney-drawn emblem......The exhibit will continue in the central lobby of the "Y" until the holidays......

▼ ▼ ▼

● ● ● *ON THE AGENDA:......Tomorrow night in the Hotel Pennsylvania, the Association of Documentary Film Producers will present a program on the technical problems of documentary production for SMPE......Speakers will be Willard Van Dyke, noted cameraman and director, and Richard Griffith, Assistant to the Curator of the Museum of Modern Art Film Library......Two films, "Valley Town" and "A Place to Live," will be shown as typical examples of the documentary form......*

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Anti-5 Legislation Threat in So. Dakota

(Continued from Page 1)

similar to that pioneered in Minnesota by Allied Theater Owners of the Northwest.

The convention, it was lear [illegible] directed the officers to have the [illegible] ready for introduction at the 1942 session of the South Dakota legislature unless there is an improvement in buying conditions. Dean Nash of Canton, S. D., is the association's prexy.

Apparently, the South Dakota exhib. unit is adopting the same strategy as that authorized by the recent convention of the Allied-Independent Theater Owners of Iowa and Nebraska, headed by Leo F. Wolcott.

Like the latter, too, the South Dakota association is contemplating anti-Ascap legislation, probably modeled after the Nebraska statute, at the 1942 legislative session.

Set National Theaters Meet for Coast Monday

(Continued from Page 1)

office contingent headed by Spyros Skouras, Eddie Zabel, head film buyer, Harry C. Cox, treasurer, and Aubrey Schenck, film buyer, leave Thursday night for the Coast.

Also in the party will be Charles Skouras, FWC head who is visiting in New York, Mike Rosenberg of Principal Theaters, and Charles Buckley, FWC attorney.

Honor Branson, Osserman And Gorelick on Dec. 19

Chicago—Trade here will join in paying tribute to Walter Branson, Jack Osserman and Sam Gorelick, just elevated by RKO, at a testimonial at the Congress Hotel Dec. 19 Jack Kirsch, Illinois Allied prexy, heads the committee in charge.

WEDDING BELLS

New Haven — Herbert Hillman, former student assistant at the College, now in service at the Army Air Base, Bangor, Me., has announced his engagement to Mildred Lichter of this city.

Selma Levy, of the National Screen Service print control department, will be married on Dec. 28 to George Schultz.

Chicago—Kay Barry of Warners office staff married Will Challingsworth.

Chicago—Harold Loeb, of 20th-Fox city sales department, and Catherine Handmaker, of the same exchange, will be married next week.

Industry Goes on War Footing With Little Fuss

Boxoffice Slump Yesterday Reported Approximately 25 P.C. for the Nation

(Continued from Page 1)

problem of adjusting theater operating schedules were taken in their stride by the industry at large.

That difficulties were encountered goes without saying, but viewing the picture nationally, the industry went on a war footing yesterday with a minimum of discomforture, reports to THE FILM DAILY from its staff writers in New York and its several hundred staff correspondents across the country established.

Monday's B. O. Slump 25%

The box office yesterday was reported off approximately 25 per cent, with the figure applicable both to the metropolitan territory and the hinterlands. As was anticipated by showmen, the percentage figure rose sharply last night, due, first, to the Presidential broadcast at 10 p.m. (EST) and, secondly, to the blackouts in effect in many seaboard spots.

President Roosevelt's radio address to the nation received the greatest theater coverage in the history of the industry. Loew's, RKO, Brandt, Century, Fabian and Skouras were among the circuits which carried the speech at all their houses. Newsreel Theaters largely adopted the policy. In addition numerous smaller circuits and countless independents across the U. S. did likewise.

Capitol and Roxy were among the Broadway first-runs which broadcast the speech both in the auditorium and the lounge. Others carried the speech in the lounge and lobby.

Blackouts May Change Schedules

Blackout of cities along the West Coast may force the Fox West Coast circuit to run afternoon shows in most of its situations, it was learned yesterday. Outside of the first-runs in the key spots, circuit has only evening performance in most of the houses.

With Seattle, Portland and San Francisco blacking out by 6:30, the National Theater execs. are posed with a problem which caused them to huddle with Charles Skouras who is here from Los Angeles.

Outbreak of war Sunday saw San Francisco film houses playing to solid blocks of vacant seats, according to reports received here yesterday. On the other hand, bars and night clubs there did business of almost New Years' Eve proportion, with customers turning back on fan dancers to cluster about radios. Monday matinees saw a pick up, but when sudden blackout hit that evening, Frisco box office windows might as well have closed, it was said.

Incident in the Frisco blackout was the struggle of theater managers to switch off neon lighting, in most cases controlled automatically by time clocks.

May Silence Radios

Frisco's Film Row, it was reported, figures that if blackouts become a regular nightly event, downtown houses there will suffer badly, with people sticking to the nearby nabes, not risking long drives. An event that may possibly boost Frisco movie attendance, if it becomes regular practice, is silencing of radios.

Reports from Portland, Ore., were to the effect that the blackout there had cut business approximately 50 per cent. It was forecast that night shows would be eliminated in the Columbia River cities under the blackout regime.

In Philadelphia yesterday and last night, theater business was sharply down, with the factors influencing the New York dip held responsible. General air raid instructions published in Philadelphia advised theater patrons to remain in the houses in the event of an alarm.

Telephone "Bottleneck" in OPM's Branch Handling Pix Industry Priority Problems

Washington Bureau of THE FILM DAILY

Washington—The OPM branch which is handling priority problems for the motion picture industry has 250 employes—and one telephone. It is the Electrical Products and Consumers Durable Goods Branch under which the motion picture industry was placed in the early days for want of a better place. Recently the unit, as is customary with Federal units, moved.

In its new quarters, there is only one telephone—the telephone on the chief's desk. The chief, Jesse Maury, says that his offices is like a telephone booth and that he and his secretary are slowly going mad.

Another telephone has been promised, but when it will be installed is a matter of conjecture.

Hollywood Biz Dropped 25 Per Cent Due to War

West Coast Bureau of THE FILM DAILY

Hollywood — Independent neighborhood theaters report a 25 per cent falling off in business due to war scare and usual pre-Christmas slump.

Fox West Coast representatives stated their neighborhood houses did not fall off to such a degree and drop is not alarming. First-run houses were harder hit than neighborhood situations but "Two-Faced Woman" has been holding up nicely at Grauman's Chinese and Loew's State. Hawaii Theater on Hollywood Blvd., playing "Citizen Kane," showed a possible loss of $1,000 Sunday because of the scare, and Monday night business was off 66 2-3 per cent.

Paramount also dropped a possible $1,000 in Sunday business. Normal business for Sunday afternoon was reported at Warners' Hollywood, playing "One Foot in Heaven."

Independent and circuit operators believe the drop will continue until Christmas day, when business should make a sharp upturn and go above normal. They believe that by that time hysteria and usual pre-holiday slump will have ended and people will be anxious to see pictures for relaxation.

Blackouts were in effect in Long Beach, San Pedro, Wilmington and Torrance last night although the theaters there remained open.

Nick and Weston May Ask Supreme Court Re-hearing

(Continued from Page 1)

on or before Dec. 19 by counsel for Nick and Weston, it was reported yesterday.

Under the terms of the mandate of the appellate court Nick and Weston must be surrendered to the U. S. Marshal for the Eastern District of Missouri by Jan. 1 to begin serving their terms of five years each and they must pay fines of $5,000 each, having been convicted of violating the Federal anti-racketeering statute. They are at liberty under bonds totaling $20,000.

Boston's Theaters At Gov't Service

(Continued from Page 1)

learned to be false) that enemy planes were sighted 150 miles off the coast brought no panic to any of the theaters in each of which the crowds were quietly notified and patrons took the news calmly.

All Boston theaters including the M & P chain, Keith, Marcus Loew and independent houses, hastened to assure the Governor, the Public Safety Committee and the Army and Navy forces here that they would cooperate to the fullest extent and that of course they were 100 per cent behind the Government in its policies today.

Every theater is being given added police protection and civilian defense guards and at the first warning of a raid all patrons will be quietly told how shelter may be found. Many of Boston's downtown theaters are in close proximity to the so-called two-story subways described as being thoroughly adequate for air raid shelters at the present time.

The first blackout was expected last night but notice came later that it was not necessary.

THE THRILL SHOW OF THE YEAR!
MR. DISTRICT ATTORNEY
IN THE
CARTER CASE

PAUL HARVEY as Mr. District Attorney
JAMES ELLISON • VIRGINIA GILMORE • FRANKLIN PANGBORN
PAUL HARVEY • LYNNE CARVER • SPENCER CHARTERS • Bernard Vorhaus • Director
Original screen play by Sidney Sheldon and Ben Roberts
Based on the Phillips H. Lord Radio Program, "MR. DISTRICT ATTORNEY"
A REPUBLIC PICTURE

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"Bedtime Story"

with Fredric March, Loretta Young,
Robert Benchley, Allyn Joslyn
(HOLLYWOOD PREVIEW)
Columbia 85 Mins.

ACE COMEDY CHOCKFUL OF LAUGHS IS A CINCH FOR ALL AGES AND ALL TYPES OF TRADE.

When they are passing out the Oscars for the "arty" accomplishments of the year next February, "Bedtime Story" may or may not be among the leading contenders for one of those little gilded knick-knacks. But—if not, Producer B. P. Schulberg needn't feel slighted. He can afford to just sit back and observe the festivties with amused tolerance, because in this human little tale he has given film exhibitors one of the most entertaining movies they will ever play. It is delightful farce—and a bellylaugh from start to finish.

Full credit for this production should go to megger Alexander Hall who has proven with hit after hit that he is the master comedy director of the town. There is no situation too involved—no sequence too fast for Hall. Everything runs like clockwork. It's that Hall touch.

Richard Flournoy's screenplay from Horace Jackson and Grant Garrett's original story is studded with brilliant believable situations and bright dialogue—with just enough corn inserted to make the characters "even as you and I." No character speaks a line that doesn't fit his role to a "T."

The leading players all come through with excellent performances. Fredric March is as funny as only a fine straight man can be when given a cinch comedy role. Loretta Young is as good as she has ever been, and the supporting players, Robert Benchley, Allyn Joslyn, Eve Arden, Helen Westley and Joyce Compton all seem to enjoy their work heartily.

Jane and Luke Drake, (Loretta Young and Fredric March) have been married for seven years. They have struggled to reach the top on Broadway—and have been highly successful. Loretta has always wanted to quit and live on a farm and, to keep peace in the family, March has agreed. When the day of retirement comes March reneges, so, as happens in all good movies, Loretta hops a plane for Reno. Enter the villain in the person of one, Allyn Joslyn, fondly called "old six per cent" by March, who begins a lusty campaign to win the hand of the ex-Mrs. March.

As the tale unfolds, March is off again and on again, time after time, with the weary Mr. Joslyn hanging on to his gained ground with bull-dog tenacity.

The wind-up comes with the talented Mr. March enlisting the aid of an entire theatrical troupe, a regiment of Dunkard conventioneers, the entire staff of a swanky hotel, and an odd assortment of plumbers, electricians and unemployed character actors to put on his most elaborate "off-stage" production to win back his wife. He does.

"Bedtime Story" is a cinch for all ages and all types of trade. Opening day audiences will laugh their friends and neighbors into your house for a solid run.

CAST: Fredric March, Loretta Young, Robert Benchley, Allyn Joslyn, Eve Arden, Helen Westley, Joyce Compton, Tim Ryan, Olaf Hytten, Dorothy Adams, Clarence Kolb, Andrew Tombes.

CREDITS: Producer, B. P. Schulberg; Director, Alexander Hall; Authors, Horace Jackson and Grant Garrett; Screenplay, Richard Flournoy; Cameraman, Joseph Walker, ASC; Art Director, Lionel Banks; Associate, Cary O'Dell; Editor, Viola Lawrence; Musical Director, M. W. Stoloff.

DIRECTION, Classic. PHOTOGRAPHY, Excellent.

"Come On Danger"

with Tim Holt, Frances Neal, Ray Whitley,
Lee "Lasses" White
RKO Radio 58 Mins.

PEPPY WESTERN STUDDED WITH MELLER ACTION AND SOME GOOD TUNES. GOOD FARE FOR OUTDOOR FANS.

The love vs. duty theme is injected into "Come On Danger" along with lots of action and meller stuff. Additionally, some good sagebrush-flavored songs by Fred Rose and Ray Whitley are used for contrast.

Tim Holt, a Texas Ranger, gets the nod to ride over to rough-and-tumble Manzanita and bring in Frances Neal who is allegedly the leader of a cattle rustling band, and responsible for a killing. Tim falls in love with his femme quarry rather Holt-heartedly, if you'll pardon the pun.

Consequently, he is tardy in arresting her. But before the wind-up it develops that Karl Hackett and his henchman, Glenn Strange, were the agents who did the aforementioned killing. The culprits and their gang rule the town of Manzanita, including the sheriff's office. When the local law forces apprehend Miss Neal, in order, of course, to divert suspicion from the true murderers, in steps Tim Holt to claim custody of her. More than that, he has, in the interim, scraped up evidence of the Hackett-Strange guilt. And so, all ends happily.

There is some good brawling and shooting to make spines tingle. Edward Killy's direction is okay, as is the photography by Harry Wild.

CAST: Tim Holt, Frances Neal, Ray Whitley, Lee "Lasses" White, Karl Hackett, Malcolm "Bud" McTaggart, Glenn Strange, Evelyn Dockson, Davison Clark, John Elliott, "Slim" Whitaker, Kate Harrington, Henry Rocquemore.

CREDITS: Producer, Bert Gilroy; Director, Edward Killy; Screenplay, Norton S. Parker; Musical Director, Paul Sawtell; Director of Photography, Harry Wild; Film Editor, Frederic Knudtson; Songs by Fred Rose and Ray Whitley.

DIRECTION, Okay. PHOTOGRAPHY, Ditto.

Death of Judge Tangles Hollingsworth's Appeal

Lincoln, Neb. — Appeal for new trial in the Frank Hollingsworth case against Fox Midwest in Beatrice, is thrown into a spot with the death of Federal Judge T. C. Munger. He died before he had a chance to rule.

Now, mentioned strongly for the post vacated by his death is Paul Good, who was one of Hollingsworth's attorneys in the suit to collect damages from anti-trust and collusion on the part of Fox Midwest and major exchanges.

"Johnny Eager"

with Robert Taylor, Lana Turner,
Van Heflin
M-G-M 107 Mins.

HARD - HITTING AND ABSORBING MELODRAMA WITH TAYLOR AND LANA TURNER LOOKS LIKE BOX-OFFICE HIT.

Around the character of Johnny Eager, a hard and smooth gangster, Mervyn LeRoy has directed a compact melodrama. It is absorbing entertainment all the way, boasting powerful marquee names in Robert Taylor and Lana Turner. In many respects, the pic is a superior crime yarn and looks like a top grosser.

The gangster role of Johnny Eager has been outlined with telling, dramatic effect. It is altogether a convincing character delineation played by Robert Taylor with ease and sureness. Taylor's performance will probably rate as his best. At any rate, he will win a new flock of supporters in addition to cementing himself further with his feminine following.

A swell script has Johnny Eager riding high until he falls for the wealthy stepdaughter of the prosecutor. Eager stages a fake attack upon himself which causes the girl to shoot the man. She does not know the bullets were blanks and plunges into a state of hysteria. Eager uses the incident to force the prosecutor to lift the injunction on his dog track. When Eager finds out the shock is proving too much for the girl, he goes to her and declares his love. He also tells her all but she does not believe him. Eager gets shot after arranging for the girl to meet face-to-face the man she is supposed to have shot.

That is the barest outline of the plot. It does not do credit to the swell performance of Van Heflin, a newcomer from the stage, as Eager's drunken Boswell. An educated and literate character, Van Heflin is so good he almost steals the picture from the principals. He is continually pointing up the traits in Eager's makeup which aid considerably in dramatizing the relationship. Heflin's final epitaph for his friend sums up neatly what the authors have been conveying: "He would have climbed the highest mountain if he climbed the right one."

Spotted nicely is Miss Turner as the wealthy girl who falls in love with a gangster. She is tops for looks and makes an ideal romantic lead for Taylor.

In addition to Van Heflin's standout acting, there are some swell supporting performances by Paul Stewart, as the killer; Edward Arnold, the prosecutor; Patricia Dane, the gangster's girl friend; Robert Sterling, the wealthy boy friend; Lou Lubin, as Benjy; and Cy Kendall, as a gambler.

LeRoy's direction is reflected in the crisp, crackling melodramatic key in which the film is pitched. A few hokey lapses where tears stream down the respective faces of Heflin and Taylor at different times can be excused. John Lee Mahin and James Edward Grant have written a hard-hitting screenplay with some exceptional dialogue at times.

CAST: Robert Taylor, Lana Turner, Edward Arnold, Van Heflin, Robert Sterling, Patricia Dane, Glenda Farrell, Henry O'Neill, Diana Lewis, Barry Nelson, Charles Dingle, Paul Stewart, Cy Kendall, Don Costello, Lou Lubin, Joseph Downing, Connie Gilchrist, Robin Raymond, Leona Maricle, Byron Shores.

CREDITS: Producer, John W. Considine, Jr.; Director, Mervy LeRoy; Screenplay, John Lee Mahin and James Edward Grant; Original, James Edward Grant; Cameraman, Harold Rosson; Film Editor, Albert Akst.

DIRECTION, Top-Notch. PHOTOGRAPHY, Excellent.

"The Wolf Man"

with Lon Chaney, Jr., Bela Lugosi, Claude
Rains, Evelyn Ankers, Maria Ouspenskaya
Universal 71 Mins.

GOOD MYSTERY MELLER, ENTERTAINING THOUGH FANTASTIC. SHOULD PLEASE HORROR FANS.

Many of the elements found most effective for producing goose pimples and spine chills are found in this yarn of murder, psychiatry, superstition, and romance. The latter blossoms 'twixt Lon Chaney, Jr., and the comely Evelyn Ankers,—he the scion of a landed, castle-owning family, and she the daughter of an antique dealer. Locale is a small village in Britain.

While they are on a trek to a gypsy camp to have their fortunes told, accompanied by a girl friend of Miss Ankers, the said friend is killed by what is apparently a wolf, but instead of an animal being found dead after Chaney wields on the "beast" with a heavy, silver-tipped cane, there is the body of the gypsy fortune-teller. Naturally Chaney is marked as a murderer.

It develops that the gypsy fortune-teller was a werewolf,—a man who turns into a beast. Evidently werewolfing is contagious, for after Chaney is bitten during the melee, he becomes a werewolf. His first victim is a gravedigger, and his second comes close to being the magnetic Miss Ankers. At the finale, Chaney, after running amuck, is dealt a death blow by his own father.

It's pretty fantastic, but none the less stirring stuff which will have the "horror" seekers on chair edge. Film should do okay in all stands where thrills are the popular objective. Cast is capable, as are the direction and photography.

CAST: Claude Rains, Ralph Bellamy, Warren William, Patric Knowles, Bela Lugosi, Lon Chaney, Jr., Maria Ouspenskaya, Evelyn Ankers.

CREDITS: Associate Producer-Director, George Waggner; Cameraman, Joe Valentine; Art Director, Jack Otterson; Sound Supervisor, Bernard B. Brown; Sound Technician, Joe Lapis; Film Editor, Ted Kent; Costumes, Vera West; Assistant Director, Vernon Keays.

DIRECTION, Capable. PHOTOGRAPHY, Skilled.

Loew's Closes for Para.'s First 2 Blocks in Met. Area

Indicating a break in the impasse between Paramount and Loew's for the showing of Paramount product in Loew's metropolitan houses, a deal has been closed for the first two Paramount 1941-42 blocks.

Austin W. Ensminger Dead

Buffalo — Austin W. Ensminger, 48, a partner since 1930 with his brother-in-law, George J. Gammel, in Gammel Theaters, operating the Unity, New Ariel, Colonial and Columbia, nabe houses, died after six weeks' illness.

Studios Running At Normal Pace

(Continued from Page 1)

emergency committee consisting of department heads was formed to safeguard persons and property. A vey of places of safety will be made and wardens named for each department. Fire and police reserves will be appointed and trained. Kathleen Ridgeway, head of stenographic department, has been made chief of all women employes at the plant.

More Metro Employes Enlist

Impact of war has not struck heavily at M-G-M. Before the war approximately 100 employes had been inducted into service, and following its outbreak enlistment in the state guard and regular forces totaled about 75 more. M-G-M-ites in regular service include James Stewart and Robert Montgomery. Wallace Beery, Lieutenant Commander in the Navy Air Reserves, has not been called to duty as yet. From the studio sound department Major Kenneth Lambert is now engaged in important electrical research work at Washington, D. C.

The War Department has asked Republic for all guns and rifles used in westerns. The company will be allowed to complete production on the Gene Autry picture and "The Three Mesquiteers" now in work.

Immediate enlargement of industry's contribution to War Department film requirements as result of war's outbreak was discussed at a conference between Lieutenant Colonel Schlosberg and Capt. S. Y. Bartlett who came from Washington, and Lieutenant Colonel Darryl F. Zanuck, Major Stodper and Captain Gordon Mitchell.

Schlosberg announced that applications for commissions in the Signal Corp as part of program to train top names of creative talent of the industry in the Signal Corp is under consideration.

Meet on Studio Problems

A meeting of studio business managers and chiefs of police will be held tomorrow to discuss policing, fire and other problems. Call was issued by Fred Deetson of the Hays Office.

The Screen Writers Guild's executive board wired President Roosevelt placing the writing strength of organization at the immediate disposal of Los Angeles and national civilian defense. Gregg Toland, Samuel Goldwyn's ace cameraman, and a lieutenant in the Naval Reserve, has been ordered to report to Washington next week for active duty.

Twentieth Century-Fox is concerned over the safety of Director James Hazen and the Technicolor camera crew of five which left here Nov. 28 for Honolulu to shoot background scenes for "The Shores of Tripoli." No word has been received from them since the Japanese attack on Sunday. Director and crew were due back Dec. 20.

« REVIEWS »

"Bahama Passage"

with Madeleine Carroll, Stirling Hayden, Flora Robson

Paramount 83 Mins.

MAGNIFICENTLY PHOTOGRAPHED TALE AGAINST BAHAMAS BACKGROUND WITH VISUAL RESULT EXCEEDING THE DRAMATIC.

Combination of many choices makes this film a photographic treat. As a dramatic story of conflicting emotions, the narrative is as calm as waters that surround Dildo Cay, an island located in the Bahamas. The Technicolor is the picture's outstanding asset with Madeleine Carroll and Stirling Hayden ideal and photogenic leads.

The story dealing with the Ainsworths, who have lived on the small island for generations and whose sole occupation is the production of salt, is rich in psychological overtones. None of the dramatic conflicts are realized and the tale shies away from the impact of any emotional collisions.

Hayden is the son left in charge of the island when his father dies at the opening of the film. His mother, Flora Robson, is troubled by a fear that the natives are always plotting to kill the family and responsible for the death of her husband. She insists on having an overseer.

Concerned about her health, the son agrees and to the island comes a craven, cowardly bookkeeper, Leo G. Carroll, and his attractive daughter, Madeleine Carroll, a woman of wordly charms. The natives and the son resent their coming and latter makes his attitude plain.

Miss Carroll sets her cap for Hayden only to discover he is married to a girl on the main island. Hayden returns to the island only to discovers his young wife is going to divorce him. Only then does he realize what it means for a woman to live on the island. Upon his return, he discovers the overseer had killed a native because of his cowardly imagination and that his mother had died from the fear and shock. The natives dispose of the overseer and the last of the Ainsworths continues on the island because it is his filial duty to take care of the natives. Miss Carroll remains with him despite his objections.

It is hard to say whether Miss Carroll does Technicolor justice or vice versa but she certainly looks gorgeous and acts with conviction. Hayden cuts a handsome figure and will be the big magnet for the feminine customers. Excellent portrayals are contributed by Miss Robson and Leo Carroll. As the young wife, Mary Anderson does a small bit in an impressive fashion. Leigh Whipper, Cecil Kellaway, Dorothy Dandridge, Jeni LeGon are good in minor roles.

Edward H. Griffith, the director and producer, apparently concentrated more on the eye-filling background than the story. Leo Tover and Allan Davey are responsible for a fine photographic stint.

CAST: Madeleine Carroll, Stirling Hayden, Flora Robson, Leo G. Carroll, Mary Anderson, Cecil Kellaway, Leigh Whipper, Dorothy Dandridge, Jeni LeGon, Fred Kohler, Jr.

CREDITS: Producer and Director, Edward H. Griffith; Screenplay, Virginia Van Upp; Original, Nelson Hayes; Cameraman, Leo Tover; Color Cameraman, Allan Davey; Film Editor, Eda Warren.

DIRECTION, Okay. PHOTOGRAPHY, Excellent.

Okla. TO Pledge Loyalty, Re-elects Loewenstein

(Continued from Page 1)

dent of the country as their commander-in-chief in the present war between the United States and Japan, in a defense resolution adopted.

Morris Loewenstein, Oklahoma City, Majestic Theater, was re-elected president; Max Brock, Lawton, was re-elected vice-president, and Ralph Talbot, Talbot Theaters Circuit, Tulsa, was elected new secretary-treasurer, to succeed Leonard White, Weatherford, who was nominated to succeed himself but declined the office because of the press of civic duties in his home town where he is mayor, besides operating two theaters.

Directors for the coming year are: Oklahoma City district, Jack Swiger and Cecil Davis; Tulsa district, J. C. Hunter and Lou Chatham, Tulsa; Southeastern, William Slepka, Okemah, Ed Holt, Coalgate; Southwestern, Glen Thompson, Tishomingo, Ed Crew, Waurika; Northeastern, John Giffin, Miami, John D. Wineland, Picher, Gerald Stettmund, Chandler; Northwestern, Homer Jones, Alva, Vance Terry, Woodward, and West Texas district, Virby Conley, Perryton, Texas.

At the afternoon session the following resolution was adopted: "Resolved: that the OTO, Inc., do hereby go on record as being opposed to the practice of film distributors licensing or renting of motion picture films to non-theatrical institutions in any manner harmful to the best interests of the regularly established theaters. This resolution is not interpreted as opposing in any way the use of films for actual bonafide educational purposes as a part of the school curriculum in a recognized established educational institution.

"Copies of this resolution shall be sent to all film distributors doing business in Oklahoma."

Ed Kuykendall, MPTOA prexy, who was scheduled to speak at the convention and at the banquet was unable to be here because he was attending the all-industry unity meeting in Chicago.

President Loewenstein read a letter from Kuykendall on the purposes of the all-industry committee and afterward a motion was passed to give Kuykendall the association's support on his unity views.

Minnesota Anti-5 Civil Actions Continued to Feb.

Minneapolis—Trial of civil actions in Ramsey District Court by which major film distributors hope to nullify the new Minnesota anti-blocks-of-five law, was continued Monday to February.

The continuance was on agreement in order that pending criminal cases against Twentieth-Fox, RKO, and Paramount may be tried first.

In these latter actions, the companies are charged with making film rental contracts with exhibitors in violation of the "anti-five" act.

Judge John W. Boerner instructed the court clerk to place the civil action on the calendar sometime after Feb. 1, with no definite date set.

The criminal actions now are set for trial Dec. 15.

Minnesota Amusement Co. In Warner Product Deal

Chicago—Warners closed a product deal here with the Minnesota Amusement Co., Paramount affiliate. Negotiations were finalized by Ben Kalmenson, Rud Lohrenz and Art Anderson for Warners and John J. Friedl and John Branton for the circuit.

Unity Meet "Peace Parley," Says Myers

(Continued from Page 1)

function independently in their interest whenever the situation requires it to do so. Allied members, he added, regard this meeting as a peace parley, not a disarmament conference.

Myers said that the declaration of policy by Allied cites seven subjects as deserving of the early consideration of a national joint conference committee. Touching lightly on the first five points, Myers concentrated on points six and seven. Regarding these he said:

Need New Distribution System

"Point Six—The formulation of an acceptable distribution system to supplant the method prescribed by the consent decree—obviously presents difficulties, and these are not lessened by the fact that the Government has a finger in the pie. But I reveal no secret when I say that the blocks-of-five method has proved unsatisfactory to the great majority, if not all, of the exhibitors, belonging to our association. The extent to which the committee can legally act in this matter may have to await latter clarification. Nevertheless, the exhibitors have a vital stake in the subject and feel that their needs and wishes should be consulted, and as far as possible, accommodated in the adoption of a new selling system.

"Every exhibitor with whom I have discussed the subject has been firm in saying that this constitutes a "must" on the agenda of the joint conference committee.

Myers on Point Seven

"Point Seven provides for the discussion and, if possible, adjustment or modification of the policies or practices of one branch or member thereof which are opposed by any other branch or a substantial portion thereof. This merely states the problem in the broadest terms. It would have been useless to go into details because obviously, the scope of the committee's activities in this connection will be as broad or as narrow as the participants wish it to be. Whatever action they may take in reference to their own practices and policies under this arrangement must necessarily be voluntary. The details will have to be filled in by all the participants and must be acceptable to all. Certain problems appear to be more acute in some territories than in others. Therefore, Allied at this time merely submits the problem; its committee may have specific suggestions to offer at the proper time."

FPC to Pay 25c Dividend

Toronto—Famous Players Canadian Corp. has declared a dividend of 25c on the outstanding common payable Dec. 27. The total dividend record for the current year now stands at $1, with payments of 25c for each quarterly period. This is equal to the disbursements during the past two years.

Kent Urges Old Sales Methods to Unity Parley

Opening Day Speakers Pledge Support to Any Program for Unity

(Continued from Page 1)

cott of Iowa, recommending that the consent decree be vacated and that the industry operate under a fair trade practice code was one of the vital issues which the committee will have to tackle. The resolution also declared that the arbitration provisions of the decree were prohibitively expensive and have failed in most cases to give exhibitors relief to which they were justly entitled.

Speakers at Opening Session

With Jack Kirsch as chairman, the unity conferences opened with addresses by distribution and exhibition leaders including W. F. Rodgers, Nicholas M. Schenck, Ed Kuykendall, George Schaefer, Barney Balaban, Neil Agnew, Claude Lee, Joseph Bernhard, Jack Cohen, Abe Montague, Tom Connors, Felix Jenkins, James R. Grainger, Harry Brandt, John Lugar, Steve Broidy and others. All pledged their support to any program for unity and promised full co-operation.

A resolution for all-out support of the Government and President Roosevelt by the industry was unanimously adopted. Copies of the resolution which further pledged the aid of theaters in the present emergency were forwarded to the President.

A letter from Sidney R. Kent to the assembled industry figures was read by Myers and its text constituted one of the highlights of the meeitng. Kent wrote that the industry should "stop, look and listen" before it is too late. He declared that the old methods of distribution and selling were the best and that selfishness "too often warped our viewpoint." Asking that the industry look a great mistake in the face, Kent declared that too many seeds of distrust had been sown. Are we better off under the consent decree? Kent asked, answering the question with a very sharp "no."

"Go Back to Old Policy"—Kent

"To the distributors," Kent wrote, "I say go back to the policy of realizing that the independent exhibitor is a necessity to our industry and should be preserved. That keeping a proper place in the sun for the independents is not a hardship on any of us, but is an economic necessity that is good for our entire business. Let us not delude ourselves that any legislation will take the form of a private prescription, written to benefit one patient and one only. The cure will be worse than the disease and usually is." Kent added that the industry was faced with blanket legislation and urged immediate unity plans. He expressed appreciation for the efforts of W. F. Rodgers in bringing about harmony and congratulated Allied's board of directors for the courage to take the far-reaching program of unity upon its shoulders.

Maurice Bergman, representing Ampa, submitted a resolution calling for a public relations program for the industry. The Ampa resolution urged the endorsement of a public relations program on behalf of entire industry and pledged Ampa's co-operation and talents to the success of the project. The resolution recommended the appointment of a committee to formulate a public relations plan, proposing that within 30 days this committee submit a report on ways and means to "prosecute this public relations program."

Rodgers, Kuykendall, Bernhard

In urging a unity program, W. F. Rodgers declared that there was no problem in this industry that can't be ironed out by round-table discussions. "If we don't iron them out," he said, "somebody is going to do it for us."

Kuykendall said it was time that the industry stopped "acting like school boys" and got down to business and created a program of unity without prejudice.

In explaining how unity can and has been achieved, Joseph Bernhard said that 11,000 theaters had joined in the participation for national defense and that 70 per cent had shown the prescribed trailers. He asked that the industry move along to protect itself against unfair taxation, legislation and to promote good will.

Yesterday's gathering of industry leaders has no parallel in the history of the business, according to executives present. Attempts to forget interorganization feuds were apparent, although MPTOA and Allied members kept pretty much to themselves.

Nathan D. Golden, film expert for the Department of Commerce, is here as unofficial observer for the Government.

WHO'S WHO IN HOLLYWOOD

• • • *Introducing Interesting Personalities* • • •

IRVING CUMMINGS. Director, and a pioneer in the industry. Born in New York City in 1899, left high school at 15 to become an actor. Within a year he did his first stage role, that of a 70-year-old man in a stock company. Later became juvenile in Proctor Stock Company, supporting Lillian Russell and other stars of the day. Was starred in William A. Brady's "Way Down East," "Man Of The Hour" and "Object Matrimony." Made bow as film actor with the old Pat Powers company in New York, later came to Hollywood for Pathe and played leading role in first five-reeler ever made, "The Last Volunteer." Also starred in longest serial ever made, 30-episode "Diamond From The Sky." With Famous Players he appeared as leading man opposite Pauline Frederick and others. In association with Sol Lesser he wrote, acted in, and directed 12 two-reelers released by First National. His first feature-length direction was "The Man From Hell's River," and first big hit was "Flesh And Blood" with Lon Chaney. He has directed Colleen Moore, Milton Sills, Janet Gaynor, and many other former stars. A conscientious worker, he has distinctive technique. Among the pictures he has directed are: "Down Argentine Way," "That Night In Rio," "Belle Starr," "Louisiana Purchase" and "My Gal Sal."

Para. Asks Consolidation Of 5 Stockholder Suits

Consolidation of the five stockholders' actions brought against Paramount because of alleged payments to William Bioff and George E. Browne was asked yesterday by Paramount in the N. Y. Supreme Court. At the same time, a stay of proposed examinations before trial of Barney Balaban, Austin C. Keough and Adolph Zukor was requested.

Paramount has filed an answer in which it asserts that any payments made were done so in the exercise of proper discretion by officers. The company also claims that the three-year statute of limitations bars the suits.

Metro's South Seas Rep. Reported Safe in Sydney

(Continued from Page 1)

tress, have arrived safely in Sydney, Australia, it was learned yesterday.

The Silversteins, following a vacation of several months in the U. S., sailed from Frisco on the SS Mariposa on Nov. 14, and some anxiety was felt in Loew's foreign department for them following the outbreak of hostilities between Japan and the U. S. According to a cable received by relatives, the Silversteins reached Sydney on Friday.

Foreign departments here yesterday generally were without advices from their offices in the Far East,

New Paltz Theater Files on Clearance

Loren Theater, Inc., operato the New Paltz Theater in Paltz has filed a clearance complaint with the New York tribunal against Loew's, Inc. Loren claims clearance granted the Loew's, Poughkeepsie, and Broadway, Kingston, is unreasonable and seeks to follow either, but not both of the houses.

Appeals Board Modifies Decision in Squire Case

Award of Arbitrator George H. Spiegelberg in the Squire case has been revised by the Appeals Board. Spiegelberg had set a maximum of seven days clearance for the Skouras Playhouse, Great Neck, over the Squire but the board increased clearance to 14 days.

Board also set clearance of the Beacon, Port Washington at seven days and the Manhasset at four days. Spiegelberg had not ruled on these situations, named as interested parties, because they failed in intervene.

Broad Amuse. Co. Wins 2 Reductions in Clearance

Philadelphia—A reduction in clearance was allowed in two of four situations in the arbitration action brought by the Broad Amusement Co., operator of the Broad, against RKO, Vitagraph, Paramount and Warner Bros. Theaters. Arbitrator Calvin. Rankin's findings reduced clearance of the Rockland and Bromley theaters to 14 and seven days over the Broad instead of the prevailing 21 and 14 days.

Clearance over the Broad remains at 28 days for the Logan and seven days for the Grange. The finding applies to Vitagraph only in the case of the Rockland. Warner Bros. Circuit Management Corp. and Rockland Amusement Co. were intervenors. Costs were divided between plaintiff and defendants.

Chi. Alcyon Theater Brief To be Filed by Dec. 19

Chicago—Drennan Slater, arbitrator in Pearl's Alcyon Theater case gave attorneys for RKO, Fox and Sam Myers until Dec. 19 to file briefs.

See No Possibility Of Parkside Settlement

Detroit — Arguments were concluded in the Parkside arbitration case and it was taken over by ex-Governor Brucker for final award with practically no possibility of settlement at this stage. This is first case in any tribunal to be actually tried on Section 10 affecting run.

DO NOT REMOVE

Studios Look for No Crippling of Production

(See Column 1 Below)

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

VOL. 80, NO. 115 NEW YORK, THURSDAY, DECEMBER 11, 1941 TEN CENTS

INDUSTRY BURIES THE HATCHET

End U.K. Film Remittance Restrictions, Rose Urges

U. S. Distribs. to be Unable to Meet Quota Obligations, Says Para.'s Exec.

By DAVE GOLDING
FILM DAILY Staff Writer

Lifting of all restrictions on remittances from England to American film companies was advocated yesterday by David E. Rose, managing director for Paramount in Great Britain.

DAVID E. ROSE

Rose, who only returned Monday from England, stated he saw no reason why under present conditions the exchange had to be blocked.

"I can't see why we cannot take

(Continued on Page 5)

Studios Expect No Serious Crippling

West Coast Bureau of THE FILM DAILY

Hollywood—A survey of studios indicates producers do not anticipate any serious crippling of production power because of technicians who

(Continued on Page 8)

Only 340 of 5,488 U.K. Theaters Closed

A number of British theaters closed by the war have been reopening gradually, statistics brought over by David E. Rose, Para.'s U.K. chief, reveal. At present time, there are 5,488 theaters in England and only 340 closed. Last Summer there were over 500 shut down because of the war. There are 2,088 maximum situations out of the total amount of 5,488 theaters, Rose said.

STEARN HEADS UA WEST DIV.

Advanced by Leserman from Cleveland District Manager

Bert M. Stearn, who started with United Artists as a salesman 15 years ago, was appointed yesterday to the post of Western Division Manager. Stearn succeeds Haskell Masters, who resigned to join the Odeon circuit in Canada, and will assume his new duties immediately.

BERT M. STEARN

In making the announcement, Carl Leserman, general sales manager, stated the promotion of Stern represents a long-estab-

(Continued on Page 4)

20th-Fox Branch Employe Widowed by Jap Air Attack

Des Moines, Ia.—Believed to be Iowa's first war widow, today, was Mrs. Ida Greene of Des Moines, an employe of the Des Moines branch of the 20th Century-Fox exchange. Her husband, First Lieut. J. Sherman Greene, was reported killed in the first Government casualty list

(Continued on Page 4)

Five-Point Program for Unity Unanimously Adopted on Steering Committee's Recommendation; Representative Motion Picture Conference Committee is Established

By AL STEEN *FILM DAILY Staff Writer*

Chicago — From all outward appearance, the hatchet was buried yesterday at the second session of the all-industry unity conference. A plan of operation, conceived at an all-night session of a steering committee composed of representatives of all distributors and exhibitor associations, was adopted unanimously at a meeting yesterday morning.

A five-point program for unity, composed partly of Allied's seven-point plan, was approved. The program, including the formation of a Motion Picture Industry Conference Committee, is embodied in a plan as follows:

(1) **Co-ordination of policy**

(Continued on Page 8)

FBI Eyes Aliens Operating Theaters

FBI's roundup of Axis nationals, now being energetically pressed throughout the U. S., will find the Federal dragnet enmeshing aliens operating film theaters which have specialized in exhibiting German and Italian films of a propaganda nature, it was learned last night.

Background of the operators of some 12 theaters in that category is guiding the FBI, and where it is established that they are Axis nationals, their detention and intern-

(Continued on Page 5)

Navy to Call 200 Studio Technicians in a Few Days

West Coast Bureau of THE FILM DAILY

Hollywood — The Motion Picture Committee Co-operating for National Defense announced yesterday that within the next few days 200 cameramen, electricians and sound men from Hollywood studios will be called to active duty in the Navy.

Inland Theater Biz Better

Detroit Daytime Patronage Back to Normal

While theater business in Coastal cities and towns, East and West, continued yesterday to reflect the war's bite into film grosses, exhibition circles were heartened last night by reports that daytime patronage in some inland territories was approximating normal.

In New York City, which had its

(Continued on Page 6)

Ampa's V. C. Luncheon to Attract Trade Notables

Ampa's Variety Clubs luncheon honoring John H. Harris, national Chief Barker, and Bob O'Donnell, first assistant national Chief Barker, at the Hotel Edison this noon will

(Continued on Page 8)

Emergency Exhib. Air Raid Meet Tomorrow

Police Commissioner Lewis J. Valentine of New York City, last night called an emergency meeting of all circuit and independent exhibs., theater managers and their assistants in the New York area, at 10 a.m. tomorrow at Loew's Ziegfeld Theater, 54th St. and 6th Ave.

Possibility of surprise air-attack

(Continued on Page 5)

Louis Kaufman Ticket Wins Local 244 Election

Administration slate of incumbent officers of Local 244, operators, of Essex County, N. J., defeated the opposition ticket, 2 to 1, in the elec-

(Continued on Page 6)

Three Loew Building Floors as Shelters

Eighth, ninth and tenth floors of the Loew Building, 1540 Broadway, have been designated as air raid shelters, according to notices posted yesterday.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 115 Thurs., Dec. 11, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Wednesday, Dec. 10)

NEW YORK STOCK MARKET

				Net Chg.
Am. Seat.	6¼	6	6¼	— ¾
Col. Picts. vtc. (2½%)	4⅞	4⅞	4⅞	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	⅜	⅜	⅜	— ⅛
Con. Fm. Ind. pfd.	7¼	7⅛	7⅛	.....
East. Kodak	129	128	128	— 1
do pfd.	....	....	....	.....
Gen. Th. Eq.	9⅝	9⅝	9⅝	— ⅛
Loew's, Inc.	33¾	33¼	33⅜	— 1⅞
do pfd.	....	....	....	.....
Paramount	12⅜	11¾	12⅜	+ ⅜
Para. 1st pfd.	101½	101½	101½	— ½
Para. 2nd pfd.	11	10¾	10⅞	— ⅛
RKO	2⅛	2	2⅛	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	6⅜	6⅛	6⅜	— ½
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	145	145	145	— 1
Warner Bros.	4½	4⅜	4⅜	— ¼
do pfd.	70	70	70	— 5¼

NEW YORK BOND MARKET

Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Par. Picts. cv. 3¼s47	100¼	100¼	100¼	.....
Warner Bros.' dbs. 6s48	92	92	92	— 3

NEW YORK CURB MARKET

Monogram Picts.	9-16	9-16	9-16	—1-16
Radio-Keith cvs.	⅛	⅛	⅛	.....
Sonotone Corp.	2	2	2	.....
Technicolor	7	7	7	— ¼

EVERY TELEGRAM'S A RUSH TELEGRAM AT
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

MP Associates Elect Ellis, Cahan Vice-Prexies

Remainder of the officers of the Motion Picture Associates were elected yesterday at a luncheon meeting at the Hotel Lincoln. Following unanimous selection of Harry Buxbaum as president, Jack Ellis, RKO, was elected first vice-president, and Matthew Cahan was elected second vice-president. In the contest for sergeant-at-arms, Louis Kutinsky, RKO, was named and Seymour R. Schussel, Columbia, and Moe Kurtz, 20th-Fox, were elected trustees.

Moe Fraum, of Columbia, the recording secretary, Charles Penser, financial secretary, and Saul Trauner, of Columbia, treasurer, were all nominated unanimously to their positions.

Additional business for the afternoon included the adoption of a motion to contribute $100 to the Red Cross and submitting to the executive committee a proposal to purchase a $5,000 defense bond.

Milliken Reports on Frozen Coin at Hays Meet Today

Action of Treasury Department in freezing an estimated $300,000 of remittances to the majors from Denmark, Roumania and French Indo-China remains at status quo as a result of the war development. according to Carl Milliken, foreign advisor of the Hays office, who returned from Washington yesterday.

Milliken said he will report to the foreign managers at a regular meeting today.

UA Owners, Executives In Coast Meet Tomorrow

West Coast Bureau of THE FILM DAILY

Hollywood—United Artists owners and executives will hold a meeting tomorrow at Pickfair at which time it is anticipated announcement will be made of the signing of additional producers.

New Nu-Art Films Catalog

Nu-Art Films, Inc., 145 W. 45th St., has just published a new indexed 16 mm. catalog.

Army, Navy Will Take Over Control of Radio

Washington Bureau of THE FILM DAILY

Washington — Authorization for the Army and Navy to take over control or the closing of private radio facilities as deemed necessary was given yesterday by President Roosevelt in his capacity as Commander-in-Chief.

The President signed an executive order giving the Defense Communications Board authority to designate radio facilities for use, control or closure by the War or Navy Departments.

The authorization "does not mean that any general taking over of radio by the Government is contemplated," said a statement by James L. Fly, chairman of the FCC.

Revise Plan of Reading War News to Audiences

Plan of the League of New York Theaters to have war news bulletins read to audiences was revised yesterday. Managers will be permitted to use their own discretion in reading the bulletins or posting them in the lobbies.

Among Broadway managers who protested against the original plan were Herman Shumlin, Howard Lindsay, Russell Crouse and Lester Meyer. Lee Shubert proposed that the matter be left to the theater manager.

Report Midtown, Toronto, To be Odeon's First-Run

Toronto — The Midtown Theater is reported bought by a subsidiary of Odeon Theaters of Canada for use as a local first-run outlet by the Nathanson circuit. Midtown has 14 years of lease still to run and lease is understood to be held by Sam Firestone who is an associate of Nathanson. Midtown has been operated as a unit under control of Famous Players Canadian.

"Sundown" at Criterion Xmas

Opening date of Walter Wanger's "Sundown" at the Criterion Theater has been set for Christmas Day.

"DOWN WITH JAPAN"
A Patriotic Talking Trailer
and
"OUR COUNTRY FOREVER"
Only $7.25 Each
METRO THEATER SERVICE
106 East Hubbard
Chicago Illinois

COMING and GOING

GEORGE J. SCHAEFER and **NICHOLAS M. SCHENCK** arrive this morning from the unity meet in Chicago.

ARTHUR M. LOEW arrives today from a short South American trip.

L. JACK SCHLAIFER is in Hollywood conferring with Edward Small.

BEN KALMENSON, Warner Bros. general sales manager, has returned from a Midwestern sales trip.

WILLARD VAN DYKE, noted cameraman and director, leaves Dec. 19 for a six-month auto trip to South America.

JOE LEVY of Loew's, Inc. booking department, New York, visited the Bridgeport and New Haven Loew-Poli houses.

TOM BAILEY, 20th-Fox district manager, visited the New Haven exchange from Boston.

TOM BALDRIDGE, M-G-M field representative in the Washington, D. C., district, has returned to that city after a conference with exploitation chief W. R. Ferguson.

MAURICE BERGMAN, Ampa's rep. at the Chicago unity conferences, returned by plane yesterday.

NEW YORK THEATERS

RADIO CITY MUSIC HALL
50th St. & 6th Ave.
LORETTA YOUNG
"THE MEN IN HER LIFE"
A Columbia Picture
ON STAGE: "DO YOU REMEMBER"—Russell Markert's bright colorful revue. Symphony Orchestra under the direction of Erno Rapee.
1st Mezzanine Seats Reserved Circle 6-4600

BING CROSBY : : MARY MARTIN
in Paramount's
"BIRTH OF THE BLUES"
IN PERSON
ORRIN TUCKER AND BAND
featuring
WEE BONNIE BAKER
PARAMOUNT TIMES SQUARE

Jack OAKIE : George MURPHY : Milton BERLE
Linda DARNELL : Walter BRENNAN
'RISE and SHINE'
PLUS A BIG STAGE SHOW
ROXY
7th AVENUE 50th STREET

RKO PALACE B'WAY & 47th St.
'WEEKEND IN HAVANA'
Carmen Miranda—Alice Faye
and
"CADET GIRL"

20th Century-Fox presents
"HOW GREEN WAS MY VALLEY"
United Artists
RIVOLI
Broadway at 49th St.
Continuous Pop. Prices. Midnight Shows.

M-G-M NEWS IS GOOD NEWS!

"Vanishing Virginian" Surprise Triumph

More later! Take our tip now! Keep your eye on this "sleeper"! Rich with humanity, packed with power, it will enthrall every man, woman and child in the nation. Epic performances by Frank Morgan, Kathryn Grayson and a superb cast. Directed by Frank Borzage.

"H. M. Pulham, Esq." at Radio City Music Hall

While the sensational Boston World Premiere continues to pack them in, the announcement of "H. M. Pulham, Esq." at Radio City Music Hall opening December 18th, gives thrilling evidence of the importance of this widely acclaimed production. Hedy Lamarr, Robert Young, Ruth Hussey, Charles Coburn head a perfect cast. King Vidor, director.

"Shadow Of Thin Man" Business 172% Nationwide

Hold-overs are a habit! Mr. and Mrs. Paying Public agree that Mr. and Mrs. Thin Man are a happy national institution and that Bill Powell and Myrna Loy are just what the box-office craves. Major W. S. Van Dyke, II, directed.

"Johnnie Eager" Will Make Film History

It's in the air! When you see it, when you watch Robert Taylor and Lana Turner, your pounding pulse will tell you it's the most exciting drama that Mervyn LeRoy has directed since "Fugitive From A Chain Gang." Edward Arnold's in the powerful cast.

Raves For "Babes On Broadway," New Year's Hit

Now you *KNOW!* Now the trade has *SEEN* it! Wherever you go, whatever trade paper you read, the news is Mickey Rooney, Judy Garland in "Babes On Broadway" for a Happy New Year! 400 prints are ready to welcome 1942 with bulging bank-accounts! Director, Busby Berkeley.

20 Fox Wis. Houses Will Test Lectures

Milwaukee—New wrinkle in theater entertainment is slated early in February by Fox Wisconsin Amusement Corp. when it opens a series of five lectures at 20 of its theaters in this territory.

Speakers to appear in the first series, each to give one talk at each of the 20 houses, include Elissa Landi, Jan Valtin, T. R. Ybarra, Dr. Otto Strasser and Cy Caldwell. Public forums will follow the lectures.

In addition to appearing at Fox's Venetian, Downer and Modjeska, local nabe houses, the speakers will address theater audiences in Madison, Oshkosh, Racine, Kenosha, Janesville, Fond du Lac, Menasha, Beaver Dam, Manitowoc, Port Washington, Green Bay, Stevens Point and Wausau in Wisconsin, and Ishpeming, Menominee, Iron Mountain and Houghton in Michigan.

Fox hopes to sell tickets in blocks before the lectures start and if successful, others will follow. No flickers will be shown in connection with the talks.

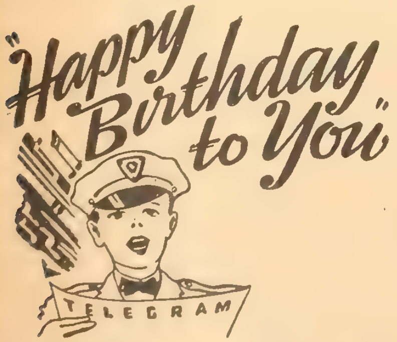
New ITPA Committees Appointed by Ainsworth

Milwaukee — W. L. Ainsworth, Fond du Lac, president of the ITPA of Wisconsin and Upper Michigan, has announced new committee appointments for the coming year as follows:

Legislative, Charles W. Trampe, Milwaukee, chairman, Henry Ringling, Baraboo; F. J. McWilliams, Madison; John P. Adler, Marshfield, and Milt Ellis, Beloit; convention, Charles W. Trampe, chairman, Bert Nathan, Oliver Schmidt and Louis Orlove, all of Milwaukee; finance, A. C. Gutenberg, chairman, and Oliver Trampe, both of Milwaukee, and A. C. Berkholtz, West Bend; membership, Miss Lucille Forbes, Merrill, chairman, Charles W. Trampe, Ainsworth, Adler, Berkholtz, Mark Morgan, Cedarburg, and George Fischer, Milwaukee.

Usherettes In Canton

Canton, O.—Usherettes will replace ushers at the Palace theater here.



Sally Eilers Gilbert Roland

Leaves from the Indus-tree:

● ● ● THAT'S a swell combo whcih we should have more of,—Writer Eleanor Roosevelt and Commentator Katharine Hepburn who teamed on the new defense film, "Women In Defense". . . . ● Tomorrow, Mark Hellinger's initial 20th-Fox opus, "Rise and Shine," moves into an extra six days at the Roxy. . . . ● Late last week, before hostilities commenced in the Pacific, RKO Radio was set to send its new mailing piece on Kay Kyser in "Playmates" to exhibs. in Australia and New Zealand......Inside front and back covers were big blotters, which, if they reach their destination, will come in handy against the Snip-ponese. ● When Cecil Blount deMille ballies an epic, it stays ballied......Side wall of San Francisco's Curran Theater, legit house, is still telling the world about "The Ten Commandments" via a 15-year-old sign that has never been removed......By now, the pic must have cleared even the nabes, although if you listen to the boys out that way discussing clearance at some of the arbitration hearings,—well, you wonder......

▼ ▼ ▼

● ● ● *THERE was a time when none of us wanted to serve under a warden......Now we all are. . . .* ● *And there was a time when Xmas glorified the Reindeer......Now, along comes W. G. Van Schmus & Co. to book 22 full-blooded, thoroughbred horses from Holland for the Music Hall's holiday show......The equines were smuggled out of Europe by a Dutch circus owner, and they're now stabled up at the Sleepy Hollow Country Club, locale of Washington Irving's renowned legend......It's rumored that Arthur Mayer, galvanized into action by the Van Schmus scoop, has headed for the Sleepy Hollow sector to get the Headless Horseman for a personal appearance at the Rialto, America's Chamber of Horrors......*

▼ ▼ ▼

● ● ● SCANNING the mags reveals a swell article in Collier's, issue of Dec. 13, on the saga of the Ballet Russe de Monte Carlo in Hollywood while making those two grand Technicolor shorts for Warners, "Spanish Fiesta" and "The Gay Parisian". . . . ● Yes, and Life of Dec. 8 carries stirring yarn re Warners' pic version of Custer's Last Stand ("They Died With Their Boots On")......Very first illustration is Cassily Adams' painting which Arthur (Rialto) Mayer used a coupla years back as the basis of one of the cleverest Xmas cards in industry annals. . . . ● Now in line with the policy of releasing "They Died With Their Boots On" for recent special engagements, and to give exhibs. the benefit of test campaigns before film's scheduled Jan. 1 release, the Warner promotional forces have made available to theatermen the nation o'er a supplementary press book which is a powerful aid in setting up said test campaigns......

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● ● ● *TWO-THEATER world premiere of Metro's "H. M. Pulham, Esq." at Loew's State and Orpheum Theaters in Boston last week proved the biggest motion picture event in New England since Douglas Fairbanks and Mary Pickford visited Beantown a score of years ago for the bow of "The Three Musketeers". . . .* ● *Anent this new M-G-M powerhouse, there is a climax scene whose full impact is likely to be lost on folks unfamiliar with the poem "Requiem," penned by Robert Louis Stevenson for himself, and engraved on his tombstone......Pulham (Robert Young) gives a fleeting quote from the poem, yet it conveys a vivid impression of his feelings upon turning his back on Hedy Lamarr, and going back to his wife, Ruth Hussey......*

▼ ▼ ▼

● ● ● PERPETUAL MOTION, or the nearest thing to it outcrops in Springfield, Ill., where Joe Schaefer, first and only prexy of Local 138, Theatrical Stage Employes, has again been chosen to head the org. in 1942......Joe has been prexy of the union since 1907......

Bert Stearn Named UA Western Div. Manager

(*Continued from Page* 1)

lished policy of the company in making promotions from within the ranks wherever possible.

Stearn was district manager in charge of Cleveland, Pittsburgh, Cincinnati and Indianapolis exchanges. Whether the post would be filled was not indicated.

20th-Fox Branch Employe Widowed by Jap Air Attack

(*Continued from Page* 1)

following the Japanese bomb attack Sunday on Hickam Field, Hawaii.

Mrs. Greene has been secretary for the last nine years to S. J. Mayer, manager of the Des Moines exchange.

Portland Subsequents Advance B. O. Scales

Portland, Ore.—Theater admission prices here took another step upward when the second-run, 15c houses advanced to 20c including all taxes; and the third run, 10-11c houses, upped their prices to 15c. To date there has been no lessening of attendance at these houses.

"Ride 'Em Cowboy" in Feb.

Universal will release "Ride 'Em Cowboy," Abbott-Costello starrer, the week of Washington's Birthday, Prexy Nate J. Blumberg said yesterday.

C'est la Guerre!

Washington Bureau of THE FILM DAILY

Washington—An order issued yesterday by the OPM Priorities Director prohibits production of juke coin boxes and coin-operated gambling machines after Feb. 1 and simultaneously directed manufacturers of certain other coin-operated devices to curtail their output 75 per cent by the same date.

Paramount yesterday announced that the title "Midnight Angel" has been changed to "Pacific Blackout." Picture is one of the company's third block-of-five.

Kenosha, Wis.—To give kids a chance to co-operate in the defense program, the Orpheum here offered a free ticket good for a Saturday matinee to those bringing in either an old tire, two inner tubes or nine pounds of rags.

San Francisco—Tip from Frisco exhibs. to showmen throughout the U. S. is to make sure all outside lights can be controlled from a handy switch. Lot of blackout grief here because lights were controlled by clocks.

Emergency Exhib. Air Raid Meet Tomorrow

(Continued from Page 1)

upon this city has caused a widespread appeal from exhibitors for information and instructions. At this meeting, matters pertaining to the handling of movie audiences, the protection of properties, handling of incendiaries, etc., will be discussed.

Because of the suddenness of the emergency, it has been impossible to communicate directly with all of the independent exhibitors in the territory. They, and responsible members of their staffs, are urged by Commissioner Valentine to attend this vital meeting.

Toronto Theater Men Called To Emergency Air Raid Meet

Toronto — Managers of key theaters in this city were called to an emergency air raid precautions meeting yesterday to check on safeguards arranged for possible attack. Theater emergency measures, including auxiliary lighting systems, were again inspected for anticipated use.

Business here is normal, with theaters playing up all available news pictures showing the U. S. Navy and President Roosevelt as well as action features with themes around the American forces.

Texas Allied Reviewing Service is Continued

Dallas—Allied of Texas will continue its reviewing service for members, a service which is being used as a guide to buying. Allied execs. say that in nine cases out of 10 the reviewers' judgment has been confirmed.

Reviewing committee polls its members' votes on trade-screened pictures which are rated as to star value, story value, production value, entertainment value and box-office value.

The service first was sent to all independent theaters in the state and then limited to members only. As a result, a large number of new members came into the association, it is reported.

"Dakar" from 20th-Fox

West Coast Bureau of THE FILM DAILY

Hollywood—"Dakar," tale of the war in North Africa, will go before the cameras at 20th-Fox next month.

No Theater Marquee Lighting for Frisco

San Francisco—For the duration of the emergency, all theater marquee and other outside lights have been ordered blacked out here.

At a meeting of all theater operators yesterday, it was decided to ask the authorities to set a standard for exterior lighting.

Decision was also reached not to broadcast news from the stage.

End Money Restrictions, Rose

Para. Exec. Asks Full U.K. Film Remittances

(Continued from Page 1)

out the full amount," Rose said. "Naturally, our first job is the war effort, but as long as we are carrying on a business, there should be no blocked currency any more than we would block remittances to England of British-made films here."

Agreement Calls for 50 Per Cent

Companies recently negotiated a Third Embassy agreement effective from Nov. 1 until Oct. 31 of next year whereby withdrawals of 50 per cent of the rentals and a like amount from the frozen coin are permitted. When the agreement expires, the companies will have approximately $40,000,000 blocked in England, it is estimated.

Rose said it was unlikely that any of the companies would be able to fulfill their quota obligations for the year ending March, 1942. It was his opinion that no action would be taken against any defaults.

Rose then outlined the production difficulties in England today. He said producers had to reserve space at the studios available. Paramount, with two pictures planned, must wait until April in order to obtain a studio. The same difficulty exists among the performers and the trained technical help. Producers must mark time, Rose stated, until stars and cameramen are finished with their respective assignments.

Theater Biz Very Good

According to Rose, theater biz has been exceptionally good. He attributed reason to absence of bombings since Russia entered the war. However, he said, early darkness at this time of the year has caused biz to fall off slightly.

New law in England conserving paper has forced companies to reduce drastically size of posters for advertising and even the stationery has been trimmed down but it has worked no hardships, Rose said.

(The British paper control order, recently made effective, provides that the total area of posters shall not exceed 1,200 square inches, that not more than 10 posters may be displayed which advertise any one program, and that posters must not be affixed within 100 feet of any other poster advertising the same program unless such poster is affixed within or at any entrance to a film theater. British exhibs. have estimated that the order will cut outside poster advertising a minimum of 50 per cent).

Rose Remains Six Weeks

Rose expects to remain in the United States for about six weeks. He said he will make several trips to the Coast and attempt again to interest several personalities to return to England with him for picture work.

Paramount's latest production effort, "Hatter's Castle," should be here any day now, according to Rose. He described the film as the most expensive made in England in more than a year and a half.

Charles Freeman Quits At Rochester's Century

Rochester — Charles Freeman, manager of the Century here for several years, and Kenneth Cobb, assistant, resigned yesterday. Arthur Krolich, manager of the Regent, was named temporarily as manager of the Century by Monroe Amusement Inc., with John Menzies transferred from the RKO Palace as Century assistant. No announcement was made concerning Krolich's post at the Regent.

Robert Glover Stricken

Omaha—Robert Glover, 56, electrician at the Omaha Theater, died unexpectedly of a heart attack at his home here.

Theater Bandit Gets $75

Omaha — Broadway Theater at Council Bluffs, Ia., lost $75 to a bandit who held up Arlene Hough, cashier.

FBI Eyes Aliens Operating Theaters

(Continued from Page 1)

ment for the duration is in prospect.

Theaters are in New York, Brooklyn, Milwaukee, Chicago, San Francisco, Rochester, Buffalo and Irvington, N. J.

Nitze, Head of Ufa Here, Arrested by FBI Agents

Office of Ufa, distributors of German films, remained open yesterday despite the arrest of George Nitze, president of the company by FBI agents. With Ernest Eisele, vice-president, absent from the office, the office personnel was in the dark over the whereabouts of Nitze. Prevailing impression was that he was being detained at Ellis Island.

Meanwhile, FBI agents yesterday took into custody Japanese and Italian newspaper correspondents. Whether these included film writers was undisclosed. New York reps. of Jap press associations and publications were dropped from the Hays Office list of accredited correspondents Monday.

The DEVIL PAYS OFF
A Republic PICTURE
A Thrill DRAMA OF SPIES AND SABOTAGE AT SEA!
J. EDWARD BROMBERG
OSA MASSEN
WILLIAM WRIGHT
MARGARET TALLICHET
ABNER BIBERMAN
JOHN H. AUER—Director
Screen play by Lawrence Kimble and Malcolm Stuart Boylan
Original story by George Worthing Yates and Julian Zimet

J. EDWARD BROMBERG, as DeBrock, who consorts with the devil.

Buy U. S. Defense Bonds

Kaufman Ticket Wins Local 244 Election

(Continued from Page 1)

tion Tuesday supervised by a special master in chancery, it was announced yesterday.

Thus Louis Kaufman, business agent, who is under indictment with Nick Dean for extortion—the true bill, returned by a Federal Grand Jury here on Sept. 29 named George E. Browne and Willie Bioff, already convicted, as co-conspirators — retained his grip on the Newark local. With Kaufman held over in his office, he interpreted the election as a vote of confidence.

The vote was: for president, Harold Shadbolt, 111; George Gilligan, 45; for vice-president, Daniel Oliner, 114; Charles Strong, 41; for recording secretary, Harry Oppenheimer, 103; William Nugent, 51; for treasurer, William C. Uessler (unopposed), 133. Terms are for five years.

Kaufman, speaking at the meeting preceding the election, told how operators got $10 to $18 weekly when he became agent 21 years ago. Now, he declared, they are highest paid in the international union of more than 900 locals. He told reporters yesterday he hoped to see more harmony for the benefit of the union.

Election was supervised by William J. Brennan, Jr., appointed by Vice Chancellor Bigelow because of the suit by six members to oust Kaufman and other officers. Of 160 members eligible, 157 voted.

"Channel Port" First Rep. Pix from Edmund Grainger

West Coast Bureau of THE FILM DAILY

Hollywood—First Edmund Grainger production for Republic will be "Channel Port," story of the British Commando raiders. Ray Middleton will be featured.

Air Raid Short via Knox

The Princeton Film Center, Princeton, N. J., yesterday announced the immediate production by Gordon Knox of a short, "What to Do in Case of an Air Raid."

WEDDING BELLS

West Coast Bureau of THE FILM DAILY

Hollywood — Engagement is announced of Mickey Rooney and Ava Gardner.

New Haven—Kathryn LaValle, of the Republic staff here for several years, is married to Gregory Codomo of Newark, N. J. and will resign as of Dec. 20 to live in Miami.

Winnetka, Ill. — Dorothy Lee, screen and stage actress, was married yesterday to John Bersbach of Chicago.

Inland Theater Biz Better

Detroit Daytime Patronage Back to Normal

(Continued from Page 1)

third air raid alarm yesterday morning, and in other large cities along the Atlantic Coast, the box-office recovery, if any, was undeniably slight. On the West Coast, which likewise had a new alarm early yesterday, theater business continued badly off. Frisco downtown houses reported 50 per cent matinees, 75 per cent evening drops.

The New York metropolitan area raid alarm resulted from the "assumption" that a squadron of U. S. Navy planes were enemy bombers when instruments of Army "spotters" located them 150 miles at sea. The "all clear" signal came in about 20 minutes.

Detroit Daytime Biz Normal

One of the most optimistic reports yesterday came from Detroit where, it was said, the daytime box-office has recovered and is up to normal, especially in the downtown district. Heavy shopping crowds were helping, it was indicated. Downtown evening business was said off about 20 per cent on the whole.

Detroit nabes, especially those without matinees, continue to suffer, the report said. Operators of Detroit subsequents yesterday said that the President's radio talk cut Tuesday night business about 50 per cent, but that the straight drop approximated 30 per cent.

Meanwhile, Detroit exhibitors were said considering several war-time adjustments, including possible cuts in operating hours, reduction in lighting and the use of more girl employes.

In Detroit, too, there was a noticeable adverse reaction on premium deals using Japanese linen, dishes, etc., and it was indicated their use would be quickly ended.

From Washington last night came the assurance that theater attendance in the nation's capital had about returned to normal yesterday, following the drastic curtailment on Monday and Tuesday.

Optimistic Pittsburgh Report

A third optimistic report came from Pittsburgh. There, it was said, the war has had no noticeable adverse effect on the territory's box-office. Monday and Tuesday are rated as the poorest show days in general there, and the dip this week was imperceptible, it was declared.

In St. Louis, where the war's outbreak sent grosses in all types of houses down from 35 to 60 per cent, there was no improvement noted yesterday. However, it was said that St. Louis theater men expect the public reaction to closely follow the English pattern and that, after the first few weeks of attempting to catch every war bulletin, rumor and bit of gossip on the radio and in newspapers, it will level off to a point where biz will resume normalcy.

With some St. Louis theaters planning to increase advertising space to offset the war slump, it was reported, Fanchon & Marco have a radio tieup with KXOK, the Star-Times station, through which patrons of its first-run houses can get up-to-minute news while watching the show.

From the South and Midwest

In Atlanta, where the war brought an estimated drop of 30 per cent in business, theaters were reported moving to satisfy patrons' news appetite. Loew's State there is originating a news broadcast every two hours from the theater; other houses are installing news tickers in their lobbies.

From Minneapolis came reports last night that the weather as well as the war were taking toll at the b.o. throughout Minnesota, North and South Dakota and Northern Wisconsin. The territory had its first below-zero temperature of the winter. Monday biz was off 50 per cent; suburbans on Tuesday night reported drops up to 75 per cent.

In New Orleans, it was estimated the war had cut first-run biz about 20 per cent, with nabes and subsequents more seriously affected.

Lehman Orders "Practice Blackouts" in N. Y. Cities

"Practice blackouts" in all New York State cities were directed yesterday by Governor Lehman in telegrams to their mayors, who instructed that "information in regard to uniform air raid warning signals and all clear signals should be issued immediately." It was understood in New York that the blackout order would not apply to this city, which under the district plan set up more than a year ago, is under the jurisdiction of the Mayor and Police Commissioner.

WB Set Espionage Comedy

West Coast Bureau of THE FILM DAILY

Hollywood — Warners will again team Jimmy Durante and Phil Silvers, this time in an espionage comedy.

"Pulham" In M. H. Dec. 18

"H. M. Pulham, Esq.," which had its world premiere in Boston last week, will make its metropolitan bow at Radio City Music Hall, Dec. 18.

New Sack Exchange for O. C.

Dallas—Opening of a new branch exchange in Oklahoma City on Jan. 2 has been announced at Sack Amusement Enterprises' home office here. Quarters have been leased at 702½ W. Grand Ave. The new office will be under the management of W. Burl Lovelace, who has been associated with the Sack organization since 1930.

Canadian Picture Pioneers' Com'tees

Toronto—Haskell Masters, general manager of Odeon Theaters, has been named chairman of the Canadian Picture Pioneers membership committee; other members are Clair Hague, A. J. Laurie and Louis Rosenfeld.

The new publicity committee of the Pioneers, now headed by Oscar Hanson, comprises Ed. Wells, Leo Devaney, Ray Lewis, Walter Kennedy and Hague, the latter having retired as president. Entertainment committee embraces Sam Sternberg, chairman; Harry Alexander, Jack Arthur, Charlie Mavety and Syd. Taube.

President J. J. Fitzgibbons of Famous Players has been re-appointed to the special position of Director of Public Relations and George Beeston has been re-elected assistant treasurer.

The Motion Picture War Services Committee, under the auspices of the CPP, will be reorganized for the handling of co-operative campaigns in aid of Canada's war effort. The Pioneers have also taken up a proposal for the establishment of a benevolent fund for needy oldtimers.

Power Cast in Henie Pic

West Coast Bureau of THE FILM DAILY

Hollywood — Tyrone Power has been cast by 20th-Fox opposite Sonja Henie in her next film, "Iceland." Story is by Robert Ellis and Helen Logan. Filming will start in February.

"Keep 'Em Flying" Stays On

"Keep 'Em Flying," will be held over at Loew's Criterion for a third week starting today.

STORKS!

West Coast Bureau of THE FILM DAILY

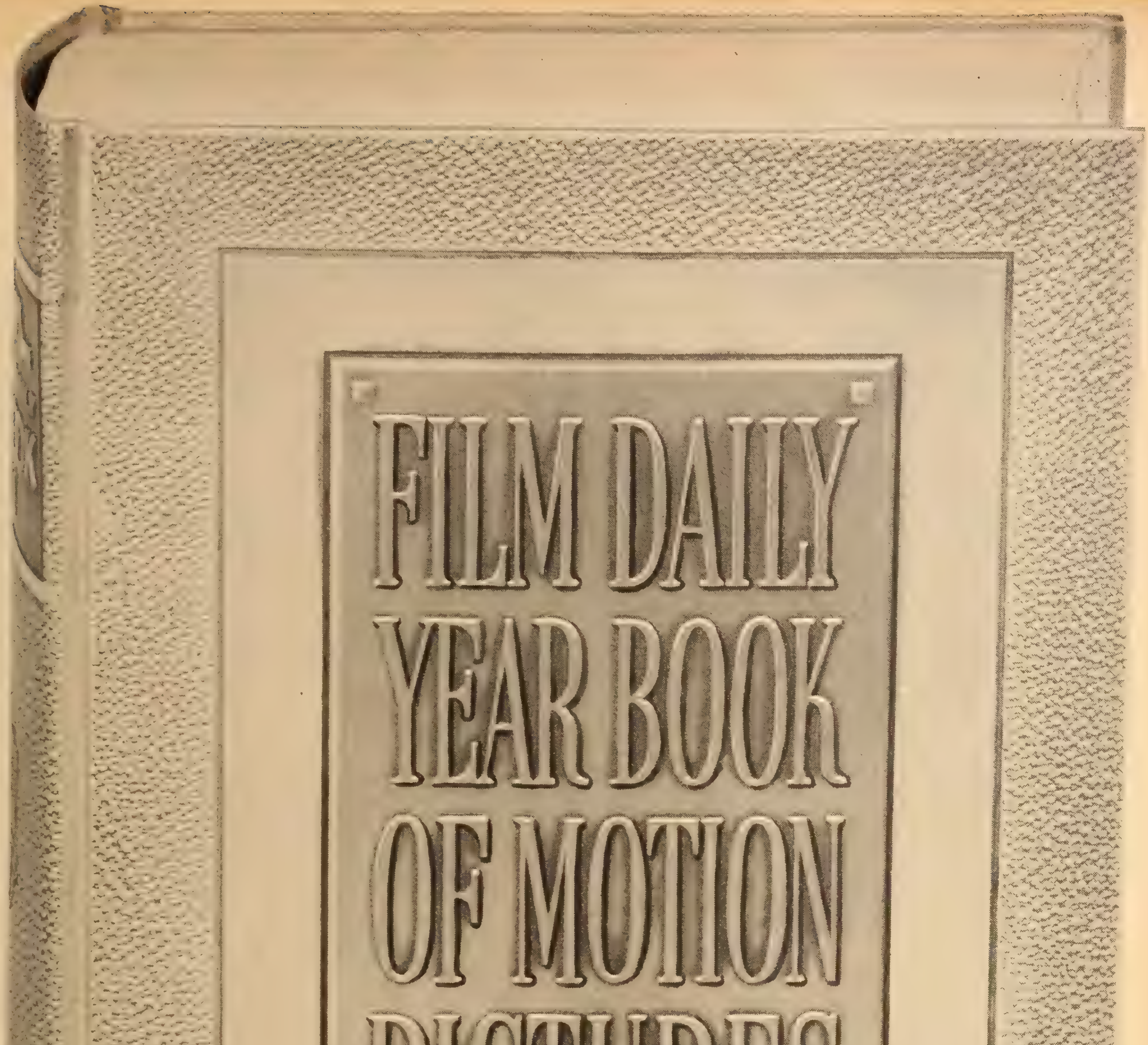
Beverly Hills—It's a daughter at the home of Constance Bennett and Gilbert Roland.

A daughter was born Tuesday night to Mr. and Mrs. Harry Kosiner at the Park East Hospital. Kosiner is UA home office rep, for the Western Division.

Bloomsburg, Pa.—A daughter was born to Mr. and Mrs. Charles Collins. Father is manager of the Columbia Theater here.

Binghamton, Pa.—Mr. and Mrs. Fred DeRado—he's manager of the Capitol Theater here—have a new daughter, Judy Ann.

Forest City, Pa.—A son was born to Frank Lutcavage, manager of the Freedman Theater, and Mrs. Lutcavage.



RELIABLE

M. P. PROD. DIST.
21ST FL.
28 W. 44TH ST.
N. Y. C.

Industry Buries Hatchet Via 5-Point Unity Plan

Representative Motion Picture Conference Committee Established at Chi. Meet

(Continued from Page 1)

and action in reference to taxation;

(2) Co-ordination of policy and action in protecting the good name and integrity of the industry as a whole;

(3) Formulation of plans for institutional advertising and other good-will activities;

(4) Protecting the necessary supplies of the industry by securing proper priority ratings;

(5) Formulation of a program providing, if possible, for the adjustment, or modification of the policies or practices of one branch or member thereof which are opposed by any other branch or a substantial portion thereof.

The steering committee recommended that the Motion Picture Industry Conference Committee shall be constituted as follows: Five members of Allied; five members of MPTOA; five members of independent exhibitor groups, and one member each of the following national distributor companies: Columbia, M-G-M, Paramount, Producers Releasing Corp., RKO, Republic, Monogram, 20th-Fox, Warner Bros., United Artists and Universal. Despite the fact that United Artists and Universal were not participants in the conferences, they were included in the program.

Conference Committee Named

According to the statement of the all-industry committee, the group took it upon itself to appoint such sub-committees "as it feels necessary to carry out to fulfillment this industry's unity program," adding that "in the formation of the Motion Picture Industry Conference Committee, the committee took into consideration the all-embracing inter-industry program and recommends that voting power thereon be excluded."

Committees which will participate in the all-industry committee are as follows.

Allied—H. A. Cole, Roy Harrold. Sidney Samuelson, Jack Kirsch and Martin Smith.

Independent Operators — Robert Poole, Robert White, Harry Brandt, John Rugar, Leo Wolcott.

MPTOA—Fred Wehrenberg, Rotus Harvey, Max A. Cohen, Lewen Pizor and Ed Kuykendall.

Distributors—Tom Connors, Howard Levinson, Steve Broidy, Neil Agnew, Abe Montague, W. F. Rodgers and James R. Grainger.

Those companies not mentioned here had no representatives in the meeting room at the time.

Committees on Points

Sub-committees for the individual points were as follows: Advertising and publicity, Bob White, Leo Brecher, Lionel Wasson, Fred Wehrenberg, Lewen Pizor, Leonard Goldenson, Pete Wood, Don Rossiter, M. A. Rosenberg. On Point No. 4, protecting the necessary supplies, Joseph Bernhard and the priorities committee plus Sidney Samuelson, Carter Barron and William Crockett; Point No. 5, formulation of a unity program, the entire industry conference committee.

Meeting of the steering committee Tuesday night was said to have been completely harmonious, and all delegates reporting yesterday at the general meeting declared that history had been written because of the willingness of all to lay aside prejudices. The only time when dissension threatened was yesterday and when there was some disagreement as to the continuation of the sessions. Kuykendall contended that he could not approve the plan until it had been submitted to the general membership of the MPTOA units. Harry Brandt, Robert Poole and others insisted that some machinery must be set up immediately or the entire program would collapse.

Those present here believe that harmony has been established.

Aberdeen, S. D., Exhib. Tests Preview Club; Midnight Pix for Fans Who Just Can't Wait

Aberdeen, S. D.—B. J. McElligott, Aberdeen manager for the Minnesota Amusement Co.'s three theaters here, is experimenting with a unique promotion stunt—a preview club.

Hoping to satisfy the more ardent fans who "can't wait" for new hits and also to benefit from advance word-of-mouth advertising, McElligott will start the first of three monthly midnight shows Dec. 12 with "One Foot In Heaven" as the attraction. He contemplates a club atmosphere at the Capitol Theater with club members given a voice in selection of the pic to be previewed.

He expects a membership of 300 for the opening block of three. While club dues will be equivalent to regular admission prices, non-members will not be admitted.

Band and Organ Policy For Buffalo Dipson House

Buffalo—Manager Robert T. Murphy announies a policy change for the 20th Century, Dipson's No. 1 Buffalo house, effective Dec. 18, coincident with the opening there of Disney's "Dumbo." Policy provides single feature, full-time band and Art Crosson featured at the organ.

Meyer Balsom, band director, is under 10-week contract with renewal provision, Murphy said. The theater will be the only one in town with a featured organist.

War Spurs Exhib. Demand For Col. Patriotic Shorts

America's war declaration has resulted in an immediate increase in the booking of patriotic shorts according to M. J. Weisfeldt, Columbia's short subject sales manager. Weisfeldt said Columbia exchanges reported a strong demand for its International Forum films and the Raymond Gram Swing cartoon reels, among others.

Ampa's V. C. Luncheon to Attract Trade Notables

(Continued from Page 1)

attract a distinguished roster of industry execs. General William McCraw will act as emcee.

Among those with reservations are:

George J. Schaefer, Herman Robbins, J. J. Fitzgibbons, of Toronto; Claude Lee, Arthur Israel, Charles Freeman, of Dallas; Toby Gruen, William Brenner, Arthur Krim, George D. Tyson, Lou Finske, Edward Hyman, Jack Cohn, N. B. Spingold, A. Schneider, Louis J. Barbano, Rube Jackter, David Lipton, Louis Weinberg, Louis Astor, Nat Cohn, Leo Jaffe. Max Seligman, David O'Malley, and Hortense Schorr, also—

W. F. Rodgers: Barney Balaban, Austin Keough, Sam Dembow, Leon Netter, Leonard Goldenson, Ned Depinet, Harry Arthur Jr., Chief Barker of Tent No. 4, St. Louis; M. A Silver, Chief Barker of Tent No. 9, Albany; Hardie Meakin, Chief Barker of Tent No. 11, Washington; Earl Sweigert, Chief Barker of Tent No. 13 of Philadelphia; Paul Short, Chief Barker of Tent No. 17 of Dallas; Harry Browning, Tent No. 23, Boston; M. A. Lightman, Tent No. 20, Boston; and James G. Balmer, the Dough Guy of the Variety Clubs of America.

Tele Departments Up Defense Programming

Television departments of NBC and CBS yesterday reported a sharp upsurge of defense programming in co-operation with a number of defense and allied agencies, including the Air Raid Protection Service. New York City police. Red Cross Motor Corps, American Women's Volunteer Service, Army and Navy recruiting stations. the New York fire department, Office of Civilian Defense. American Red Cross, Bundles for Britain. defense bond campaign. USO. New York State Committee on Fire Control and others.

While tele's official war-time status is still undecided from a Governmental point of view, it has gone "all out" behind the war effort.

PRC in Circuit Deals

PRC has closed circuit deals with the Jefferson Amusement Co., Dallas; Affiliated Theaters, Philly; Butterfield and W. A. Cassidy, Detroit; Eastland Theaters, Los Angeles, and Intermountain Theaters, Salt Lake City, it is announced by Leon Fromkess, exec. vice-prexy.

Studios Expect No Serious Crippling

(Continued from Page 1)

may be called into service or enlist. At M-G-M a spokesman pointed out that company's policy of [illegible] promotions within the ranks would take care of any possible shortage. Other company representatives also declared they do not believe future production schedules would be seriously hampered.

On direct orders from Major General Dawson Olmstead, Chief Signal Officer of the Army, Lt. Col. Darryl F. Zanuck will alternate between his civilian and army duties. He will be called to active service in Washington for monthly conferences at the office of the Chief Signal Officer, as directed. This will permit him to continue his activities as vice-president in charge of production of 20th Century-Fox and chairman of the Academy Research Council where he is co-ordinator of war department training films being made by the industry in collaboration with the Signal Corps.

Paramount has indefinitely postponed I. A. R. Wylie's "Absent Without Leave," an army camp drama dealing with a deserter. Paramount will expedite release of "Torpedo Boat," "True to the Army" and "The Fleet's In." The company has changed the title of "Midnight Angel" to "Pacific Blackout."

RKO will make night or outdoor scenes for Harold Lloyd's production, "My Favorite Spy" on studio stages, instead of on San Fernando Valley locations as originally planned.

Universal will use locations in Lone Pine and Arizona for "Saboteur" which Alfred Hitchcock will direct for Frank Lloyd-Jack Skirball Productions.

Plans of Samuel Bronston to shoot a good part of "Mutiny of the Elsinore" at sea has been abandoned and production will be shot entirely on sound stage via process. A release deal is now being set.

If photographic division of the Army Signal Corps is activated, Colonel Nathan Levinson, Lt.-Colonel Darryl F. Zanuck of advisory council to the Chief Signal Office, Major S. J. Briskin, Captains Gordon Mitchell, Herbert Bregstein, Len Hammond, Majors Robert Lord and John Aalberg, First Lts. Edmund J. Grainger, Lloyd O. Goldsmith, Second Lts. Edwin Levinson, Jules Buck and Jack M. Warner would be called into service.

Kanin Shooting Army Short

Garson Kanin yesterday started shooting a one-reeler for the Office for Emergency Management film unit which will deal with the traditions of the U. S. Army. Kanin began his work at Fort Dix, N. J., and will complete the film in New England.

FILE COPY
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THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

80, NO. 116 NEW YORK, FRIDAY, DECEMBER 12, 1941 TEN CENTS

LEADERS SEE 5-POINT PLAN FAR-REACHING

April Trial for "Little 3" Suit Said Gov't Goal

Editorial:

Unity Plan

. . . merits support

By CHESTER B. BAHN

THE five-point program for industry unity, to be supervised by a Motion Picture Industry Conference Committee representative of exhibition and distribution, merits the support, without reservation, of the entire trade.

Given that support, the program cannot fail.

And it readily should be apparent to all that the industry, confronting as it does the countless complex problems incident to a war-time economy, cannot afford failure.

The fact that the agenda does not include all planks that had been brought forward recently by various exhibitor organizations will not surprise. Neither should it mitigate against the program's general acceptance; further, the guess is that it won't.

There is too much at stake.

◆

SCAN the five points and you will note that what may be described as "the fundamentals" are embraced—taxation, protection of the industry's good name, institutional advertising and good-will activities, priorities and, finally, trade practices.

Obviously, the sub-committees appointed to work on the five points have no sinecures. That applies especially to the taxation and priorities groups. Inevitably, the war means a heavier tax burden. The industry stands ready, as it always has, to do its bit. Yet it has a right to ask that any new levy or levies be equitable. And it is its duty to advise on the possible effects of proposed tax measures lest the very revenue-raising purposes be defeated.

◆

SIMILARLY, in the field of priorities, the industry is duty bound to make such representations as may be necessary to assure ample supplies and equipment for the maintenance of production and the continued operation of film theaters.

For it is the industry's accepted obligation to build and sustain morale through the entertainment it creates and provides, not only at home but in those other lands where, by the grace of Divine Providence men still are free.

Ask the British trade to what extent American screen entertainment has figured in the morale scheme of things there during the last two years, and you will appreciate

(*Continued on Page* 2)

Restoration of Action to Trial Calendar Will Be Asked by D of J Dec. 17

The Department of Justice yesterday served notice of motion upon attorneys for the "Little Three" that it will ask Federal Judge Henry W. Goddard on Dec. 17 to restore the New York equity suit against Universal, United Artists and Columbia to the trial calendar.

Assistant Attorney General Robert Wright will request the Court at the hearing to fix a date for the

(*Continued on Page* 8)

Blackouts Cut Coast Grosses Up to 75%

Blackouts and air raid warnings on the West Coast have caused business to fall off approximately 50 per cent and as much as 75 per cent in the first-runs since Sunday night, according to Charles P. Skouras, head of the Fox West Coast circuit.

At the same time, Skouras, who

(*Continued on Page* 8)

Send Australian Prints Around Tip of Africa

Informal examination and discussion of the problems caused by the war was held by the foreign managers at the Hays office yesterday.

The foreign managers were inform-

(*Continued on Page* 6)

Industry's War Role Before Hays Board

Industry's role in the war will be the main topic of discussion at the quarterly meeting of the board of directors of the MPPDA Dec. 19, it was learned yesterday.

Dominion Exhibitors Talk Rental Ceiling

St. John, N. B.—United exhibitor front on a request to the Dominion Government for the inclusion of film rentals in the price freezing regulations is reported shaping up here.

Exhibitor complaints that, despite the fact that maximum admissions have been frozen for the duration, distributors are asking increased rentals, are rising in volume not

(*Continued on Page* 8)

Emergency Defense Parley Called Dec. 19 by SPG

New York SPG yesterday issued a call for the formation of a Motion Picture Emergency Defense Conference, to develop a program of action for the united participation of local motion picture organizations in the nation's all-out war effort.

Invitations to a meeting to be held Dec. 19, at the Hotel Piccadilly, were sent by the Guild's prexy, Joe

(*Continued on Page* 6)

Studios to Work from 8 to 5

New Hours Effective Mon.; Arrange Blackouts

By RALPH WILK

West Coast Bureau of THE FILM DAILY

Hollywood—Because of war emergency all departments of studios, including production, will work from 8 a. m. to 5 p.m., effective Monday.

In interests of national defense, Paramount's "Mr. and Mrs. Cugat" troupe, including co-stars and Betty Field and Director Norman Taurog,

(*Continued on Page* 7)

Newport Theater, Norfolk, Files on Clearance

Washington Bureau of THE FILM DAILY

Washington—Request that clearance granted by Vitagraph to the Newport Theater in Norfolk over the Bayne at Virginia Beach, Va., be removed was presented at an

(*Continued on Page* 8)

Executives Believe Plan Goes Further Than What Appears on Surface

The industry's five-point unity program, conceived in Chicago, this week, goes much further than what already has appeared in print. That appeared to be the consensus of top executives yesterday. Without exception, distribution leaders expressed themselves as being impressed with the proposals and hopeful for the full realization of all their aims.

That the Motion Picture Industry Conference Committee is temporary in its personnel was emphasized in several quarters, but it was

(*Continued on Page* 3)

Would Bring "U", UA Into Conference Fold

A move to bring Universal and United Artists into the Motion Picture Industry Conference Committee is expected to be started shortly. A two-man committee consisting of W. F. Rodgers, M-G-M general sales manager, and Harry Brandt, ITOA president, was appointed to call on the heads of Uni-

(*Continued on Page* 3)

Amusement Stocks Move Up as Axis Starts War

Amusement stocks on the New York Big Board yesterday responded to the Axis powers' declarations of war against the U. S. by scoring gains, largely fractional, but in the instance of Paramount's first pre-

(*Continued on Page* 8)

B & K to Up Prices Under 40 Cts. by 10%

Chicago—Starting Christmas day, B & K will advance admission charges under 40 cents about 10 per cent. This will bring the admissions to even money.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

Vol. 80, No. 116 Fri., Dec. 12, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Thursday, Dec. 11)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.				
Col. Picts. vtc. (2½%)				
Columbia Picts. pfd.	23½	22½	22½	+ ½
Con. Fm. Ind.				
Con. Fm. Ind. pfd.				
East. Kodak	130	129½	130	+ ½
do pfd.				
Gen. Th. Eq.	10⅞	10⅞	10⅞	+ ⅜
Loew's, Inc.				
do pfd.				
Paramount	13½	12¾	12¾	— ½
Paramount 1st pfd.	103	103	103	+ 3
Paramount 2nd pfd.	12	11¾	12	+ ⅜
RKO				
RKO $6 pfd.				
20th Century-Fox	6⅞	6⅞	6⅞	+ ⅛
20th Century-Fox pfd.				
Univ. Pict. pfd.				
Warner Bros.	4⅞	4⅝	4⅞	+ ⅛
do pfd.				
NEW YORK BOND MARKET				
Loew's deb. 3½s46				
Par. B'way 3s55				
Para. Picts. cv. 3¼s47				
Warner Bros. dbs. 6s48				
NEW YORK CURB MARKET				
Monogram Picts.				
Radio-Keith cvs.	⅛	⅛	⅛	
Sonotone Corp.				
Technicolor	7¼	7¼	7¼	
Trans-Lux	9-16	9-16	9-16	+1-16
Universal Corp. vtc.				
Universal Picts.				

War Training Film Program to be Expanded

Hollywood—The Hollywood branch of the Motion Picture Committee Cooperating for National Defense authorized Lt. Col. Darryl F. Zanuck to expand the war training film program.

Call Women's Service Parley

Motion Picture Division of the American Women's Volunteer Services has called a meeting at the Hotel Astor for Monday night. All femme film employes are invited to attend.

Unity Plan

. . . merits support

(Continued from Page 1)

that there must be no diminution in the flow of quality product from Hollywood.

•

As for the unity agenda's fifth point, "Formulation of a program providing, if possible, for the adjustment, or modification of the policies or practices of one branch or member thereof which are opposed by any other branch or a substantial portion thereof," the complexion of the Conference Committee is sufficient guarantee that there will be an honest effort made to attain the goal.

The fair-minded will ask no more.

War Cancels Plan to Send Camp Show Unit to Iceland

Troupe of screen and stage stars who were to depart this week to entertain soldiers and sailors stationed in Iceland under the sponsorship of USO-Camp Shows, Inc., were notified by Eddie Dowling yesterday that their show had been cancelled by the War Department because of the war emergency.

Included in the cast were Bert Frohman, Sidney Marion, Fredericka, Janis Thompson, Wini Shaw, and Irving Sacher.

First news that such a show was in the works at USO-Camp Shows, Inc., came with the announcement of its cancellation.

"Corsican Brothers" Bow In Washington on Dec. 18

United Artists will hold the world premiere of Edward Small's "The Corsican Brothers" on Dec. 18 at Loew's Palace Theater in Washington. It is planned to have the event attended by a number of the Capital's foremost figures.

Following the premiere, the picture will become the holiday attraction at a number of leading theaters of the Loew circuit.

Netter in Charlotte for Wilby-Kincey Circuit Meet

Charlotte, N. C.—Leon Netter, of the Paramount theater department. has arrived here to attend the annual directors' meeting of North Carolina Theaters, Inc., today. Circuit is operated by Wilby & Kincey, Paramount associates in this territory. A meeting of all the local managers will take place after the directors' session.

Springfield to Play Garbo Pic

Chicago—M-G-M will open the Greta Garbo film, "Two-Faced Woman," at Great States Orpheum Theater, Springfield, Ill., on Saturday.

20th-Fox Exercises Options

West Coast Bureau of THE FILM DAILY

Hollywood — Twentieth Century-Fox has exercised its options on the services of Roddy MacDowall, Cornel Wilde and Carole Landis.

Loew-Poli Sets Midnight Shows for New Year's Eve

New Haven — Loew-Poli "A" houses in New Haven, Hartford, Bridgeport, Worcester, Waterbury, and Springfield will have midnight New Year's Eve shows, featuring "Babes on Broadway," with admission upped to 50-75 cents for reserved seats. In Hartford and Worcester, both "A" and "B" houses will play the same show.

At the Palace, Meriden, the feature will be previewed, and shown at a regular engagement several weeks later. Vaude will be shown at the Globe, Bridgeport.

The M & P Paramount, New Haven, will have seven acts of vaudeville and probably "Never Give a Sucker an Even Break." None of the New Haven nabes has as yet reported plans for a later show.

All Warner houses will have midnight shows for the New Year.

American Tele Society Names Waters President

Norman D. Waters, advertising agency exec. who has been conducting a campaign for expansion of television activity in relation to national defense, was elected president of the American Television Society at a special meeting of the Society's Board of Governors, it was announced last night.

Halsey V. Barrett was named assistant to the president and Warren M. Caro, retiring president who now is in Washington with the Federal Works Administration, was made chairman of the Board of Governors.

Government Revokes Ufa License; Offices Close

Government licenses under which Ufa, distributor of German films in the U. S., has been operating has been revoked, it was learned yesterday. Disposition of the films on hand, largely of a propaganda nature, was not ascertainable. The Ufa offices were closed and locked.

Meanwhile, theaters in New York and elsewhere which have been outlets for the Nazi product were reported closing. These included three Yorkville section situations, the 96th St., the 86th St. Garden and the Yorkville Casino. Trio, it was understood, planned to switch to U. S. pix.

Rites for Oscar E. Wee

Cambridge, Mass. — Funeral of Oscar E. Wee, 60, New York theatrical producer who sent many Broadway plays on tour, who died here Tuesday will be held today in Wayland, Mass., with burial in the cemetery at Natick, Mass.

20th-Fox Changes Title

West Coast Bureau of THE FILM DAILY

Hollywood—Title of "You Can't Always Tell" has been changed by 20th Fox to "Right to the Heart."

COMING and GOING

NATE BLUMBERG and **MATTY FOX** train out for Hollywood tonight.

LEON NETTER, of the Paramount theater department, left last night for Charlotte, N. C.

SPYROS SKOURAS, CHARLES SKOURAS, HARRY C. COX leave by plane for Los A[illegible]s tonight.

EDDIE ZABEL, head film buyer of National Theaters, and **AUBREY SCHENCK** left last night for the Coast.

BILL SUSSMAN, 20th-Fox's Eastern sales manager, is on a tour of the exchanges in his territory.

BOB WEITMAN and **HARRY KALCHEIM**, of the Paramount, returned late last night from Boston where they conferred with Gene Krupa on the New Year's Eve show.

ANAST NATOPOLUS, Paramount theater associate in Butler, Ambridge and Aliquippa, Pa., was in town yesterday conferring with home office execs.

IRVING BERLIN arrives from Hollywood Monday to begin work on his Music Box revue.

JOHN STRINGER, publicity chief of the Auditorium, Rochester, is in town looking at some new plays.

JEFFREY LYNN returns to the Coast over the week-end after a brief vacation in New York.

BOB BENJAMIN, attorney, leaves for the Coast tonight.

RALPH McCOY, new Warner Bros. Southern and Midwestern district manager, is making a trip through the Southern territory.

RAFAELA OTTIANO, Columbia actress, arrives over the week-end from Hollywood.

N. Calif. AOH to Meet Monday on Pix Program

San Francisco—Recent tendencies in motion pictures to "flout" the code of the Legion of Decency and similar groups were scored by Jeremiah J. Mulvihill, state president of the Ancient Order of Hibernians.

Mulvihill stated the matter of organizing an educational and policy program to correct film production, stories, exhibitional and marketing laxities, will be discussed next Monday, at a meeting of Northern California Hibernian leaders, and officers of the AOH Women's Auxiliaries.

Shamokin's Capitol Sold

Shamokin, Pa.—The sale of the Capitol Theater by Charles J. Chervanik to the Buckley Amusement Co. is announced by Dr. W. R. Buckley of Mt. Carmel, head of the latter firm.

NATIONWIDE—BUT NOT TOO BIG FOR FRIENDLY SERVICE!

Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

Leaders See 5-Point Plan Far-Reaching

(Continued from Page 1)

indicated that most of the members will be permanent. Because [illegible] members are widely scattered, some concentration of personnel in one locality may be considered.

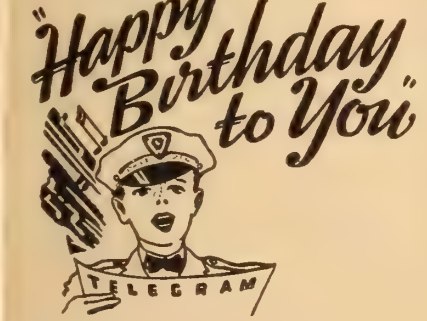
The next step will be the appointment of a permanent chairman who will set another meeting presumably shortly after the first of the year. Date and locale of the next session have not been determined. Another important aspect of the project will be the ratification of the unity plan by the individual units of MPTOA, Allied, Pacific Coast Conference and unaffiliated organizations. Ed Kuykendall, MPTOA president, was one who did not want to accept for the membership, even though he apparently had no doubts as to the plan's adoption by his groups.

Industry leaders obviously see more than just a unity plan hatched from the Chicago conferences. According to most of them, they predict the first concrete move to consolidate a previously disconnected business, insofar as its various branches are concerned, into an enterprise that not only can solve its own problems but can put up a solid and unified front on war measures and aid to the Government.

The question of financing the plan will be one of great importance at the next meeting. So far no plan has been proposed, but committee members are expected to submit plans at the forthcoming sessions.

Educational Four-Reelers

Pictorial Films Inc., RKO Building, has acquired a series of 17 educational four-reelers in 16 mm. entitled, "The Story of Civilization."



DEC. 12

Harry M. Warner
Edward H. Robinson
Karen Morley
Rube Jackter
Herb Crooker
Edna Marion
J. J. Felder
George M. Lepschultz

DEC. 13

Norman Foster
Burnet Hershey
Richard Schayer
William R. Fraser

DEC. 14

Jack C. Raymond
James W. Horne
Frank Campeau
Ray Foster

Under the Big Top

● ● ● **IN case you were not among the more than 200 industryites who passed through the simulated red-and-white-striped tent at the entrance to the Hotel Edison's Grand Ballroom yesterday to attend therein the Ampa luncheon fete to the Variety Clubs of America,—this is what happened:**

▼ ▼ ▼

● ● ● *AT the very outset, the meeting rose en masse for the playing of the national anthem, as in the room's dim light the Stars and Stripes,—a fluorescent flag donated by Fred Rothenberg of Continental Lithograph—, shone inspiringly on the north wall......Vincent Trotta, Ampa prexy, received a formal report from Maurice Bergman, organization's delegate to the recent all-industry unity parley in Chi, and another from John C. Flinn on Ampa's Relief Fund......"Chick" Lewis, the Variety Clubs' promotional megaphone nationally, introduced Gen. William McCraw, who uproariously filled the chore of master of ceremonies, and who, in turn, introduced John H. Harris, founder and National Chief Barker of the Variety Clubs,—and with his advent at the rostrum commenced the principal fireworks......*

▼ ▼ ▼

● ● ● **THIS flaming showman from the Smoky City said that only with the birth and growth of the Variety Clubs was charity really accredited to show biz......After declaring how greatly New York City's amusement industry, including the trade press and publicists, had helped the Clubs, Harris told the story of the birth of the organization (an account of which was published in this column shortly before the national convention in Atlantic City early this year)......But his talk was a vast amplification of what many of us hereabouts had known. ......For example, the part played by the Pittsburgh Press in crystalizing the Clubs' launching; the impetus also given by King Features via the powerful American Weekly which led to the adoption by an American family of the foundling child who had been named Catherine Variety Sheridan; how from 600 letters offering a home to the youngster, 20 were selected, and, finally one from that score......He said that the foster parents have never drawn one cent from the fund allocated for the child's care......Climaxing the Harris speech was his citation of the fact that in 1940 the various Tents, now 25 in number, had pledged $400,000......A film was made prior to the 1941 drive, and in it was set forth the expectation that the current year would bring $600,000......That was an understatement, for $900,000 was pledged!......The Ampa meeting was informed that today the Variety Clubs are caring for more than 750,000 children......The film to which we have referred is titled "Heart Report" and it was shown yesterday at the finals of the Harris talk......The footage is an amazing record of charity......**

▼ ▼ ▼

● ● ● *BOB O'DONNELL, Interstate solon and First Assistant National Barker, said that the clergy of Texas had, through the Dallas Tent, come to understand filmland better than ever before, and there is no worry down that way over legislative restriction engendered by carping sources; that he would welcome a Tent in New York City; and that newsreel companies have stood shoulder-to-shoulder with the Variety Clubs......He paid a fine tribute also to Ampa...... On the luncheon dais with the speakers, and other aforementioned, were Leonard Goldenson, A. Montague, Carl Leserman, Ned E. Depinet, Barney Balaban, Jack Alicoate, William F. Rodgers, Herman Robbins, J. J. Fitzgibbons, Rube Jackter, Earl Sweigert, Hardie Meakin, and George Tyson......Audience was crammed with big-wig pic execs., a large number of whom are Variety Clubs' sparkplugs......*

▼ ▼ ▼

● ● ● **REMEMBER Pearl Harbor!......**

Would Bring "U", UA Into Conference Fold

(Continued from Page 1)

versal and United Artists and discuss their entrance and participation in the project.

Neither company sent representatives to the Chicago meeting this week, but it was recommended by the steering committee that both companies be represented by one man each on the general committee.

Joseph Prutzman, general counsel for Universal, has indicated that he would not approve Universal's participation until current legal actions have been clarified.

C'est la Guerre

To eliminate any possibility of it being used as a guide by enemy war-planes, the huge "RCA" sign atop the RCA Building in Radio City has been blacked-out indefinitely on orders of David Sarnoff, RCA prexy. Sign operated manually, is the highest one of its size in the world.

West Coast Bureau of THE FILM DAILY

Hollywood — Paramount troupe currently making "Mr. and Mrs. Cugat," from now on will work from 7:45 a.m. until 5 p.m., thus enabling those working on the film to reach their homes by sundown and avoid confusion in the West Coast's emergency blackouts.

First Broadway legit. war "casualty" is "The Admiral Had a Wife," Lowell Barrington naval comedy in which Ruth Wilk, Jake Wilk's daughter, and Jose Ferrer were to have opened at the Playhouse this week. Premiere was called off for re-writing, but that was found impractical.

West Coast Bureau of THE FILM DAILY

Hollywood—Paramount will make Jap agents the villains in "This Gun for Hire," and necessary re-writing of dialogue is under way.

West Coast Bureau of THE FILM DAILY

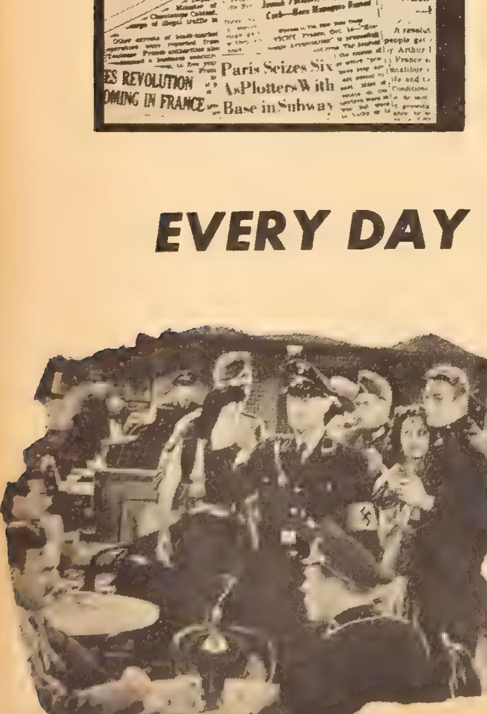
Hollywood — Sam Goldwyn loses Gregg Toland, ace cameraman, to the Navy. Toland, who holds a reserve commission, reports within a week for active duty. He was to have photographed "The Life of Lou Gehrig."

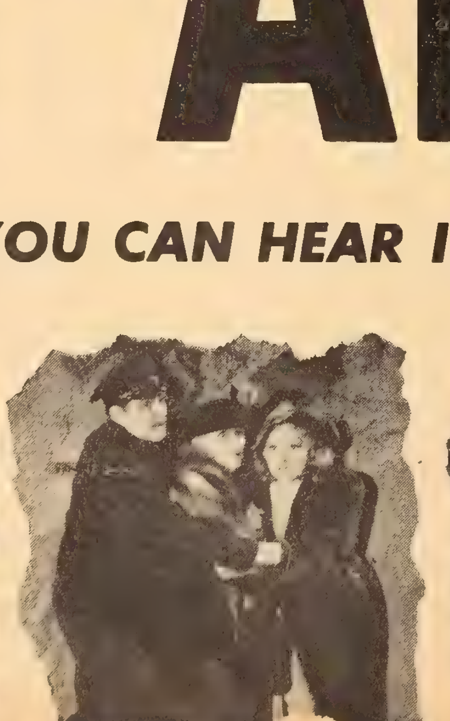
Charles Mayer is kinda sorry he was so philanthropic. Before sailing on the President Polk from San Francisco last Saturday and which was called back on Sunday, 20th-Fox's new Far East manager disposed of all his heavy clothes to some needy folk the day before he sailed. He found it very chilly going yesterday, but is happy to be back in New York.

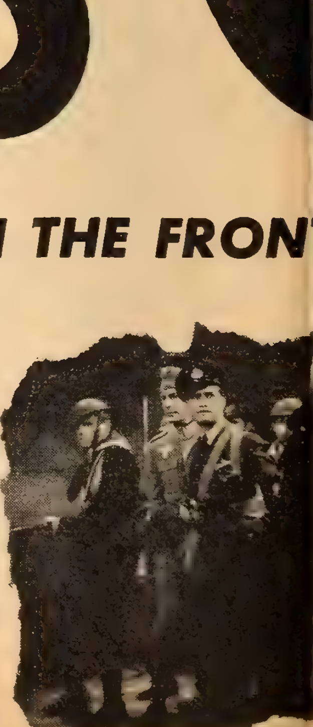
50 MILLION FRENCHMEN WON'T BE WRONGED!
12 Frenchmen Shot, Reprisal for 1 Nazi
DAILY
3 GUILLOTINED AS PARIS REDS BY VICHY EDICT
VICHY SEEKING TERROR TRUCE
Nazis Blackout Paris, Execute 3 More Reds
SPORTING FINAL
The Sun
French Crops Rich, But People Hungry
FREE FRANCE IS SEIZED IN
NEW YORK
Paris Gets Germans' Machine-Gun Threat
8,849 Arrested In Paris 'Purge'
Nazis Execute Frenchman, Jail Belgians
Herald Tribune
BERLIN-VICHY DEAL BEING NEGOTIATED
Diplomats Take Proposals to French Capital
French Fear Harsh Step in Killing
BLUE FINAL
Six Paris Synagogues, 21 More Are Exec
DECREE THREATENS FRENCH WOMEN
Will Follow Help to Fallen R.A.F. Men
Petain Saves Col Death Sent
New York Post
VICHY WIDENS PLAN FOR 'ARYANIZATION'
American When
Paris Seizes Six As Plotters With Base in Subway
ES REVOLUTION OMING IN FRANCE

PARIS C

EVERY DAY YOU CAN HEAR IT CALLING ON THE FRONT







THE WRAPS ARE OFF! TURN YOUR MARQUEE WHITE HOT WITH THIS ONE!

PRINTS are READY NOW at UNIVERSAL!

Right from under the heels of the Nazi heels . . . comes this blistering story of fifth horsemen vs. fifth columnists!

***WHY* 50 hostages die for the deeds of one hero!**

***WHY* the man with the gun fears the man with the heart!**

***WHY* reprisal killings only breed more rebellion!**

***WHY* every morning hears a prayer — and every evening the executioner's fusillade!**

ALLING

AGE OF YOUR OWN NEWSPAPER!

A Charles K. Feldman Group Production starring

Elizabeth BERGNER • Randolph SCOTT

with Basil RATHBONE

Gale SONDERGAARD • Edward CIANNELLI

Charles ARNT • Lee J. COBB

Original Screen Play by Benjamin Glazer and Charles S. Kaufman • Original story collaborator, John S. Toldy • Directed by EDWIN L. MARIN • Produced by BENJAMIN GLAZER

A UNIVERSAL PICTURE

REVIEWS OF THE NEW FILMS

"Melody Lane"

with The Merry Macs, Sandy, Leon Errol,
Anne Gwynne, Robert Paige
Universal 60 Mins.

FROTHY ROMANTIC MUSICAL COMEDY WHICH SHOULD DO OKAY WITH DEVOTEES OF LIGHT ENTERTAINMENT.

Following the romantic musical comedy formula, theatermen can tag "Melody Lane" as light, tuneful and diverting stuff. On the side of humor, there is the incorrigible Leon Errol, a versatile and enthusiastic (if not over-capable, and he isn't supposed to be) music instrumentalist, whose tuba tooting is a major factor in the plot, as is, on the side of laughs, his renowned drunk bit, wherein he tries to mail a letter.

On the genuine melodic side are The Merry Macs of radio and celluloid fame to purvey scorching swing, together with a torrid ork. Aside from their harmonic warblings, the quartet has a histrionic assignment, especially the pretty and talented Mary Lou Cook.

Diverting highlights include the human interest ingredient widely known as Baby Sandy, an asset to any picture; the tunes by Jack Brooks and Norman Berens; and the frothy screenplay by Hugh Wedlock, Jr., Howard Snyder, and Morton Grant.

The yarn recounts the catering of an advertising agency, headed by J. Roy Thomas, to Leon Errol, the prexy of Kornies Breakfast Food, who has turned his firm's account over to the ad outfit on condition that the latter lets him play in the ork selected for the air program. Out in Iowa, Robert Paige has a flock of jive musicians and specialty singers. To get them under contract Page dispatches the eye-filling Anne Gwynne to bring them East.

After much persuasion, they consent, but on arriving in New York they refuse to have Errol muscle-in with his terrific tuba. In the wake of considerable dissension, which finds romance rife 'twixt J. Roy Thomas and Mary Lou Cook, and Robert Paige and Anne Gwynne, Baby Sandy, Paige's orphan-ward, is taken for a walk by Errol.

Latter lands in the jug as a suspected kidnapper, and is released after he promises not to inflict himself on the orchestra. Charles Lamont's direction flows along skillfully, and photography by Jerome Ash does likewise. Cast is capable and enters into the spirit of the script. "Melody Lane" is a satisfactory antidote for the cares of the day, and will be so considered by those who prefer their antidotes light and palatable.

CAST: The Merry Macs (Judd, Ted and Joe McMichael, and Mary Lou Cook), Sandy, Leon Errol, Butch and Buddy, Anne Gwynne, Robert Paige, Don Douglas.

CREDITS: Associate Producer, Ken Goldsmith; Director, Charles Lamont; Cameraman, Jerome Ash; Art Director, Jack Otterson; Author, Bernard Feins; Adaptation, George Rony; Screenplay, Hugh Wedlock, Jr., Howard Snyder, Morton Grant; Film Editor, Otto Ludwig; Assistant Director, Joseph A. McDonough.

DIRECTION, Skillful. PHOTOGRAPHY, Ditto.

Rites Held for Sanowsky

St. Louis—Funeral services were held here Wednesday for Adolph Sanowsky, 65, former operator of the Venus theater.

"Land of the Open Range"

with Tim Holt, Ray Whitley, Janet Waldo,
Lee "Lasses" White
RKO Radio 60 Mins.

PUNCH AND PEP HIGHLIGHT THIS PRAIRIE PIC. IS TYPE OF FILM SURE TO SCORE WITH HOLT ADMIRERS.

This is another solid Tim Holt starring vehicle where screenplay, penned by Morton Grant, and directed by Edward Killy, has punch and pep. Yarn is an adaptation of Lee Bond's story, "Homesteads of Hate."

Plot recounts how a former convict bequeaths his large land holdings to other convicts who have served a minimum of two years in a penitentiary. There is a headlong rush by the "heirs" to stake out claims. Naturally, the situation brings conflict between them and the local ranchers. The law is represented chiefly by a deputy sheriff, Tim Holt, who bags Roy Bancroft and the latter's followers who are attempting to build a dam on the land legacy to forward their own ends and bring the settlers at large under their rule.

Ray Whitley and Lee "Lasses" White are Tim's aides. The lead femme role is played by attractive Janet Waldo. The big scene in the opus is the wholesale race to stake out claims, in which Janet's father rides like Paul Revere to beat the villains to the particular locale on which they plot to construct the dam. Edward Killy's direction is firm, as is Harry Wild's photography. Productions of this sort will increase Holt's pop following, for it's the type of western the patrons want.

CAST: Tim Holt, Ray Whitley, Janet Waldo, Lee "Lasses" White, Hobart Cavanaugh, Lee Bonnell, Roy Bancroft, John Elliott, Frank Ellis, Tom London, J. Merrill Holmes.

CREDITS: Producer, Bert Gilroy; Director, Edward Killy; Screenplay, Morton Grant; Author, Lee Bond; Musical Director, Paul Sawtell; Director of Photography, Harry Wild; Film Editor, Frederic Knudtson; Songs by Fred Rose, Ray Whitley.

DIRECTION, Firm. PHOTOGRAPHY, Ditto.

Emergency Defense Parley Called Dec. 19 by SPG

(Continued from Page 1)

Gould, to industry trade unions, exhibitor organizations, executive groups, trade journals and social and welfare societies.

Gould's letter asserted that the film industry, with the most powerful weapon in defense of the nation's morale, has a "special responsibility," and that to meet it, there must by a pooling of "our skills, our energies and our resources" by industryites.

WE to Pay 75c on Common

WE directors have declared a dividend of 75 cents per share on the common stock, payable on Dec. 30, to stock of record at the close of business on Dec. 23.

"Thundering Hoofs"

with Tim Holt, Ray Whitley,
Lee "Lasses" White, Luana Walters
RKO Radio 60 Mins.

LIVELY WESTERNS WITH PLENTY OF STUFF TO SATISFY THE OUTDOOR DRAMA ENTHUSIASTS.

Producer Bert Gilroy has turned out in this Western an attraction with good story value, loads of action, excitement, and romantic interest. Tim Holt, its star, plays efficiently his role of the stagecoach operator's son who refuses to quit as head of his dad's ranch and go into the transportation business.

Upon the father's threat to sell the ranch and thereby force compliance, Tim quits and goes out to shift for himself. He comes upon the invalid stagecoach competitor in a nearby town, the line being run by the pretty daughter, and helps them break a "strike" of the fear-filled drivers who refuse to go through any more hold-ups. There is suspicion cast to the effect that Tim's father is responsible for the bandit activity. However, the culprit, whom Tim smokes out, is a crooked lawyer.

There are many sequences of flaming guns and fisticuffs, plus plenty of hard riding. Fans will like "Thundering Hoofs." It is peppily and capably directed by Lesley Selander who knows how to get the most out of sagebrush dramas. Lee "Lasses" White carries the comedy assignment, while Luana Walters is a very satisfactory selection to essay the top femme part.

CAST: Tim Holt, Ray Whitley, Lee "Lasses" White, Luana Walters, Archie Twitchell, Gordon DeMain, Charles Phipps, Monte Montague, Joe Bernard, Frank Fanning, Fred Scott, Frank Ellis.

CREDITS: Producer, Bert Gilroy; Director, Lesley Selander; Original Screenplay, Paul Franklin; Musical Director, Paul Sawtell; Director of Photography, J. Roy Hunt; Film Editor, Frederic Knudtson; Songs by Fred Rose and Ray Whitley.

DIRECTION, Tip-Top. PHOTOGRAPHY, Good.

Universal, IPC and Metro Basketball Teams Win

In the second round of the Motion Picture Basketball series Wednesday night at the Heckscher Foundation, Universal defeated National Theater Supply Co. 37 to 30; International Projector Corp. beat Paramount 44 to 38 and M-G-M beat BMI 36 to 17.

Next Wednesday will find Paramount against BMI; M-G-M against Universal and International Projector taking on the National Theater Supply five. First game starts at 6:30.

PNT Hearing on Dec. 22

Wilmington, Del.—The Court of Chancery has ordered a hearing held here on Dec. 22 on the account and petition for distribution filed by William H. Foulk, receiver of Pacific National Theaters, Inc., a dissolved Delaware corporation, in the court action brought by Margaret M. Stevens and W. Ernest Choate against the corporation.

"Borrowed Hero"

with Alan Baxter and Florence Rice
(HOLLYWOOD REVIEW)
Monogram 65 Mins

ACTION, SUSPENSE AND COMEDY NEATLY BLENDED TO MAKE GOOD ENTERTAINMENT THROUGHOUT.

"Borrowed Hero," while not a pretentious production is intelligently produced, directed, written and played by a cast of competent performers. It is a decided credit to the crew of Producer A. W. Hackel.

Director Lewis D. Collins has told his story well. There is lots of action and plenty of suspense with just enough comedy to add dash to the mystery-mood of the tale. The leading players, Alan Baxter and Florence Rice, make a charming team for any man's whodunit. Noticeable in quality is Marcel Le Picard's excellent camera work.

Florence Rice, a newspaper columnist, is fed up on her irresponsible boy friend, young attorney, Aian Baxter. She is about to throw him over when he is suddenly, because of a lucky capture of a dangerous criminal, named special prosecutor by the governor of his state, to clean up the city in which the pair lives.

Inexperienced, Baxter fumbles his way right into the heart of the local crime ring—only to find himself stymied by the actions of crooked politicians and unfaithful associates. It looks as though he will have to resign—but he takes one last long gamble, by kidnaping the state's star witness, and bringing the criminals out in the open, where he, of course, saves the day for the forces of law and order.

Most audiences will like this film. It is good entertainment throughout.

CAST: Alan Baxter, Florence Rice, John Hamilton, Constance Worth, Wilma Francis, Richard Terry, Mary Gordon, Jerry Marlowe, Stanley Andrews, George Dobbs, Paul Everton, Guy Usher, John Maxwell, Karl Hackett, Robert Fiske, Joel Friedkin, Isabel La Mal, Dorothy Gulliver, Eba Larson, Eddie Kane, Dudley Dickerson, James Deliso, Gene O'Donnell, Ted Stanhope, Robert Street, Charles King, Syd Saylor.

Producer, A. W. Hackel; Director, Lewis D. Collins; Authors, Ben Roberts, Sidney Sheldon; Screenplay, Earle Snell; Cameraman, Marcel Le Picard; Editor, Martin G. Cohn; Production Manager, Ben Gutterman.

DIRECTION, Good. PHOTOGRAPHY, Good.

Send Australian Prints Around Tip of Africa

(Continued from Page 1)

ed prints could be shipped to Sweden by air form England and to Egypt and Australia around the Southern tip of Africa. Shipping and mail service to the Far East has been completely stalled, it was said.

MLT Ends Preferred Arrears

Montreal — Marcus Loew's Theaters, Ltd., declaring a dividend of $1.75 in addition to the regular quarterly dividend of the same amount, payable Dec. 31, erased preferred arrears.

Gov't Files Final Crescent Case Brief

Nashville—In what is described as a "final reply brief" against the distributor defendants, made available to the press yesterday, Robert L. W[illegible]ht, chief plaintiff counsel in the Government's anti-trust suit, with the name of Assistant Attorney General Thurman W. Arnold appearing as the second signature on the brief, lashed out at the moving picture distributing industry as a whole. He said in part:

"The film business stands today entirely unregulated by State or Federal authorities as to prices charged to the public and rates of return to investors upon assumption that such matters are subject to the restraint of normal competitive forces. Any time that the industry wishes to exchange competition for a bureaucratic commission as a means of controlling such rates and prices, it is, of course, free to advocate necessary enabling legislation.

Must Enforce Sherman Act

"We respectfully submit that until and unless the industry secures for itself legislative recognition that it is a business which may render better service without competition than with it, the Government and the courts have no other choice in enforcing the Sherman Act than to compel it to operate, as it claims to operate, upon a competitive basis."

This reply brief reveals that the Government is resting its case against United Artists and Universal entirely upon the court's interpretation of the Interstate Circuit, Inc., vs. United States (306 US 208) as it may be applied to the Crescent suit, claiming that the defendants in the Interstate case made exactly the same defense as the distributors are making in this case.

Concerning this, the brief, which bears the unmistakable co-authorship of Arnold himself, says in part:

"It may be safely assumed that no distributor will ever concede that he entertained any purpose at any time to aid an exhibitor defendant in eliminating its competition, but the Sherman Act requires no such admission of intention as a condition precedent to a finding of an intention to restrain competition unreasonably.

Knows Nature of His Acts

"The law presumes that a distributor or any other person engaged in interstate commerce knows what the probable and natural competitive consequences of the action he takes will be, and if it further appears that such consequences are a restriction on competition of an unreasonable character, he is conclusively held to have violated the law." (Citation, United States vs. Patten, 220 U. S. 525.)

Placing the plaintiff's own interpretation upon it, the brief concludes with the claim that "the decision in the Interstate case controls the decision here because the distributors refused to deal except upon terms which would not permit the independent to compete with the circuit."

The distributor defendants are permitted to reply to this brief within 10 days.

REVIEWS OF SHORT SUBJECTS

"Rhythm in the Ranks"

(Madcap Models Puppetoon)

Paramount 10 mins.

Corking

Paramount has a hunch it possesses in this newest puppetoon contribution of George Pal a potential Academy Award winner in the special shorts division. The hunch would appear to be well founded. For "Rhythm in the Ranks," starring Jan, the little wooden soldier, is packed with whimsical fun and aglow with some of Dr. Herbert T. Kalmus' finest Technicolor. Cute story concerns a box of toy soldiers that come to life and engage in battle against the screwball army. There are chuckles galore, and a couple of hearty guffaws to boot, in the adventures and misadventures of little Jan who uses super-camouflage paint to rout the foe and win a victory. One of the funniest scenes to come along in many a day is that in which a frisking canine disappears as the paint gets in its work. There's romance, too, in the reel, with Jan's heroine a tiny skating beauty. They'll love the skating sequence, whether its on Broadway or Main Street. Rate it a corking reel.

"Barnyard Steam Buggy"

(Stranger Than Fiction)

Universal 9 mins.

Effective Footage

From a boiler and chassis of an old Stanley Steamer, a 60-year-old Ohio farmer has constructed a steam-operated auto which he uses on his land. While the initial scene is novel and amusing, it remains for the sequence depicting the use of spiderwebs for telescopic sights to take the laurels in this short. The spiders are caught, jarred, and then their webs taken away from them, and then utilized for sight lines in telescopic mountings for Uncle Sam's guns.

Other subjects deal with the Flamingo flock at Miami's famed race course, Hialeah Park; the ducks walking on fish at the Pymatuning dam at Linesville, Pa.; and the Williamsville, N. Y., woman who collects spinning wheels and spins wool and flax yarn as her contribution to the national emergency. There is a good deal of human interest and uniqueness in the chosen views. Reel is effective.

"Women In Defense"

M. P. Committee Co-operating For National Defense 10 mins.

Impressive Reel

Gilding the lily of its subject matter,—which recounts the role women are playing and can play in the national defense effort,—this film has as author of its commentary Mrs. Eleanor Roosevelt, and for its commentator the film, stage and radio luminary, Katharine Hepburn. These top-flight names give to exhibitors everywhere a pair of real box-office and promotional assets.

Further than that, the footage is tremendously timely and of high interest to all audiences, men as well as women, for all are united now as a team to see the United States through to victory. How great is the value, versatility, skill and scope of women's work in the current conflict is roundly demonstrated by the scenes depicting them applying their talents in laboratories, cloth testing, the field of nutrition, in aircraft plants, making parachutes, assembling delicate ball bearings, aiding in the manufacture of electric switches, building up the blood bank for medical science, and doing other sundry acts to preserve the American way of life.

"Women In Defense" is a tip-top short which deserves, and will get from patriotic exhibitors, a lot of screen time. It was produced by the Office of Emergency Management's film unit, and is distributed to theaters throughout the U. S. by the Motion Picture Committee Co-operating For National Defense.

"Our America at War"

RKO (March of Time) 17½ mins.

A Must

March of Time's alertness and newsworthiness is again displayed by its latest subject which was rushed to completion in less than four days. They have done a fine job and turned out a finished product. Most of the reel is composed of some excellently assembled clips of the events leading to America's entrance in the last war. There are shots of the Kaiser, Woodrow Wilson, Teddy Roosevelt, Franklin D. Roosevelt in France visiting the front, and other footage of historic interest. A grim parallel is drawn for all Americans. The two-reeler winds up with President Roosevelt delivering his memorable message to Congress and encouraging view of America's armed might.

Yates Setting Up Liaison System with Public

West Coast Bureau of THE FILM DAILY

Hollywood—Herbert J. Yates has set up salesmen and branch managers as liaison men between the public and production department in order to get reaction of what buying seat-buyers will want in way of pictures in the next six months. Starting Dec. 15 and continuing until Yates decides otherwise, daily reports will be received on what is happening with current pictures now being played such as war pictures, comedies, super-westerns, etc., and also public reaction and theater reaction to what pictures will go best in the next six months.

Four offices are being set up throughout the country as clearing houses to gather information in San Francisco, Memphis, Chicago and Washington. Gathered information will be reported simultaneously to New York and Hollywood.

Studios to Work From 8 a.m. to 5 p.m.

(Continued from Page 1)

became first motion picture company in Hollywood to shift its working schedule so that the unit will now start work daily at 7:45 o'clock, and continue until five. This move by studio management will enable actors and crew to reach their homes before sundown, avoiding confusion in emergency blackout.

Columbia To Admit No Visitors

Effective immediately, as a defense measure, no visitors apart from working press will be admitted to Columbia's studio or ranch.

King Bros. are preparing a screen story under the title of "Midnight Blackout." The picture will be placed in immediate production for Monogram release.

In response to an inquiry by Monogram, the studio was advised in a cable message from the Brazilian Government that plans were going forward on Clyde Elliott's expedition to jungles of Matto Grosso and Amazonia for filming of "Catch 'Em Alive." The producer and his staff are scheduled to leave Hollywood within a few days on the initial stage of the trip.

Universal announced a number of precautions will be taken by the studio to protect company property and to assist in defense. A studio defense corps has been organized co-operating with the California State Guard. This group will be trained in fire-prevention, emergency first aid, and its function will be primarily to protect the lot and give aid to injured employes. A Red Cross unit will be formed immediately. A heavy drive will be put on immediately to make employes buy defense bonds. The studio has been equipped for a complete blackout. All working lights have been covered and all departments working at night have been entirely covered so that no light leaks out. No visitors edict has been strictly enforced. No radios are permitted.

20th-Fox Fingerprinting Employes

F. L. Metzler, 20th-Fox studio treasurer and chief warden, announced that that studio will now work eight to five daily to permit employes to get home before first warning. All 20th-Fox employes are to be fingerprinted and photographed for identification necessary for admission to studio. Fox Film labs went off night shifts last night. New lab hours will be the same as other day jobs. No rushes will be seen now until later in the afternoons. Air raid precaution and warning system has been linked to city of Beverly Hills system.

Consumer Co-op Short Ready

"Here Is Tomorrow," a sound film about U. S. consumer cooperatives, will be released in both 35 mm and 16 mm. Jan. 1, by the Cooperative League of the U. S. A. Produced by Documentary Film Productions, Inc., under the direction of Herbert Kerkow and Willard Van Dyke.

Japan's Treacherous Attack on Honolulu Causes Rush of Title Registrations at Hays Office

Japan's treacherous attack on Hawaii and the Philippines has had an immediate reaction in the matter of film title registration at the Hays Office. Columbia was first across with "Bombing of Honolulu" and took second claim to "Yellow Peril" and "Yellow Menace," with priority going to Edward Small for both. Twentieth-Fox registered "Secret Agent of Japan," while Metro filed "Sunday in Hawaii."

Gov't Seeks April Trial for "Little 3"

(Continued from Page 1)

trial in the Spring, it is understood. Attorneys for the "Little Three" believe it is Wright's intention to forced the suit on the calendar for trial in April, 1942, regardless of the status of the Government's suit against the Schine circuit which is scheduled for trial on March 3.

Strong opposition to a trial of the New York suit before completion of the Schine litigation has been indicated by attorneys for the "Little Three." The Government is anxious to forestall the lapse of the blocks-of-five and tradeshowing provisions of the consent decree by obtaining a similar decree against the "Little Three" before June 1, 1942.

Blackouts on Coast Cut Grosses Up to 75%

(Continued from Page 1)

heads one of the most important theater chains in the country, reflected exhibitor sentiment when he voiced the fullest co-operation of his company for the duration.

"The war comes first," Skouras said yesterday. "We will be glad to co-operate with the Government and do anything to keep morale at a high pitch. We feel the theaters are necessary in this respect."

Skouras indicated the circuit would have to seriously consider possible changes in operating policy during blackouts. Most of the circuit's houses have evening performances only.

"If they want us to keep our theaters closed at night we will be glad to do so," Skouras said. "And if they want us to operate during the day we will also do that."

Skouras, who has been here for almost two weeks, has been anxious to return to the Coast. He plans to plane out tonight with his brother Spyros Skouras, if reservations can be obtained. Both the brothers are leaving to attend the annual meeting of division managers of National Theaters in Los Angeles on Monday.

Los Angeles Will Revise Its Blackout System

West Coast Bureau of THE FILM DAILY

Los Angeles—This city will revise its blackout system, the first one last night having resulted in one death, 100 persons injured and in wide property damage. The one death was due to a collision between an auto and a street car. Mayor Bowron announced a possible test blackout for "some time after 9" tonight.

The city was blacked out for three hours when unidentified airplanes were reported above the area for more than an hour. Whether hostile or friendly planes was not determined.

First ground was broken yesterday for a public air raid shelter in Hollywood. Studio managers, police and fire authorities there conferred on air raid precautions.

Nine Eastman Reps. In Pacific War Zone

Rochester—Nine Eastman Kodak Co. reps. are in the new Pacific war zone, according to Eastman officials here. Three of the men's families are with them.

Dominion Exhibitors Talk A Ceiling for Rentals

(Continued from Page 1)

only in the maritime provinces but elsewhere in the Dominion.

Theater operators contend that, caught between the ceiling of box-office scales and the rising cost of product, they may be forced to suspend. Plight of the exhib. owning one house is pictured as exceptionally distressing unless relief is soon applied. However, even the chains, with their mass buying power, are complaining about the increased cost of films.

Advances at the exchanges are reported as not uniform, but spotty, but the possibilities are ominous, according to exhibitors.

Blackouts Are Decreed For Toronto, Hamilton, Ont.

Toronto — Blackout regulations will go into effect on or before Dec. 20 in this city and Hamilton, official sources disclosed yesterday.

Steps will be taken, it was said, to order a complete blackout nightly in the two cities starting in January, the order possibly to remain in effect for the duration of the war.

Theaters, industrial plants and stores will not be permitted to show outside lights of any description. Streets will be darkened, and autos and trolleys "blinded."

First Times Square Test Blackout to Hit 8 Theaters

First test blackout for the Times Square area is scheduled to take place tonight when the marquees of the eight theaters on W. 45th St. between Broadway and Eighth Ave., are to be darkened, according to Eddie Sullivan, Daily News columnist, who with Bob Weitman, of the Paramount, are associated with Ralph K. Cristenberry as air raid zone wardens for the Broadway sector.

Sullivan yesterday addressed a meeting of Local 3 of the International Brotherhood of Electrical Workers at the Manhattan Center where plans were outlined for controlling the large electric signs along Broadway and in the motion picture and legit houses.

Another meeting will be held this morning at the Hotel Astor with the theatrical electricians to discuss the proposed test blackout for tonight.

Amusement Stocks Move Up as Axis Starts War

(Continued from Page 1)

ferred, three points. Latter issue closed at 103.

While there was no trading in 13 amusement stocks registered on the Big Board, those securities in which deals were made during the day generally moved ahead, from one-eighth to a half a point. Only issue to dip was Paramount's common, off a half to 12¾.

Despite the recent slump in Wall Street well over 100,000 shares of Paramount's second preferred stock have been converted into common during the past three days, Stanton Griffis, chairman of the executive committee, said yesterday.

Para.'s second preferred was up ⅜ths yesterday to 12 on the N. Y. Stock Exchange.

Exact figures on the number of shares involved were unavailable late yesterday. Three tellers of the Empire Trust Company, the bank designated to handle the conversions, were swamped by stockholders applying for stock conversions. The final tally will not be available until today.

France Film Sells Its Cinema de Paris, Montreal

Montreal—Marking the scarcity of Parisian films, the Cinema de Paris has been sold by France Film to Consolidated Theaters.

The new owners are uncertain yet as to the type of pictures to be shown at the Cinema which adjoins the Palace and it is possible it may be converted into a Trans-Lux house showing newsreels as the seating accommodation is not very large.

Dallas Theaters Little Affected by War's Advent

Dallas—Theater business in this city has been little affected by the war, exhibitors reported yesterday. In West Texas, however, one small circuit claimed a drop of from 30 to 50 per cent.

Newport Theater Files on Clearance

(Continued from Page 1)

arbitration hearing here yesterday. W. Crockett, testfying for the Bayne, pointed out that it is a first-run theater in Virginia Beach, and asse[illegible]d that it is not competitive with Norfolk theaters.

He said that the Bayne's problem, because of the clearance, is further complicated because it caters to two large Army posts in the area and the soldiers are able to see first-run pictures at the Army theaters. He was supported in his contention by a spokesman for the Virginia Beach Chamber of Commerce who pointed out that this is a resort city catering to tourists from larger cities in the area and that numerous Summer visitors had complained that the pictures they saw were old.

Max Cohen of Universal's Washington office testified that in his opinion the Bayne and the Norfolk are comparable in their appointments and in their ability to serve their communities.

W. Graham Barbee, general manager of Lichtman Theaters and formerly manager of the Newport, testified that when he was there people from Virginia Beach would attend the Newport and complain about the age of shows of Virginia Beach.

The hearing will continue today when Vitagraph and the Newport will present their side of the case.

Sansom Amusement Co. Withdraws Arbitration Case

The Sansom Amusement Co. of Philadelphia has withdrawn its clearance complaint against the five consenting companies. Although an arbitrator had been appointed, the complainant notified the Philadelphia tribunal clerk that the case had been withdrawn "without prejudice." It was indicated that a settlement had been made but no details were announced.

Plaza, Windsor, Conn., Hearing Over in 6 Days

New Haven—After six days of hearings, the clearance complaint of the Plaza Theater, Windsor, against the five consenting companies has been completed before George P. Murdock, arbitrator. This is a record for extending hearings in the local tribunal.

STORKS!

Max Stuart, printer of THE FILM DAILY, RADIO DAILY, THE FILM YEAR BOOK and other industry publications, became a grandfather for the first time yesterday when a seven and half pound son, Michael Stuart Kaye, was born to his daughter, Mrs. Julian Kaye, in the French Hospital.

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All Honolulu Theaters Open; No Raid Damage

(*See Column 2 Below*)

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THE Film DAILY

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The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

80, NO. 117 NEW YORK, MONDAY, DECEMBER 15, 1941 TEN CENTS

RECOMMEND THEATERS AS RAID SHELTERS

Arbitrator Blasts Limitations of Consent Decree

THE WEEK IN REVIEW

Films and the War

By L. H. MITCHELL

WAR: Coast studios look for no crippling of production resulting from the war, but, starting today, all departments will report for work at 8 a.m., and quit at 5 p.m. in order to reach home before dark. . . . Studios are rushing work on war pix and buying new war stories. . . . The Government at mid-week was without plans for war-time control of films. . . . Inland theater business, off following the Jap attack on Pearl Harbor, showed a pick-up later in the week, averaging nearly normal Theaters generally were reported taking the war problems in their stride. . . . New York City theaters met a "war raid" test (later the raid was officially reported phony) calmly.

* * *

UNITY: Exhib. organizations and distribs. buried the hatchet at the all-industry unity conference in Chicago. Outstanding trade figures attended and were receptive to any plan that would benefit the industry generally. A five-point program was adopted and a steering committee appointed. Letter from Sidney R. Kent, unable to attend, urged return to the old methods of selling and distribution. Resolution submitted by Leo Wolcott recommended that the consent decree be vacated. Abram F. Myers termed the meeting a "peace parley" and not "a disarmament conference."

* * *

MISCELLANY: Department of Justice asked for January trial of the anti-trust suit against the Schine circuit, but trial was set for March 3. . . . Oscar Deutsch, 48, managing director of Great Britain's Odeon Theaters, died. . . . David O. Selznick obtained $6,000,000 financing for his UA productions. . . . Warner board was re-elected; quarterly net was reported likely to run 50 per cent ahead. . . . No Crescent anti-trust suit decision expected before Jan. 15. . . . UA appointed Bert M. Stearn Western division mgr.

Complaint of L. I. Theater Dismissed by Geo. Harris, Newark Law School Dean

In a 16-page opinion, George S. Harris, dean of the Newark Law School, arbitrator in the some run case filed by the Strand Theater, Astoria, L. I., against the five consenting companies, dismissed the complaint without prejudice but wrote a personal indictment against distribution methods and certain portions of the consent decree.

In making the award, Harris' sympathies appeared to be with the complainant, but apparently he was

(*Continued on Page 7*)

Honolulu Theaters Operate; Biz Gains

By EILEEN O'BRIEN
FILM DAILY Staff Correspondent

Honolulu (By Wireless)—Honolulu film theaters came through the Japanese aerial attacks without casualties among their personnel and with no physical damage.

And Honolulu, even as London, has proved that it can take it.

Not a theater has closed, although

(*Continued on Page 4*)

6% of Paramount's 2nd Preferred is Converted

A total of 151,220 shares of Paramount's second preferred stock was converted into common shares of the company during the first four days of last week, according to Stanton

(*Continued on Page 7*)

Trade Gives $15,000 For Chinese Relief

A contribution of $15,000 by the film industry, made through the MPPDA, was announced over the week-end by United China Relief's board chairman, James G. Blaine. Donation represented part of the net proceeds of the industry feature, "Land of Liberty." MPPDA's board acted as a special committee in authorizing the contribution.

Stanley Co. Reports $2,079,164 Profit

Stanley Company of America, Warner Bros. theater subsidiary, for the year ended Aug. 30 last had a net profit from operations of $2,079,164.51, the amount being carried to earned surplus, according to the annual report released at the week-end.

Net income before provision for amortization and depreciation of properties, interest expense and con-

(*Continued on Page 7*)

Japanese Attacks Close All Philippine Theaters

Film theaters in Manila and throughout the Philippines are closed temporarily as a result of the Japanese attacks, according to a cable received at the Warner home office Friday from Clifford Almy, in charge of the WB Manila office.

Almy's cable indicated that up to

(*Continued on Page 4*)

New York City Managers Get Emergency Advice From Police and Fire Dept.

Police and fire department officials in New York Friday recommended the use of theaters as shelters in the event of air raids. At a meeting of theater managers and owners in the entire Metropolitan area at the Ziegfeld Theater, the showmen were advised as to the handling of crowds and conduct of the staffs in case of an emergency.

Firemen assigned to theaters will be in full charge and managers will be subservient to them. Because a fireman's uniform often represents safety and security. it was sug-

(*Continued on Page 8*)

Sam Shirley Resumes As Metro Dist. Mgr.

Sam Shirley from 1924 to 1940 Metro's district manager with headquarters in Chicago is returning to his old post as successor to J. E. Flynn, recently appointed Central

(*Continued on Page 8*)

New York Film Critics To Drop Awards Party

Because of the war, the New York Film Critics, organization of metropolitan reviewers, will drop the an-

(*Continued on Page 4*)

Capra to Report To Signal Corps

West Coast Bur., THE FILM DAILY

Hollywood—Frank Capra has applied for a position in the United States Signal Corps and expects to be called within a week. He will not accept any further film assignments and will defer all film commitments for the duration.

Capra, who spent a year in the last war as mathematics instructor at Fort Scott, San Francisco, is in line for a major's commission in the Signal Corps.

"U" Stays On Unity Sidelines

"100% Sympathetic", but Suits Restrain It

While still "100 per cent sympathetic" with the industry's unity plan, Universal cannot participate in the Conference Committee's activities, Joseph Prutzman, general counsel, stated at the week-end. The legal actions in which Universal is involved prevent it from taking

(*Continued on Page 7*)

Metro Re-edits, Re-Records Two-Reel Defense Short

West Coast Bureau of THE FILM DAILY

Hollywood—War with Japan has forced M-G-M to re-record and re-edit its special two-reel national de-

(*Continued on Page 4*)

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CHESTER B. BAHN : : : : : : Editor

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FINANCIAI

(December 12)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	7⅛	7	7⅛	+ ¾
Col. Picts. vtc. (2½%)				
Columbia Picts. pfd.				
Con. Fm. Ind.				
Con. Fm. Ind. pfd.				
East. Kodak	132	132	132	— 1
do pfd.				
Gen. Th. Eq.	11	11	11	+ ¼
Loew's, Inc.	35¾	35½	35½	+ ⅜
do pfd.				
Paramount	13¼	13	13	— ¼
Para. 1st pfd.				
Para. 2nd pfd.	11⅞	11⅝	11¾	
RKO	2⅜	2⅜	2⅜	
RKO $5 pfd.				
20th Century-Fox	6⅞	6⅞	6⅞	+ ⅛
20th Century-Fox pfd.				
Univ. Pict. pfd.				
Warner Bros.	5	4¾	5	
do pfd.				

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46				
Para. B'way 3s55				
Para. Picts. cv. 3¼s47				
Warner Bros.' dbs. 6s48	95	95	95	+ 1½

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	9-16	9-16	9-16	
Radio-Keith cvs.	⅛	⅛	⅛	
Sonotone Corp.	2	2	2	
Technicolor	7⅝	7⅝	7⅝	+ ½
Trans-Lux	½	½	½	
Universal Corp. vtc.				
Universal Picts.				

WHEN SPEED'S YOUR NEED
PHONE TELEGRAMS TO
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

The Broadway Parade

Picture and Distributor	Theater
Dumbo (RKO Radio-Walt Disney)—8th week	Broadway
The Chocolate Soldier (Metro-Goldwyn-Mayer)—7th week	Astor
How Green Was My Valley (Twentieth Century-Fox)—7th week	Rivoli
Forgotten Village (Mayer & Burstyn)—5th week	Belmont
Swamp Water (Twentieth Century-Fox)—5th week	Globe
Rise and Shine (Twentieth Century-Fox)—2nd week	Roxy
The Feminine Touch (Metro-Goldwyn-Mayer Pictures)	Capitol
The Men in Her Life (Columbus Pictures)	Music Hall
Birth of the Blues (Paramount Pictures)	Paramount
Blues in the Night (Warner Bros. Pictures)	Strand
Laburnum Grove (Anglo Film)—3rd week (a)	World
They Met on Skis (Fortune Films) (a)	World
Keep 'Em Flying (Universal Pictures)—3rd week	Criterion
Among the Living (Paramount Pictures)	Rialto
Week-End in Havana (Twentieth Century-Fox) (a-b)	Palace
Cadet Girl (Twentieth Century-Fox) (a)	Palace
Borrowed Hero (Monogram Pictures) (a)	New York
Tonto Basin Outlaws (Monogram Pictures) (a)	New York

♦ FOREIGN LANGUAGE FEATURES ♦

The King (Trio Films)—7th week	5th Ave. Playhouse
Happy Cavalier (Scandia Films)—2nd week (a)	48th St. Theater
Old Titans Are Here (Scandia Films)—2nd week (a)	48th St. Theater
Workers, Let's Go (Trans-Oceanic)	Stanley

♦ FUTURE OPENINGS. ♦

H. M. Pulham, Esq. (Metro-Goldwyn-Mayer Pictures)—Dec. 18	Music Hall
Confirm or Deny (Twentieth Century-Fox)—Dec. 18	Roxy
Hellzapoppin (Universal Pictures-Jules Levey)—Dec. 25	Rivoli
You're in the Army Now (Warner Bros. Pictures)—Dec. 25	Strand
Louisiana Purchase (Paramount Pictures)—Dec. 31	Paramount
Sundown (United Artists-Walter Wanger) (c)	Criterion
Kathleen (Metro-Goldwyn-Mayer Pictures) (c)	Capitol
Suspicion (RKO Radio Pictures)—Dec. 17	Palace
The Royal Mounted Patrol (Columbia Pictures)—Dec. 16 (a)	New York
Blonde Comedy (Producers Releasing Corp.)—Dec. 16 (a)	New York

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

Universal Will Bring Out Own Exploitation Manual

Universal shortly will bring out its own exploitation manual. To be known as the Universal Exploiteer, the publication will come out at the end of each major campaign, covering the stunts and promotion used in the first 50 key city engagements of a picture. Book will go to all Universal accounts.

Sidney Davidson, having headed the field force on "Keep 'Em Flying," will have the same assignment on "Hellzapopin'."

Grainger Itinerary Takes Him to Coast and Back

James R. Grainger, Republic's president, planed out of New York Saturday for Indianapolis on a business trip which will take him subsequently to St. Louis, Memphis, Dallas, Oklahoma City, Kansas City, San Francisco, and arriving in Beverly Hills to spend the Christmas holidays with his family.

Fabian Announces Staff Changes; Fisher Promoted

Promotion of Harold Fisher, formerly manager of the Brooklyn Paramount, to the post of division manager of four upstate Fabian theaters was announced at the week-end by Al Reade of the Fabian office. Fisher will headquarter in Middletown.

Ralph Percy has been promoted to manage the Brooklyn Paramount, while Louis Levy goes from treasurer to assistant manager. Seymour Metzler has been named treasurer and Stanley Rosenthal has been promoted to chief usher.

Connors Starts Today As Aide to Sidney Kent

Although he has been on the 20th Century-Fox payroll for a week, Tom Connors starts today formally as assistant to President Sidney R. Kent. Connors attended the Chicago unity conferences as a 20th-Fox rep., returned to New York Thursday and wound up his affairs at the M-G-M home office on Friday. His secretary, Miss Simmons, accompanies him.

FOR SALE OR USE
40,000 feet especially photographed A1 process backgrounds negative and print JAPAN, SHANGHAI, HONGKONG, MANILA and PHILIPPINES.
Walter Futter
Mercury Film Laboratories
723 Seventh Avenue New York, N. Y.

COMING and GOING

JIMMY GRAINGER planed out over the week-end for an extended trip which will bring him to the Coast in time for the Christmas holidays.

RUSSELL BIRDWELL returns today from England aboard the Excalibur.

A. M. BOTSFORD, 20th-Fox advertising and publicity chief, arrives in Hollywood todav.

SAM BUCHWALD, general manager of the Fleischer studios. was in New York over the week-end.

MYRNA LOY arrived in Hollywood last night.

JIMMY DURANTE and **JANE WYMAN** arrive in Chicago today to attend Mayor Kelly's annual Christmas party.

ALMA ROSS. wife of Louis Prima. returns from Hollywood today after completing her role in RKO's "The Tuttles of Tahiti."

PHIL ENGEL. Warners' Eastern publicity representative, left the home office last night for Syracuse and Rochester to handle campaigns for "They Died With Their Boots On."

CLAIRE TREVOR, who flew in from the Coast to attend a Russian War Relief rally in Boston yesterday, will visit New York today for a brief stay.

A. MONTAGUE, RUBE JACKTER, LOU ASTOR and **MAX WEISFELDT** returned this morning from the Variety Club banquet in Philadelphia.

WALT C. AMENT, managing editor of Pathe News, was in Washington over the week-end.

NEW YORK THEATERS

RADIO CITY MUSIC HALL
50th St. & 6th Ave.
LORETTA YOUNG
"THE MEN IN HER LIFE"
A Columbia Picture
ON STAGE: "DO YOU REMEMBER"—Russell Markert's bright colorful revue. Symphony Orchestra under the direction of Erno Rapee.
1st Mezzanine Seats Reserved Circle 6-4600

Jack OAKIE : George MURPHY : Milton BERLE
Linda DARNELL : Walter BRENNAN
'RISE and SHINE'
PLUS A BIG STAGE SHOW ROXY 7th AVENUE 50th STREET

RKO PALACE B'WAY & 47th St.
'WEEKEND IN HAVANA'
Carmen Miranda—Alice Faye
and
"CADET GIRL"

20th Century-Fox presents
"HOW GREEN WAS MY VALLEY"
United Artists RIVOLI Broadway at 49th St.
Continuous Pop. Prices. Midnight Shows.

United Artists
announces that
Arnold Pressburger
has completed his
roadshow production
of John Colton's
world-famous stage play
"THE SHANGHAI GESTURE"
which will be available
for its premiere presentations about January 15th.

Arnold Pressburger
presents

"The SHANGHAI GESTURE"

From the celebrated play by John Colton
starring

GENE TIERNEY

WALTER HUSTON · VICTOR MATURE · ONA MUNSON

with
Phyllis Brooks • Albert Basserman • Maria Ouspenskaya
Eric Blore • Clyde Fillmore • Ivan Lebedeff • Rex Evans
Directed by JOSEF VON STERNBERG
Screen play by Jules Furthman, Karl Vollmoeller, Geza Herczeg
RELEASED THRU UNITED ARTISTS

Honolulu Theaters Operate; Biz Gains

(Continued from Page 1)

due to the nightly blackout decreed by the defense command, all film theaters operate only from 10 a.m. to 4 p.m.

Business has increased daily since the first treacherous assault by the Japs, speaking eloquently of the morale of the population and scarcely less so of the importance of films as a surcease in times of great stress.

Lobbies of all theaters have been protected with sandbags, preparatory to their use as air raid shelters should the need arise.

With print shipments from the mainland uncertain, bookings are being stretched to utilize the films on hand.

The Jap attack caught Esmond Parker and Eddie Mitchell, president and publicity-advertising director of Consolidated Amusement Co., in San Francisco. Consolidated dominates the theater field here.

This wireless dispatch from THE FILM DAILY'S Honolulu staff correspondent was received Saturday morning via RCA.

Metro Re-Edits, Re-Records Two-Reel Defense Short

(Continued from Page 1)

fense short subject. Title has also been switched from "Message From Main Street" to "Main Street on the March."

Originally intended as a report to the American public, the two-reeler is now considered more valuable than ever as a documentary film showing exactly what the Government has done in defense preparations. Picture was filmed with the co-operation of Government officials in Washington, D. C., and many scenes shot by the Government itself are included.

It features short talks by Admiral H. R. Stark, Chief of Naval Operations; General George C. Marshall, Chief of Staff of the United States Army, and William S. Knudson, director general of the Office of Production Management.

Edward Cahn directed.

DEC. 15
Charles Rosenzweig

Exhibitor Profiles: W. G. Van Schmus

● ● ● **RECENTLY, a mag writer personally staged survey in lobby of world's top flight film house......Asked dozen patrons if they'd ever heard of theater's managing director......All said no......In that they shared dubious distinction of virtually all filmland when the same exec. came to the exhibition field as an "observer" on March 4, 1933,—an historic American date for inaugurals......Well, yes'day Phil M. also staged survey of like nature, asking some dozen pic gents chosen at random on local Film Row if they knew given plus middle name of same theater's managing director......Query stumped 'em. ......But all knew his initials, W. G., and his nickname, Mr. Van......**

▼ ▼ ▼

● ● ● *BORN in Bensenville, Ill., William George Van Schmus was earmarked to follow in footsteps of his clergyman father....Granddad tried to bribe him to embrace ministry by offering to bequeath him his library......Attended Northwestern College (now North Central) in Napierville, Ill., bolting in third year for biz world, becoming $8 a week bookkeeper with Hill Publishing Co.......Before he was 21 he became treasurer of that firm which made fortune turning out Wizard of Oz books.....Took "notion" to enter department store field wherein, progressively for 20 years, he escaladed to lofty commercial heights, administratively "delivering the goods" for Schlesinger & Mayer, Chicago; May Co., Cleveland (from which store we all got another big bargain in Mrs. Jack Benny, nee Mary Livingstone); and George L. Dyer & Co., where he served as general manager and treasurer...... After several years with an ad agency, organized Van Schmus, McDermid & Crawford, industrial engineers (trouble shooters)......*

▼ ▼ ▼

● ● ● **CAME 1933.....Rockefellers had hatched Radio City Music Hall, but this biggest, finest-feathered member of U. S. film house flock was laying an egg......The literally rocky fellers summoned Trouble Shooter Van Schmus......His prescriptions were so health-restoring that he was made managing director, Jan. 1934, Roxy resigning...... Snap-judgment showmen laughed when Mr. Van sat down at the piano......Soon changed their tune when he nonchalantly reeled-off a symphony of success......Demonstrated remarkable natural flare for theater operation......Set down as advertising credo for house: 'Keep Faith With The Public"......Started off by tossing overstatements and Barnum-like adjectives out of Music Hall's newspaper copy,— and keeps 'em out......Proved this policy wise and confounded his critics, packing about 6,000,000 customers into auditorium annually, at 75c average admish......**

▼ ▼ ▼

● ● ● *THIS mild-mannered, paternal and conservative Barnum of Bensenville is naturally cinemagenic......Learned exhibition "ropes" quickly and masterfully......Culled all manner of valuable info via the meek method of conversing with rank and file of industry and own house attaches......Before coming to New York, he saw film very occasionally......Abstinence gave him fan viewpoint...... Now looks at some 150 features a year, reacting to them like John Q. Public......Gives house personnel voice in product booking...... Is worshipped by the great Music Hall family of 600 and by filmland generally......Is industry's social leader in the East, his hospitality valued by stars, directors, technicians and execs. as highly as an Academy Oscar......Acceptance by him of a feature or short gives production aura of golden profit, quality and power......Mrs. Van was the former Margaret Alice Mack of Toledo......Couple has three daughters, one of whom designs costumes for the Music Hall under professional name, Willa Van......And Mr. Van has five grandchildren, or should we say "Van-children"......But let's be gone with this technical relativity, for he's daddy of us all......*

Jap Attacks Close Philippine Theaters

(Continued from Page 1)

the time it was filed, at least, the company's office was undamaged and the personnel safe.

Messages in kind were received by the Metro and 20th-Fox foreign departments from their Phiblemne reps.

Only company apparently to get a cable through from its Singapore office was Universal; Bob Lurie advised that he and his co-workers were safe.

Central American Blackouts Force Theaters to Suspend

Nightly blackouts in the Canal Zone, Panama, Costa Rica and Nicaragua has forced many theaters to close and played havoc with business, according to word received here. Status of theaters will not be determined until Army officials set up a schedule, it was said.

New York Film Critics To Drop Awards Party

(Continued from Page 1)

nual awards party, traditionally held in the Rainbow Room, it was announced Friday by Leo Mishkin of the Morning Telegraph, the Critics' president.

The party in the past has been a major industry social event during the holiday season, and has had as one feature a nation-wide radio broadcast of the presentation of awards for the best films, domestic and foreign, and best direction and performances of the year.

The Critics will make their 1941 selections at a meeting to be held on Dec. 29, Mishkin said Friday.

2,800 Attend Christmas Party of Warner Club

With over 2,800 children and adults attending, the annual Warner Club Christmas party was held Saturday at the Brooklyn Vitaphone Studio. Studio's giant sound stage was transformed into a country scene with a circus and "big top" the center of attraction.

New Orleans Cancels Madri Gras Carnival

New Orleans—There will be no carnival celebrations, parades or balls for the 1942 season, it was announced Friday by the majority of governing committees of the carnival organizations.

In 1917, war was declared after the carnival season but in 1918 and 1919 there were no celebrations either on the days preceeding or on Mardi Gras day.

RELAX FOR THE HOLIDAYS!

CURL UP WITH A GOOD BOOKING... and take it easy; you can do it if you've been grabbing Paramount's red hot product! Blow the dough you've made on hits like "NOTHING BUT THE TRUTH," "BIRTH OF THE BLUES," "SKYLARK," "HOLD BACK THE DAWN" —and settle back to watch more dough roll in from such happy holiday and post-holiday hits as "LOUISIANA PURCHASE," "MR. BUG GOES TO TOWN," "BAHAMA PASSAGE," "SULLIVAN'S TRAVELS" and others!

Paramount Pictures

GENEROUS CONTRIBUTORS

BECAUSE of their exceptional ability — each in its own field — to record completely the beauty of every scene, Eastman negative films have contributed their part to the success of modern screen productions. Eastman Kodak Company, Rochester, N. Y.

J. E. BRULATOUR, INC., *Distributors*
Fort Lee Chicago Hollywood

PLUS-X
for general studio use

SUPER-XX
when little light is available

BACKGROUND-X
for backgrounds and general exterior work

EASTMAN NEGATIVE FILMS

Universal Staying On Unity Sidelines

(Continued from Page 1)

any part in the unity proposals, he explained.

"It would be different if Universal were hostile to the whole idea and we were sniping at it," Prutzman said, "but we are not. For the time being, we are going to have to stand on the sidelines and cheer the others, because we believe it is for the good of the industry."

Prutzman added that the whole set-up had "good brains" behind it and that its success did not depend on Universal's participation. A committee, however, including W. F. Rodgers, M-G-M general sales manager, and Harry Brandt, ITOA president, is expected to call on Universal executives to urge participation despite the company's present stand.

Whether United Artists, which also did not send a representative to the Chicago conferences last week, will come into the plan has not been determined.

Conn. Exhibs. Rap Decree In Replies to Allied Quiz

New Haven—The Allied Theater Owners of Connecticut questionnaires on the New York consent decree, sent to all independent exhibitors in the state, are being returned in sufficient numbers to warrant compilation soon, Maxwell A. Alderman, executive secretary, said Friday. Almost 50 of the anonymous replies have been received, most of which are opposed to the decree and allege violations on the part of exchanges here, it is reported. Most of the exhibitors ask for a return to the old method of selling, with a 20 per cent cancellation and other reforms.

Junior Film Critics Rate "York" as 1941's Best Pix

While film critics across the country are casting their ballots in THE FILM DAILY'S annual Ten Best contest, junior film critics polled by the National Board of Review of Motion Pictures have made their own selections, topped by Warners' "Sergeant York."

Other pix picked in order of votes received are:

"Dr. Jekyll and Mr. Hyde," "Blossoms in the Dust," "How Green Was My Valley," "A Yank in the RAF," "The Little Foxes," "Dumbo," "Dive Bomber," "Citizen Kane" and "Meet John Doe."

Those participating in the poll were the Young Reviewers, boys and girls between the ages of 8 and 13 from Manhattan public and private schools, and the 4-Star Clubs of the National Board, boys and girls between the ages of 14 and 18 from high schools throughout the U. S.

Decree's Limitations Blasted

Arbitrator in Astoria Case Highly Critical

(Continued from Page 1)

unable to grant the relief requested because of the consent decree's limitations. The Cedar Operating Co., owners of the Strand, complained in its demand for arbitration that the distributors had refused to license product to the theater on a designated run contrary to the provisions of Section VI of the decree, but it was brought out at the hearings that last run had been offered.

No Defense Answers Filed

The defendants filed no answers and the intervenor, Skouras Theaters Corp. which operates five theaters in the Astoria district, did not appear.

The Strand filed its case on Aug. 15, 12 days before it opened for the first time. Because of this, the arbitrator concluded that the theater did not have time to determine whether last run could be profitable or not. But, according to the testimony, it was indicated by all that a profit could not be made with last run product. The whole situation, Harris intimated, resulted from one circuit dominating a locality and the distributors refusing to sell a competitor unless the circuit was satisfied.

The opinion is one of the most complete and frank since the arbitration system became operative. Quotes from Harris' findings follow:

Criticizes Distribs.' Reps.

"Representatives both of the distributors and of the exhibitors proved to be stubborn and relentless inquisitors. It is the sober judgment of the arbitrator, after reading the record three times, that the salient facts could have been elicited and properly probed within one-third the time, provided only that the representatives of the distributors had been able to realize that the arbitrator was not a jury to be persuaded but rather a man of legal experience to be convinced."

". : . the fact is evident to the arbitrator that Vitagraph, Loew's and Paramount did not and do not intend to deal with the complaining party until Skouras Bros. have been satisfied."

Pointing out that Skouras had offered to rent the Strand at one-half its rental value, Harris wrote that "it is apparent . . . that Skouras, having control of the output of the defendants in the district, is perfectly capable of dictating his own terms for the rental of theaters for it is obvious that a theater unable to secure the output of the five defendants on a profitable run is a worthless piece of property."

"A Deplorable Threat"

"That such a deplorable threat to free enterprise remains possible under the consent decree seems to the arbitrator inimical to the public interest and unhealthy for the industry.

"If . . . the decree protects unreservedly the right of distributors to designate the run of their product, then the decree is woefully defective in protecting the rights of new theater owners in a district where circuit theaters are already entrenched."

Alleged weaknesses in the decree and alleged monopolistic practices are attacked by Harris throughout his opinion. He assessed costs against the defendants and the complainant.

Bayne Arbitration Case Taken Under Advisement

Washington Bureau of THE FILM DAILY

Washington—Hearing in the arbitration case of Bayne Theater at Virginia Beach versus Vitagraph over clearance granted the Newport Theater at Norfolk ended here Friday with officials of Vitagraph and of the Newport contending that the clearance is justified because the Newport is a larger theater, and that the two are in competition. Bayne officials contended the theaters are not in competition.

Arbitrator John Laskey took the case under advisement.

Stanley Co. Reports $2,079,164 Profit

(Continued from Page 1)

tingencies was $6,422,760.60, while profit before providing for Federal income taxes was $2,826,164.51.

During the year ending Aug. 30, Stanley Company declared and paid dividends of $3,166,962.75.

As of Aug. 30, the earned surplus of the company was $4,105,971.47 as against $5,193,246.51 on Aug. 31, 1940.

56% of Paramount's 2nd Preferred is Converted

(Continued from Page 1)

Griffis, chairman of the executive committee.

Company originally issued 644,180 shares of second preferred. More than 56 per cent of the total has now been converted. There are 255,601 shares of second preferred outstanding. Empire Trust Co., handling the conversions, reported the heaviest business in Paramount stock since 1928.

1,200 at B & K Dance

Chicago—Annual B & K employes dinner dance at the Stevens Hotel Friday night attracted 1,200, including all the circuit's execs.

The DEVIL PAYS OFF
A Republic PICTURE
ABNER BIBERMAN, as Carlos, who spies on spies.
A Thrill DRAMA OF SPIES AND SABOTAGE AT SEA!
J. EDWARD BROMBERG
OSA MASSEN
WILLIAM WRIGHT
MARGARET TALLICHET
ABNER BIBERMAN
JOHN H. AUER—Director
Screen play by Lawrence Kimble and Malcolm Stuart Boylan
Original story by George Worthing Yates and Julian Zimet
Buy U. S. Defense Bonds

CHARLES PETTIJOHN
MPP&DA
28 W. 44T ST. 21ST FL.
N. Y. C.

Recommend Theaters As Air Raid Shelters

(*Continued from Page* 1)

gested that the fireman step out on the stage and give instructions when any danger approaches. Those theaters that do not have fire alarm boxes were advised to have them installed. Emergency lighting equipment for the interiors were suggested.

Santa Cruz, Calif.—Theaters in the safe area were pressed into service to receive many evacuees when residents along a 40-mile stretch of shore line were hurriedly evacuated from the waterfront in connection with a blackout late last week. Removal area embraced Monterey and Carmel and the Monterey Peninsula; strip cleared of residents was about 1,000 yards wide.

Trailers announcing that the staff of the theater had been trained for emergencies were advised, while the "do's and don'ts" of air raid precautions printed in the daily newspapers should be prominently displayed, it was declared.

An effort to keep audiences calm and, if possible, amused during the danger was urged by the officials. While a number of steps can be taken to protect lives, managers were urged to use "just plain common sense" in the emergency.

The air raid warden in the Times Square district is Robert Christenberry, general manager of the Hotel Astor. His assistants are Ed Sullivan, columnist, and Bob Weitman, manager of the Paramount theater.

Catholics in Renewal Of Decent Pix Pledge

Legion of Decency pledge was renewed in Catholic churches throughout the U. S. yesterday in response to the invitation of the Bishops' Committee on Motion Pictures, headed by the Most Rev. John T. McNichols, Archbishop of Cincinnati.

C'est la Guerre!

West Coast Bureau of THE FILM DAILY

Hollywood — Paramount has shelved Somerset Maugham's story, "Hour Before Dawn," a fifth columnist story laid in England. It was to have co-starred Zorina and Ray Milland and was slated for February production.

West Coast Bureau of THE FILM DAILY

Hollywood—"She's in the Army Now" is the title of a new patriotic picture scheduled for early filming by Monogram. Story dealing with important part played by women in current defense crises. It will be produced by Ted Richmond.

Gayety, City's Second Oldest Theater, Only Detroit House Ready for Raid Shelter Use

Detroit—Survey of downtown structures so constructed that they are safe air raid shelters was made by Frank E. Simpson, head of the City Bureau of Buildings, and named only one theater, the Gayety. Payoff is that the house is the second oldest in town, erected about 1900.

N. J. Allied All-Industry Dinner Set for Thursday

New Jersey Allied will hold an all-industry dinner at the Roger Smith Hotel, New Brunswick, on Thursday as the final social event of the year on the organization's calendar. All branches of the business have been invited to the dinner which starts at 7 o'clock.

"Battlefields of Pacific" As M of T Special Subject

March of Time has prepared a separate war subject which will be released by RKO apart from the regular March of Time program. Titled "Battlefields of the Pacific," the picture includes footage on Guam, Hongkong, Dutch East Indies, Philippines and other Pacific Islands. Reels are due in all exchanges today.

Sam Shirley Resumes As Metro Dist. Mgr.

(*Continued from Page* 1)

Division manager, Metro announced over the week-end.

Shirley was forced by ill health to ask to be relieved as district manager in 1940, his status [illegible] changed to that of special rep. In the intervening months, he has fully recovered. District he will again head comprises Chicago, Minneapolis and Milwaukee territories.

W. E. Banford resumes the post of resident manager of the Chicago exchange and has appointed J. G. Kemptgen as sales manager.

"Entertainment ONLY is Theatres' Policy"
SAYS MOTION PICTURE DAILY
Here's Universal's tonic for the gala winter sports and holiday season!
JINGLE BELLES
A PERSONALITY and NAME BAND MUSICAL
starring
Gloria JEAN
and the famous Decca Record Radio and Stage favorites
MILT HERTH SWING TRIO
with The Sportsmen, Lee, Lynn and Lou, and the Schuplattler Dancers
Fascinating ski-thrills in a fun-infested winter resort, while Gloria Jean sings "Sly Old Gentlemen," "Tannenbaum" and "Jingle Bells"
HERE'S A HONEY THAT WILL JINGLE "EXTRA COINS" AT THE BOX OFFICE
YES.... ESPECIALLY IF YOU FEATURE IT AS AN EXTRA ATTRACTION
UNIVERSAL
UNIVERSAL
DATE IT NOW!
"EXTRA ATTRACTIONS" UNIVERSAL "EXTRA GROSSES"

Brylawski OPM Film Aide: Appointment of A. Julian Brylawski as motion picture consultant to the Office of Production Management was reported authoritatively here last night. Brylawski, a Warner Bros. Washington real estate executive, is president of the MPTO of the District of Columbia and a vice-prexy of the MPTOA. For the past 11 years he has been the MPTOA legislative contact.

FILE COPY
DO NOT REMOVE

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

L. 80, NO. 118 NEW YORK, TUESDAY, DECEMBER 16, 1941 TEN CENTS

'HANDS OFF' UA MANAGEMENT BY OWNERS

3 Majors Admit Violating Minn. Anti-5 Law

Paramount, 20th-Fox and RKO Waive Jury Trial; Made Sales To Test Law

By **GEORGE E. GUISE**
FILM DAILY Staff Correspondent

St. Paul—Representatives of three of the major motion picture companies admitted in Ramsey District Court here yesterday that they had sold pictures in Minnesota in violation of the exhibs.' new anti-blocks-of-five law.

Their admissions were made as trial of Paramount, RKO and 20th Century-Fox began before District Judge Albin S. Pearson, on com-

(*Continued on Page* 8)

—Buy Defense Bonds—

Eight Features, Two Serials Getting Gun

West Coast Bureau of THE FILM DAILY

Hollywood—Eight new features and two serials are scheduled to go into production this week. The check-up:

At Columbia: Five shooting, including "Camp Nuts," comedy, with Florence Rice, Bruce Bennett, Jackie C. Gleason, Jack Durante

(*Continued on Page* 8)

—Buy Defense Bonds—

War Cancels Para. Plans For Salute to Freeman

Des Moines, Ia.—Paramount partners'-planned Hollywood party to salute Y. Frank Freeman on Jan. 28, has been called off in order to turn Paramount's complete man-

(*Continued on Page* 6)

20th-Fox Evacuates Home Office Films

Films and library footage kept in the 20th-Fox home office vaults has been moved to Ogdensburg, N. Y., as a precautionary measure, according to Harry Mersay, in charge of the print department.

THEATER DEFENSE BUREAU FOR L.A.

Will Work With Los Angeles Defense Council For Amusement Field Welfare

West Coast Bureau of THE FILM DAILY

Los Angeles—The Los Angeles City Council yesterday ratified plans drafted by B. V. Sturdivant, Fox West Coast theater executive, for the establishment of a theater defense bureau which will work in conjunction with the Los Angeles Defense Council for the welfare of the motion picture and legitimate theater, auditoriums, ballrooms and other places of amusement.

The Bureau's duties will include serving as a clearing house for orders, bulletins and other information which the Office of Civilian Defense and the armed forces wish dispatched; issue instructions for blackouts, make certain proper decorative schemes of patriotic colors are followed; have all programs open and close with the national anthem; provide special trailers for theaters and schools; see that all amusement places have proper receiving sets

(*Continued on Page* 3)

State Chairmen Set For Polio Campaign

Nicholas M. Schenck, national chairman of the motion picture industry's committee for the 1942 March of Dimes, announced yesterday that he has completed the organization of

(*Continued on Page* 6)

—Buy Defense Bonds—

Newsreel Cameramen May Be on Semi-Military Basis

Organization of the newsreel cameramen on a semi-military basis was the principal topic of discussion between Army and Navy offic-

(*Continued on Page* 7)

D of J Files Brief In Oriental Case

Chicago—Irrespective of the effect which changing clearance of one theater may have on another theater, whether it participates or not in an arbitration hearing, the

(*Continued on Page* 3)

—Buy Defense Bonds—

Production Unhampered By New Studio Work Hours

West Coast Bureau of THE FILM DAILY

Hollywood — A survey indicates that the new 8 a.m. to 5 p.m. schedule instituted at Coast studios yes-

(*Continued on Page* 8)

Para.'s Air Raid Precautions

Weitman-Formulated Rules for Whole Circuit

Emergency air raid precautions, formulated under the direction of Robert M. Weitman, managing director of the New York Paramount, for the Broadway show window, will be utilized by Paramount's more than 1,250 theaters throughout the U. S., it was learned yesterday.

Paramount thus is the first cir-

(*Continued on Page* 6)

Radio Programs on Films Pioneered by J. A. Miller

West Coast Bureau of THE FILM DAILY

Hollywood — Miller Broadcasting System, Inc., headed by James A. Miller, radio pioneer and identified with Warners in the early talkie

(*Continued on Page* 8)

Raftery Chairman of New Board; Product Committee Named, Made Permanent

By **RALPH WILK**
West Coast Bureau of THE FILM DAILY

Hollywood—United Artists owners, withdrawing wholly from management, will concern themselves solely with production, leaving full authority in management with the corporation's new officers and operating setup, it was announced here yesterday following conclusion of the annual owners' meeting, held at Pickfair. The change is best described as revolutionary. The own-

(*Continued on Page* 7)

—Buy Defense Bonds—

Business of Major Circuits Comes Back

A steady climb back to a condition resembling normal business over the last week-end was reported by major circuits yesterday. First impact of war last week had a bad effect on theaters up to Thursday or Friday, but as the week-end approached the public appeared to be going back to pictures for their

(*Continued on Page* 8)

—Buy Defense Bonds—

Allied's Board Meeting Crowded Out of Capital

Allied's national board of directors will hold its annual meeting in January but not in Washington as has been the custom. Some other

(*Continued on Page* 8)

Century Will Book 4 Chas. Moses Houses

Century circuit has closed a deal with Charles Moses whereby four of the latter's houses, the Victory, Lane and Strand in Staten Island, and the St. George, Brooklyn, will be booked by the theater chain.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Monday, Dec. 15)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	7⅛	7	7	— ⅛
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	½	⅜	⅜	— ⅛
Con. Fm. Ind. pfd.	7⅜	7¼	7¼	— ⅛
East. Kodak	132¾	132¼	132½	— ½
do pfd.	176	176	176	+ 2
Gen. Th. Eq.	10⅞	10¾	10⅞	— ⅛
Loew's, Inc.	37	35¾	37	+ 1
do pfd.	....	....	....	.....
Paramount	13½	13¼	13⅜	+ ¼
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	12⅛	11⅞	12	+ ⅛
RKO	2⅝	2¼	2¼	— ⅛
RKO $6 pfd.	43	43	43	— 3½
20th Century-Fox	7½	7¼	7½	.....
20th Century-Fox pfd.	19	19	19	— 1
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5	4⅞	5	.....
do pfd.	69	69	69	....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	55½	55½	55½	— ½
Para. Picts. 4s56	100	100	100	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	95½	95½	95½	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	⅝	⅝	⅝	.....
Radio-Keith cvs.	⅛	⅛	⅛	.....
Sonotone Corp.	....	....	....	.....
Technicolor	7⅜	7¼	7⅜	+ ¼
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	....	....	....	.....
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	64	67
Roxy Thea. Bldg. 4s 1st '57	61	63½

La HIFF'S TAVERN
Having completed the installation of NEW kitchen equipment
Now Offer
BETTER FOOD and
BETTER SERVICE for
LUNCH, DINNER OR SUPPER
156 West 48th Street
CHickering 4-4200

Local 644, Photographers, Names Williams President

Larry Williams was elected president of the International Photographers of the Motion Picture Industry, Local 644, IATSE. General election was held on Dec. 9, and results were made known yesterday.

Other officers are Harry Cuthbertson, vice-president; Jay Rescher, secretary; Edward Hyland, treasurer; Walter Lang, business agent; and Frank Landi, sergeant-at-arms.

Executive board consists of William Kelly, Ray Foster, Frank Zuker, George Hinners, George Stoezel, Ray Smith, Roy Edwards, Lew Hutt, Jess Kizes, Fred Fordham and Edward Bagley.

—Buy Defense Bonds—

$1,336,300 in Para. Cash Retires Last of 3¼% Debs.

In line with its policy of debt reduction, Paramount at the weekend, paid out of its excess cash $1,336,300 for the retirement of the balance of its outstanding 3¼ per cent debentures, Stanton Griffis, chairman of the executive committee, announced yesterday.

Approximately 90 per cent of the 3¼ per cent debentures, totalling $11,344,700 had been exchanged prior to the call date for the company's 4 per cent debentures due in 1957. Manufacturers Trust Co. acted as redemption agent.

—Buy Defense Bonds—

Kalmine to Preside Today At WB Zone Mgrs. Meet

Harry M. Kalmine, assistant general manager of the Warner Theater Department, will preside at the home office today at the first meeting of the zone managers called since he took charge of the circuit. Joseph Bernhard, vice-president of Warner Bros., will address the meeting.

—Buy Defense Bonds—

Bingo Local Option Bill Proposed in New Jersey

Trenton—New Jersey Legislature at its next session will be asked by Bingo proponents to legalize noncommercial games under local option.

—Buy Defense Bonds—

Kanin to Speak Friday At Film Defense Parley

Garson Kanin, Office for Emergency Management film consultant, will be one of the speakers at the first meeting of the Motion Picture Emergency Defense Conference called by the New York SPG Friday night at the Hotel Piccadilly.

Rohde, Oklahoma City WB Branch Manager, Buried

Oklahoma City—Funeral services were held here yesterday for John Otto Rohde, 48, local Warner branch manager, who died Saturday, following a two weeks' illness. His widow and two children survive.

CAMP SHOWS 'DRAFT' DOOB

Heads Public Relations—Hal Horne to be an Adviser

OSCAR A. DOOB

Drafting of Oscar A. Doob, ad-publicity chief for Loew's theaters, as national director of public relations for USO-Camp Shows, Inc., and of Hal Horne as adviser, was announced yesterday by Walter Hoving, USO chairman. Action was taken at a meeting of USO-Camp Shows' directors late last week, it was said.

Reorganization plans for a huge national publicity and advertising campaign, designed to acquaint the public, as well as the soldiers and sailors, with the work of the organization, is already under way, Hoving said. Present publicity staff of USO-Camp Shows, Inc., is moving from 8 W. 40th St. to Horne's headquarters in the General Motors Building. This staff will be doubled with an additional personnel of writers, "planters" and radio contact men from Horne's organization.

John B. Lewis, who is Director of Public Information for USO-Camp Shows, Inc., will continue in his present post.

USO-Camp Shows will have 11 units touring the camps over the holidays; shortly after Jan. 1, some 15 additional shows will begin touring, bringing the number of camps to be covered to 215.

—Buy Defense Bonds—

Wobber in Minneapolis For Anti-5 Litigation

Herman Wobber, 20th-Fox general sales manager, is in Minneapolis for the anti-five suit. Wobber continues to the Coast where he will join his family for the Christmas holidays after completing his business in Minneapolis.

In the meantime, Tom Connors, executive assistant to S. R. Kent, president, has taken over active charge of the sales force. Connors said he will leave for the Coast with Kent around the first of the year for studio conferences and that Wobber will return to the home office with them.

—Buy Defense Bonds—

"Babes on B'way" Opens Music Hall Run Dec. 31

"Babes on Broadway," new Mickey Rooney-Judy Garland co-starring vehicle, will have its premiere Dec. 31 at Radio City Music Hall.

COMING and GOING

HERMAN WOBBER, 20th-Fox general sales manager, is in Minneapolis.

ALEXANDER KORDA arrived from Hollywood yesterday.

HARRY MERSAY, head of the 20th-Fox print department, leaves for Detroit and Chicago today.

HARRY GOETZ, producer, arrived yesterday from the Coast.

DEANNA DURBIN is scheduled to leave morrow for England where she will ent British soldiers.

BILL ELLIOT and **"DUB" TAYLOR**, Columbia actors, begin a series of personal appearance tours in Wilmington on Jan. 10.

FRANK CONLAN arrived in New York from Hollywood yesterday for a role in Elliot Nugent's forthcoming play.

ALEXANDER KNOX was another Hollywood arrival yesterday for a probable part in a George Abbott production.

NAT RUBIN, manager of the Lyric, Bridgeport, has been called to Washington where his mother is seriously ill.

—Buy Defense Bonds—

Para.'s "Wake Island" Rushed for Production

West Coast Bureau of THE FILM DAILY

Hollywood—Paramount will rush "Wake Island," saga of the Marines' defense of the Pacific outpost against the Japs, into production with Joseph Sistrom as associate producer. Cast will include Fred MacMurray, William Holden, Brian Donlevy, Macdonald Carey, Robert Preston, Lynne Overman and James Brown.

Second topical pic added yesterday to the Paramount program is "Listening Post," story dealing with the activities of aerial defense spotters in the Los Angeles area. Sol C. Siegel will produce; cast will include Robert Preston, Ellen Drew and Albert Dekker.

—Buy Defense Bonds—

Open Forum Tomorrow On Tele.'s Role in Defense

American Television Society will hold an open forum on "What Television Can Contribute to National Defense" tomorrow night at 8 p.m. in its Hotel Woodstock headquarters. Scheduled to speak are Mortimer H. Loewi, of DuMont and Noran E. Kersta of NBC, among others.

NATIONWIDE—BUT NOT TOO BIG FOR FRIENDLY SERVICE!
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

L. A. Plans Theater Defense Bureau

(*Continued from Page* 1)

for unusually important broadcasts during which regular programs would be interrupted; install battery emergency lighting system; offer plan for temporary box offices to be used inside of the foyer during blackouts; co-ordinate with traffic officials for facilitating delivery of [illegible]s under all emergencies, giving [illegible]e, whenever possible, absolute right of way.

Sturdivant, who is director of the Bureau, pointed out that theaters have a vital role to play in the emergency and they should be encouraged rather than hindered in their efforts. He did not, however, soft pedal exhibitors' responsibility, and with the Bureau having legal power there is every indication that infraction of rules and regulations laid down by the armed forces and the Civil Defense Council will not be tolerated in smallest degree.

Among newly appointed members of the bureau are Tom Bailey, Sherrill C. Cohen, Louis J. Halper, Rodney A. Pantages, Charles P. Skouras, Mat Holt, Gene Towne, Robert H. Poole, Clayton T. Lynch and C. Quinn.

To prevent as many errors as possible Sturdivant is making a categorical study of conditions in England, hoping to progress as far within a few weeks as British exhibitors did in months, by taking advantage of their experience under similar circumstances. This study is being made with help from the office of Mayor Fiorello H. LaGuardia of New York City.

—Buy Defense Bonds—

1,000 Attend Philadelphia Variety Club's Banquet

Philadelphia — Approximately 1,000, industryites and friends attended the Variety Club banquet here Sunday night. Principal addresses came from Sen. Claude Pepper of Florida; Federal Price Administrator Leon Henderson; Capt. Harold Drew of H M S Manchester; ex-Gov. Harold Hoffman of New Jersey and John B. Kelly.

Presentation of a flag to ex-Chief Barker Leon Levy, now in the Navy; a gift to retiring Chief Barker Earle Sweigert and a check for $4,000 to Dr. Alexander J. Stoddard, superintendent of schools, to be used in spastic paralysis cases were highlights.

James J. Walker was toastmaster with Henny Youngman as ringmaster.

—Buy Defense Bonds—

"Shanghai Gesture" Will Bow at Astor Christmas

World premiere of Arnold Pressburger's "The Shanghai Gesture" for UA will be held at the Astor Theater, Broadway, on Christmas day. It will open Christmas morning on a continuous run-popular price basis.

● ● ● **ANY future biography presenting the person of Will H. Hays will be richer for the speech he made on Saturday night as honor guest of the Indiana Society of Chicago in the Hotel Stevens......Against the bright humor which necessarily studs the remarks of an after-dinner speaker, MPPDA's prexy painted an inspiring and faithful picture of the true America,—and some of the passages merit quotation: "I know this land and its people," he said, "and I testify to you to the things that I know. If any Hoosier has any doubt about the spirit of the Republic, I report to you with knowledge of every section that the flag is still there, that the basic patriotism of this nation endures and will burn bright to destroy any foe that may ever be in our own household, and any from abroad,—and all for the glory of the nation. And it did not take assassinations by slant-eyed bandits to prove this......**

▼ ▼ ▼

● ● ● *"EVERYWHERE," he added, "there are basically the same hopes, the same ambitions, the same love of home and country, the same courage, the same faith, the same God. This is not rhetoric, my friends. This is not the cry of worried emotion. It is reasoned judgment based on knowledge, and no storms on the surface are substantially altering the course of the deep-running stream......Difficulties abound, of course; problems which seem immeasurable in complexity and magnitude demand solution,—but we have heard so much about what's wrong with America that I propose we consider what's RIGHT with America. After all it is with our assets, not our liabilities, that we will assure our future with a victory in war and then a peace which will make certain ever higher standards of living, better opportunities for our people, greater plenty to share, and the greater reserves which human security will require......*

▼ ▼ ▼

● ● ● **"THE fact is that our richest asset is not our material resources. It is not the gold in the hills. It is the iron in the hearts of the people. It is our national heritage,—the common sense, the common patriotism and self-confidence of the folks from whom we came. It is the American spirit. It lives today as it did in the days of our fathers. It is away back in the headwaters and around the hearthstones of the nation. It was the star which hung over the cradle of our liberty when the Republic was born. It is the glory and guarantee of the American Democracy......"**

▼ ▼ ▼

● ● ● *OUR famous Order of Applause (with two palms) goes to Sam Strausberg, prexy of the Interboro circuit, and to that theater chain, for being the first locally to announce the patriotic policy of giving Defense Bonds and Stamps as annual bonus to employes......About* 100 *will so benefit via this form of bonus payment which will aggregate several thousand dollars. . . .* ● *Then, winging from Chicago also comes word that Alliance theater circuit is doing likewise, and will use bonds and stamps for other business promotions in the territory...... So, General Manager-Film Buyer S. J. Gregory, here's your similar decoration. . . .* ● *And another to the management of the Parkway Theater, Miami, where, as a patriotic gesture, its ads carried nooze that one Defense Stamp would be given free to every man, woman and child attending the theater the day after war was declared on Japan!*

▼ ▼ ▼

● ● ● **SO united is America that Jimmy Durante arrives in Chi from the Coast tomorrow to re-establish famed Clayton, Jackson and Durante partnership to entertain in Army camps......Lou Clayton is Jimmy's biz manager and agent......Eddie Jackson will meet Jimmy in the Windy City where latter appears tomorrow on Mayor Kelly's annual Xmas show.**

▼ ▼ ▼

● ● ● *REMEMBER Pearl Harbor!......*

D of J Files Brief In Oriental Case

(*Continued from Page* 1)

arbitrator has the power to fix the maximum clearance between the plaintiff and the defendants in the case, according to a brief filed in the Oriental Theater case by the anti-trust division of the D of J.

The brief takes the position that the film companies and the operators of the McVickers Theater appear to be evading the spirit of the New York consent decree.

Defendants in the Oriental case have been given until Dec. 29 to file their answers and the arbitrator will then set a date for the next hearing. It is reported that Warner Bros., M-G-M and RKO have not filed any briefs in the case, although the others have.

Attorneys for the Oriental ask that the first-run clearance situation in the Loop area be shortened, so that the McVickers will have a maximum clearance of one week over the Oriental.

—Buy Defense Bonds—

Columbia Schedules One Republic Four War Pix

West Coast Bureau of THE FILM DAILY

Hollywood—Inspired by one of the most popular radio programs emanating from the British Broadcasting Corporation in London, "Salute to Tobruk" was placed on its schedule by Columbia as the title of a story now in process of development at the studio.

Republic has added four war pictures to its schedule, first of which will be "Remember Pearl Harbor," an original idea by Albert J. Cohen, who will also be associate producer. Picture is slated to go into production Dec. 29; also scheduled are "Wings Over Alaska," an original idea by Charles Millicent; "Yanks Over Burma Roads" and "International Bandits."

—Buy Defense Bonds—

"Heaven" After Garbo Pic

Chicago—"One Foot in Heaven" has been booked for the United Artists, the ace B & K Loop house, Dec. 19 to follow "Two-Faced Woman".

STORKS!

A six pound, three ounce daughter, Susan, was born to Mrs. Allan Robbins, Saturday at Women's Hospital. Allan Robbins is the oldest son of Herman Robbins, National Screen Service president.

Detroit—Morris H. Surath of the Abbott Supply Co., is the father of a baby girl, Alice.

Louis Lavorgne, projectionist at the Lincoln, New Haven, is father of a baby boy, Paul, born at St. Raphael's Hospital.

FOR YOUR XMAS SOCK!

and what a

SOCK!
NEW SEASON! NEW BOXOFFICE HIGHS!
WARNER BROS.

DRAFTED

for Xmas by America's top showmen!

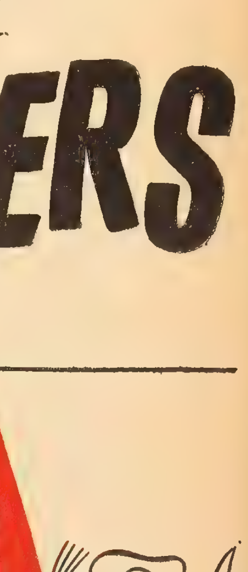
"You're in the Army Now"

JIMMY **DURANTE** PHIL **SILVERS**

JANE **WYMAN**

"NAVY BLUES SEXTETTE" • MATTY MALNECK AND HIS ORCH.
Directed by LEWIS SEILER
Original Screen Play by Paul Gerard Smith and George Beatty

from
WARNERS!
who are almost ready to
serve you "DINNER"!



War Cancels Para.'s Salute to Freeman

(*Continued from Page* 1)

power to the service of the Government, A. H. Blank of Tri-States Theaters Corp., and chairman of the Freeman Drive, announced yesterday.

Blank made the announcement with the approval of E. V. Richards, vice-chairman, after receipt of a telegram from Freeman asking that the program be abandoned and the theater men stay at their posts of duty and "be ready to meet any emergency which might arise."

"Service to our Government and to our country must come first. All other things seem so unnecessary now," the telegram stated.

Tri-States disclosed that the two-months drive would be continued in its circuit and that prize winners instead of receiving free trips to Hollywood would be paid Defense Bonds.

—Buy Defense Bonds—

N. J. Allied Postpones Dinner Until January

New Jersey Allied's industry dinner in New Brunswick, scheduled for Thursday, has been deferred until January, but the organization will hold a luncheon meeting at the Stacey Trent Hotel on Thursday. Dinner was postponed because Mrs. Helen Hildinger, a member of the board, is opening her Orpheum Theater in Trenton on that day. Harry Loewenstein, president, will preside at the sessions.

—Buy Defense Bonds—

Will Telecast "Town Meeting of the Air"

"America's Town Meeting of the Air," at the coming Thursday's session on the NBC Blue network, will also be telecast over NBC's WNBT. Admiral Yates Stirling, Hanson Baldwin and Hugh Grant will speak on "Outlook in the Pacific."

Rites for William Nesbitt

Pittsburgh—Funeral services for William Nesbitt, pioneer film exchange employe in this territory, who died after an illness of six years, were held from his home Sunday. Nesbitt is suhvived by his widow and seven children.

TO THE COLORS!

Coral Gables, Fla.—J. L. Dotter, assistant manager of the Gables Theater, a Paramount house, has been called to the colors.

Miami—J. C. Andrew, assistant manager of the Rex has left for Army service.

Miami—Malcolm L. Campbell of the Olympia Theater staff has been called for military service.

Para.'s Air Raid Precautions

Weitman-Formulated Rules for Whole Circuit

(*Continued from Page* 1)

cuit to announce the adoption of uniform and detailed rules for house staffs, designed to insure the safety of patrons in the event of an Axis attack from the air. The do's and don'ts will be posted at strategic spots throughout the theaters.

With Weitman supervising, intensive training of the New York Paramount's staff of 160 is under way. Similar instructional courses will be instituted in all circuit houses, both those owned directly and in partnership.

A successful initial air raid rehearsal was staged in Times Square yesterday morning. Perhaps for the first time in history, the area between 43rd St. and 45th St. was cleared of persons and the sidewalks were empty, except for air raid wardens, for a period of about two minutes. Passengers in passing buses were routed out and rushed into the Paramount, Loew's State, Astor Theater and stores and shops.

Air raid sirens will sound in New York City between 4 P.M. and 4:15 P.M. tomorrow for test purposes only.

Meanwhile, from responsible quarters yesterday there came deprecation of the rush to blackout cities and towns along the Eastern seaboard. Samuel G. Hibben, director of applied light for Westinghouse and a member of the technical advisory staff for the War Department,—stressed nothing would serve the purposes of the enemy better than a constant recurrence of blackouts during which production would stop and sabotage would have full play.

Text of the Paramount emergency instructions follows:

"SAFETY OF PATRONS

is our most important duty. We can avert possible serious calamity by proper preparation, and calm, cool, efficient systematic operation.

"Panic can have tragic results even without the aid of fire. The reason why some people become panicky in a crisis is because they never stopped to think what they might do in an emergency.

"How many people really 'look for the nearest exit' before they settle themselves for the show? How many people, on going to a public building ever think of getting out in a hurry? The upshot is the same in every public disturbance; all the occupants attempt to go out the same way at the same time—the same way they came in, which is the only way they know. And that pathway promptly becomes congested. One impatient shove, one excited scream and a taut crowd becomes panic-stricken. Please study and absorb a knowledge of the following points to guide us in an emergency.

"I. WEEKLY DRILLS

(a) Mechanical.

(b) To discuss possible situations which might arise in or outside the theater.

(c) Impress on employes the importance and necessity of drills and the responsibility of the theater and its staff.

(d) Location of all fire fighting equipment in the theater and proper uses.

(e) Location and method of turning in a fire alarm.

(f) Every employe has his post and duties.

"II. Engineers and electricians keep Managers' Office informed of whereabouts at all times.

"III. The 'Show' goes on under any circumstances unless notified by a member of the Management.

"IV. An alarm is given only by a member of the Management and in no case is an employe to take it upon himself to give any alarm.

"V. An employe is to notify a member of the Management immediately in the event he hears of a disturbance, an air raid or otherwise.

"VI. Night Superintendent is to notify Managers and Treasurers and all department heads in the event of an emergency. Detail instructions to night crew.

"VII. Stage Manager contact performers and musicians in dressing rooms. Dispatch crew to posts.

"VIII. Ushers take posts so that patrons can see them visibly—to give confidence and assurance.

"IX. Doormen and Ticket Takers—

If an emergency exists, such as an air raid, and we are approached by people seeking shelter, the Treasurer will be there to assist you in admitting these people, gratis.

"X. Stage Doorman—If rushed by people seeking shelter—admit them and call member of the Management.

"XI. Treasurer—Immediately assume positions near Box Office and Ticket Doors. Keep only a working cash fund in Box Office at all times. No surplus cash.

"XII. Projectionists—Advisability of closing shutters.

"XIII. Stage Manager—Asbestos curtain. Skylight.

"XIV. Superintendent—General housekeeping in good condition.

"XV. Engineer—Determine whether or not to turn off the fresh air intake. If there is an outside fire and smoke can enter the fresh air ducts, turn it off.

"XVI. In case of a local emergency such as an air raid, general procedure will be supplemented by an announcement from the stage.

(a) House lights must be raised before any announcement is made.

(b) Important to decide whether or not disturbance calls for clearing house.

1 If necessary to clear house—by prearranged signal—ushers open specified exit doors, depending on their post and return to direct patrons.

2 Manager announces—"Because of a disturbance in the neighborhood, we have been requested to clear the theater. Please use the nearest exit. The ushers will direct you."

3 Play music, whether band, organ or recording.

4 If stage show is on, it would be best if the personality conducting the show makes the announcement; but only if told to do so by a member of the Management.

5 Members of the staff serve as an example to the patrons and must manifest calm and must make every move without rushing, excitement or exhibition of fear. We prepare for emergencies, but something unforeseen may occur which requires cool and collected thoughts resulting in good judgment.

(c) If there is an outside disturbance and we do not clear the house—

1 Manager announces—"There is an outside disturbance, but there is no danger in the theater. The show will go on."

If it is an air raid, the audience is told that they must remain in the theater by request of the authorities.

2 All members of staff take posts for quieting and assuring the patrons.

"XVII. In event of an air raid—elevator operator follows same operation as he would in case of fire and then brings the elevator to the Loge Floor.

"XVIII. We have a trained nurse in the theater, and because of the current situation, we are putting on an additional nurse. The nurse is located in the First Aid Room on the 10th Floor.

"XIX. Our House Doctor has made arrangements to periodically lecture all departments on first aid.

"XX. In order to keep calm those whom we have sheltered either in the Lounge or in the lobby, we have a manually operated phonograph, Teri Josefovits at the concert piano, and Frank Judnick with his accordion.

"XXI. We have asked our Chief Electrician to point out to the members of the Management the switches which control all outside lighting. This, in the event only that the electrician on duty is not immediately available for the emergency.

"XXII. Electric Current—the theater is supplied by three power houses. We have A.C. and D.C. current.

(a) D.C. current feeds emergency lighting, such as aisle lights, exit lights, foyer lights and segregated spots. It also feeds the arc for the projection machines.

(b) A.C. current feeds the sound system and the projection motors and all other lighting equipment.

1 In the event of failure of the D.C. current, we can generate direct current with our A.C. motor generator (in the Engineers' Fan Room) to feed the arc light in the projection machines.

2 In the event of failure of the A.C. current, we cannot run the projectors nor could we have sound. However, we could have arc lights and emergency lighting—and therefore still have a show.

3 In the event of failure of all electrical current, we are at present getting estimates for purchasing special battery lamps.

"XXIII. Check the pamphlet on fire fighting equipment and acquaint yourselves with the uses of various extinguishers."

State Chairmen Set For Polio Campaign

(*Continued from Page* 1)

state chairmen, with acceptances from leading showmen in every state.

Harry Brandt, co-chairman with Schenck, who has established national March of Dimes headquarters in the Hotel Astor, urges all state chairmen to notify him at once how many pledge blanks they need [illegible] their states; also to rush in list[illegible] county chairmen.

C. C. Moskowitz, also a co-chairman, announced that Clark Gable will appear in the official March of Dimes appeal trailer, under supervision of Frank Whitbeck. It is planned to distribute 7,500 to 10,000 trailers for use during the drive week to stimulate lobby collections.

State chairmen include:

R. B. Wilby, Alabama and Georgia; Harry Nace, Arizona; M. A. Lightman, Arkansas; Robt. H. Poole, Charles Skouras, A. M. Boles, California; Rick Ricketson, Colorado; I. J. Hoffman, Connecticut; Carter Barron, Delaware and District of Columbia; M. C. Moore, Florida; Oscar Lam, Georgia; I. H. Harris, Idaho; Jack Kirsch, Illinois; A. H. Blank, Iowa and Nebraska; Elmer C. Rhoden, Kansas; Fred Dolle, Kentucky; M. Mullin, Maine, Massachusetts, New Hampshire and Vermont; E. V. Richard, Louisiana; Sidney Lust, Maryland; J. O. Brooks, Paul Schlossman, Michigan; Eddie Ruben, Minnesota; R. X. Williams, Mississippi; Harry Arthur, Missouri; Joseph English, A. M. Russell, E. K. Taylor, Stewart North, Montana; M. Naify, Nevada; Walter Reade, Don Jacocks, New Jersey; Miles L. Hurley, New Mexico; Fred J. Schwartz, Meyer Schine, Chas. Hayman, New York; H. F. Kincey, North Carolina; Mike Cooper, North Dakota; P. J. Wood, Ohio; L. C. Griffith, Oklahoma; A. Finke, Oregon; Ted Schlenger, M. A. Rosenberg, Sidney Samuelson, Pennsylvania; Moe Silver, Penna. and West Virginia; E. M. Fay, Rhode Island; H. R. Berry, George Parr, South Carolina; Chas. Klein, South Dakota; Tony Sudekum, Tennessee; Julius Gordon, R. J. O'Donnell, Texas; John Rugar, Utah; W. F. Crockett, Virginia; Frank Newman, Sr., Washington; Harold Fitzgerald, Wisconsin; E. J. Schulte, Wyoming.

WEDDING BELLS

Dallas — Mary Louise Walliser, widely known film critic of the Evening News, and Bernard Bailey Brown were married at St. Mary's Catholic Church here.

Cleveland—Hillard Levy of Theater Poster Co. and Miss Charlotte Schmetzer will be married here Dec. 28.

"Hands Off" Policy By Owners of UA

(*Continued from Page* 1)

ers or their representatives with the sales department cannot interfere with distribution operations.

The newly elected board of directors consist of Edward C. Raftery, chairman of the board; Gradwell L. Sears, Arthur W. Kelly, Laudy Lawrence and George L. Bagnall.

New officers of company elected were Raftery, president; Sears, vice-president in charge of domestic distribution; Kelly, vice-president and chairman of finance committee; Lawrence, vice-president and executive co-ordinator, including among his duties supervision of foreign distribution; Bagnall, vice-president and chairman of product committee. No other vice-presidents were elected or re-elected. H. D. Buckley and Harry L. Gold heretofore have been UA vice-prexies.

The product committee was named and made a permanent part of the United Artists organization. Its members are Bagnall, chairman; Kelly, Daniel T. O'Shea and Loyd Wright. This committee will handle all deals for UA release, and will make its headquarters in Los Angeles. Kelly will divide his time between Hollywood and New York. He will co-ordinate release program and product of contributing producers so that there will be a spacing of pictures and a steady flow to company's exchanges throughout the world in contrast to the past, where sometimes there was a log-jam of films at one time and a shortage at another.

Raftery pointed out that owners, by being relieved of company operation and management duties, are free to devote their time exclusively to production, and thus make their most important contribution to company's future. He also said, the corporation has six important deals near completion involving the best-known producers, stars and directors in the industry. According to Sears, any plans for production by UA have been suspended. However, United Artists Productions, Inc., stock of which is owned 100 per cent by the distributing company, and which is successor to the Walter Wanger Company, will continue to be available as a vehicle for such production set-ups as current Ernest Lubitsch "To Be Or Not To Be," starring Carole Lombard and Jack Benny.

Attending the meetings at Pickfair were Charles Chaplin, David O. Selznick, Alexander Korda, Mary Pickford, Raftery, Sears, Kelly and Bagnall. Selznick arrived from New York after nine weeks spent on United Artists' reorganization in time to attend the first conference on Friday.

Raftery, Sears and Kelly plan to leave Hollywood for New York on Thursday by train.

C'est La Guerre!

West Coast Bureau of THE FILM DAILY

Hollywood—"She's In The Army Now" is scheduled for early filming by Monogram. Story deals with the part played by women in defense. Ted Richmond will produce.

West Coast Bureau of THE FILM DAILY

Hollywood — Production is being rushed on Metro's latest Crime Does Not Pay short subject as a result of the war and title has been changed from "Silent Invaders" to "Idle words."

Two-reeler will point out that foreign agents can use a few carelessly dropped words concerning defense industries to great advantage, and will urge the public to be constantly on guard against fifth columnists.

Chicago—Mills Novelty Co., manufacturers of Panorams, have been awarded a contract by the War Department for the manufacture of 320,000, 40 millimeter shells as soon as tooling up is completed.

West Coast Bureau of THE FILM DAILY

Hollywood — "Spectre of Sabotage," book on Fifth Column activities, written by Blayney Matthews, Warner Bros.' director of plant protection and studio personnel, sold out its first edition of 5,000 copies. Second printing will start immediately.

West Coast Bureau of THE FILM DAILY

Hollywood — Knox Manning has been recalled to Warners studio to re-narrate "Soldiers in White," recently filmed at Fort Sam Houston, in order to bring it up to date with war developments. Studio may recall "Tanks Are Coming," "Here Comes The Cavalry," "Wings of Steel," "March On Marines," and "Meet the Fleet" for re-narration and certain dialogue changes.

Rochester—To meet the blackout problem, Loew's Rochester has a battery svstem installed to take care of lights in the house, and all lights are numbered. Manager Lester Pollock has also installed a PA system so as to keep the audience informed of what is going on. A special money box drawer has been installed in the box-office.

New Philadelphia, O. — William Gillam, who manages two theaters here, received a shipment of Japanes novelties last week which he had planned to distribute to patrons at New Year's Eve shows. He burned them at a public bon-fire and re-ordered novelties for the cccasion, specifying they must be "made in the U. S. A."

Rochester — All Schine theaters here are interrupting screen programs about 10 p.m. nightly to read late war bulletins, supplied by the Democrat & Chronicle.

Milwaukee—Direct result of the war, Joseph Pastor, Chicago, has closed his German Kino, west side nabe, which has been showing Nazi flickers for the past five years. Pastor announced the house would reopen Dec. 25 with an American film policy.

Milwaukee—One of the audition rooms of WTMJ, the Milwaukee Journal station, was converted into a movie studio to film and record one-minute talks by Milwaukeeans in all walks of life. The "newsreels" produced will be used in theaters to promote the sale of National Defense Bonds and Stamps.

West Coast Bureau of THE FILM DAILY

Hollywood—To protect its employes against possible daytime air raid attacks, Warner Bros.' studio has divided the Burbank lot into four zones, each of which has an air raid shelter at a strategic place.

Pending establishment of uniform system for all studios, Warners has adopted the following alarm: repeated short sharp blasts of the studio whistle will be the warning system. Ten minutes is maximum time employes will be allowed to reach shelter following air raid alert warnings.

Semi-Military Basis For News Cameramen

(*Continued from Page* 1)

ials and the industry's newsreel committee headed by E. B. Hatrick at a luncheon meeting yesterday.

It is understood the representatives of the Army and Navy are attempting to set up a system of war coverage whereby cameramen can be sent to the theater of operations. Newsreels, it was said, are eager for full collaboration of Army and Navy so films can be transported from the war areas back to this country.

Army and Navy are now working on plans for general pooling of war coverage and, at the same time, leave enough room for the newsreel companies to operate independently in the war zone, it was said.

Newsreel companies are also anxious for the heads of the Army and Navy to reach a definite policy of censorship of reels. It is understood Army and Navy are not releasing any of the footage shot at Pearl Harbor until they check it carefully.

The DEVIL PAYS OFF

A Republic PICTURE

WILLIAM WRIGHT, as Chris, and OSA MASSEN, as Valerie, two spies who have a lot in common.

A Thrill DRAMA OF SPIES AND SABOTAGE AT SEA!

J. EDWARD BROMBERG
OSA MASSEN
WILLIAM WRIGHT
MARGARET TALLICHET
ABNER BIBERMAN
JOHN H. AUER—Director
Screen play by Lawrence Kimble and Malcolm Stuart Boylan
Original story by George Worthing Yates and Julian Zimet

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NYC

Three Majors Admit Anti-5 Violations

(*Continued from Page* 1)

plaints filed by James F. Lynch, Ramsey County attorney.

Lynch completed the case for the State yesterday and defense testimony will start today. Defendants have waived jury trial. It is the contention of the three companies that the new state law is unconstitutional and in restraint of trade and that, therefore, they are not guilty.

Trial to Take 2 or 3 Weeks

It is expected that three cases, merged into one for the purpose of speedy trial, will require two to three weeks to complete.

Defense testimony will continue throughout the balance of this week, it was indicated, and the case then may go over to January for completion.

Attorneys representing the three majors include Davis Shearer, Minneapolis, and Joseph Finley, of St. Paul, aided by William Zimmerman of New York, for RKO; Frederick Lorenzen and James Kennedy of New York, for 20th Century-Fox and Louis Phillips of New York, for Paramount.

Neil F. Agnew, vice-president in charge of distribution for Paramount and Herman Wobber, 20th-Fox sales chief, were present in the courtroom throughout the day.

First witness called by the state was Ben Blotcky, branch manager here for Paramount who admitted he made a deal with Davis Ratner, operator of a new theater at White Bear Lake, for a block-of-five pictures. The contract contained no cancellation clause, he admitted.

The Minnesota law provides that distributors must sell an entire season product in a single contract and that this must allow the exhibitor opportunity to cancel 20 per cent of product listed in the contract.

Sold Two RKO Blocks

Blotcky was followed on the stand by L. E. Goldhammer, district manager for RKO, who admitted he had sold Ratner two blocks-of-five pictures each. Ratner said he already had received the approved contract.

Jack Cohan, a salesman for 20th Century-Fox, the next witness, testified he had sold a block-of-five pictures to Theodore Hamm, operator of the Oxford and Gen Theaters in St. Paul.

The three representatives of the majors said contracts referred to were all made under terms of the New York consent decree and that they were signed before the companies obtained relief from the decree in order to sell in Minnesota.

Deals Made to Test the Law

Many questions asked by Lynch evidently were for the record only in an effort to bolster the State's case for appeal. It is admitted the deals were made with exhibitors to set up test cases and the majors will carry the cases to the State Supreme Court and probably higher in case a guilty verdict is filed by the court.

When the State completed its case against the three majors, Shearer began his opening argument but court was adjourned to today after he had said he hoped to prove the anti-five law unconstitutional and in restraint of trade. Defense testimony will begin when he completes his opening talk.

The five majors signing the consent decree and United Artists moved several months ago to halt enforcement of the anti-five law by means of a temporary injunction but were denied this relief in Ramsey District Court. Their plea for a permanent injunction will go to trial in February.

Theater Biz on the Way Back

Sunday Grosses in New York Area Jump Up

(*Continued from Page* 1)

amusement, and forgetting the lure of radio's frequent news flashes.

Sunday business in the New York area jumped up considerably. The clear weather which followed the rainy Saturday brought out the fans. In fact, theaters of the Skouras circuit reported a 20 per cent increase in business over the preceding Sunday. Brandt circuit reported Sunday business up from 15 to 20 per cent ahead of the previous Sunday. Other circuits experienced a similar upswing.

In New York City week-end business was off, but the war cannot be blamed for the slump, according to operators. Snow and torrential rains starting Friday night and lasting until Sunday morning were blamed more than any semblance of war reaction.

At the Broadway Paramount, "Birth of the Blues" drew $24,000 on Saturday and Sunday. Estimates for the weak place the figure at $45,000, only slightly below the probable gross under normal conditions on a strong picture of this calibre.

On the Coast, theater grosses last week fell from 50 to 75 per cent below normal, but an uptrend, despite the state of emergency that has been declared, was noted.

Attendance in Chicago was reported 25 per cent off due to the week-end holiday and the President's radio address last night.

Theater business in Los Angeles came back strong over the week-end with circuit and independent operators reporting good business Saturday and Sunday. In some situations business was above normal. One effect of Governor Olson's proclamation is expected to be a falling off in the influx of tourists to Southern California which in turn will affect box offices.

Allied's Board Meeting Crowded Out of Capital

(*Continued from Page* 1)

city will be selected because of the overcrowded condition of Washington hotels. Columbus, Chicago or Atlantic City loom as possibilities.

—Buy Defense Bonds—

Screen, Radio Writers Offer Services to Gov't

West Coast Bureau of THE FILM DAILY

Hollywood—Screen and radio writers, publicists and free lancers at a mass meeting last night at the Roosevelt Hotel offered their services to the Government.

Chief speaker was Randolph Van Nostrand, head of the Civilian Defense Council's public information bureau.

—Buy Defense Bonds—

Rylander Joining Columbia

Al Rylander, who has been associated with the Tom Fizdale publicity organization for the past five years, leaves on Monday, Dec. 22, to join Columbia's Home Office staff. Rylander will handle special national exploitation events as an assistant to Frank P. Rosenberg, recently appointed exploitation manager.

Production Unhampered By New Studio Work Hours

(*Continued from Page* 1)

terday did not hamper production. In fact it is known that some pictures had more scenes photographed for the day than under the old system.

Many actresses reported at their studios at 6 a.m. in order to be made up and on their set by 1 o'clock. In case of production emergencies, set construction crews and set dressers will work nights.

—Buy Defense Bonds—

Tele "Defense Pool" Offers Free Programs

The American Television Society plans the formation of a "television defense pool" whereby writers, actors and producers will prepare defense programs and offer them free of charge of television stations, war and defense agencies.

Details are not completed, but they call, it is understood, for the organization of ATS into a central agency to be called upon by television officials and Governmental organizations when the services of writing, directing and producing talent is required in building programs of a purely defense nature.

It will be operated on a purely volunteer basis, with ATS members donating their services both to aid in the war effort to further the development of television.

C. E. Van Duzee Dies on Coast

Minneapolis — Word has reached here of the death in Oakland, Calif.. of Charles Edward Van Duzee, veteran in the motion picture business here and one-time operator of a film exchange which serviced more than 100 Minnesota theaters. Van Duzee operated the first picture house opened in Minneapolis and later had houses in St. Paul, Indianapolis and St. Louis. He had lived in California since 1917.

Eight Features, Two Serials Getting Gun

(*Continued from Page* 1)

and Forrest Tucker. Producer. Wal lace MacDonald and director Charle Barton; and Larry Darmour's 15 chapter serial "Captain Midnight,' with Dave O'Brien, Dorothy Short. James Craven, Luana Walters an Bryant Washburn. James W. Horne directing.

At **M-G-M**: Nine shooting. There Two," has been changed to "Along Came . . . Murder."

At **Monogram**: Three shooting, including Lindsley Parsons' "Law of the Jungle," with Jean Yarbrough directing. "Frontier Law" has been changed to "Western Mail."

At **PRC**: Three shooting, including "Girls Town," being produced by Lou Brock and Jack Schwartz, with Edith Fellowes and June Storey heading the cast, supported by Alice White, Kenneth Howell, Anna Q. Nilsson and Warren Hymer. Victor Halperin directing; Sigmund Neufeld's "Billy The Kid," western, starring Buster Crabbe.

At **Paramount**: Seven shooting.

At **Republic**: Two shooting, including "Sleepytime Gal," comedy with music, starring Judy Canova with Ruth Terry. Albert S. Rogell directing for producer Albert J. Cohen; and a 12-chapter serial "Spy Smasher," with Kane Richmond and Jimmy Dale with William Witney and Jack English co-directing.

At **RKO-Radio**: Five shooting, including "My Favorite Spy," starring Kay Kyser and Ellen Drew, with Helen Westley, Sully Mason and Harry Babbitt. Harold Lloyd producing and Tay Garnett directing.

At **United Artists**: Korda still shooting "To Be Or Not To Be" and Hal Roach shooting "About Face" and "Cobana."

At **20th Century-Fox**: Seven shooting.

At **Universal**: Seven shooting, including "The Saboteur," (tentative title) drama, with Robert Cummings and Priscilla Lane. Alfred Hitchcock directing for producer Frank Lloyd; "The Sheltered Side," (tentative title) drama, starring Irene Dunne, Gregory LaCava producing and directing.

At **Warners**: Four shooting.

—Buy Defense Bonds—

Radio Programs on Films Pioneered by J. A. Miller

(*Continued from Page* 1)

days, has opened studios and offices at 7000 Santa Monica Boulevard for the production of radio programs on films.

To handle distribution and sales of the Miller equipment and the facilities of its studios, MBS has formed a wholly owned subsidiary, Miller Radiofilm Corp.

Radiofilm, Miller process' trade name, is said to permit the production of radio programs under conditions similar to and methods identical to those used in the production of films. With the Miller process, recording is made directly upon the emulsion of the finished film by engraving into the emulsion; reproduction is by photo-electric eye. Miller system, it is said, was developed in the laboratories of the Philips Company of Holland.

Loet C. Barnstyn, former Dutch producer, distrib. and theater operator, is president of Miller Radiofilm Corp., and Herbert R. Ebenstein, former head of Radio Attractions, Inc., is vice-prexy in charge of sales.

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Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

VOL. 80, NO. 119 NEW YORK, WEDNESDAY, DECEMBER 17, 1941 TEN CENTS

OPM CHOOSING INDUSTRY ADVISORY COM.

Kingsberg Heads All RKO Theater Activities

Rathvon Elected V.-P. In Series of Moves to Streamline the Company

In a series of moves to streamline RKO, George J. Schaefer, president, yesterday announced the consolidation of all theater activities under Malcolm Kingsberg; the election of N. Peter Rathvon as a vice-president of the parent company; and the election of Leon Goldberg as treasurer of the parent company and all the subsidiaries.

GEORGE J. SCHAEFER

Kingsberg remains as executive vice-president of Keith-Albee-Orpheum and

(Continued on Page 7)

—Buy Defense Bonds—

Wall St. Sees Film Biz Climbing in '42

Theater biz in 1942 "may very likely run ahead of 1941" despite the fact that the U. S. is engaged

(Continued on Page 4)

—Buy Defense Bonds—

Gov't "Absorb Tax" Order Sets Precedent in Canada

Toronto — Exhibitors in Canada will suffer 20 per cent loss in potential grosses of New Year's Eve

(Continued on Page 7)

Coast Guard Gets Richards' Yachts

New Orleans—E. V. Richards, president of Paramount-Richards Theaters, Inc., has turned over two of his yachts to the U. S. Coast Guard. The yachts will be put into service immediately and will be returned to Richards after the war. The yachts are the Northwind, 85 feet long and the Sis, 35 feet long.

Industry-Wide Testimonial to Will H. Hays To Be Held at the Waldorf-Astoria Mar. 6

Industry-wide testimonial banquet commemorating Will H. Hays' 20 years of film service will be held at the Waldorf-Astoria March 6 with Ampa as sponsor, it was announced yesterday by President Vincent Trotta.

Executive committee for the event comprises Leon A. Bamberger, chairman; Maurice A. Bergman, John Flynn, Rutgers Neilson, Kenneth Clark, Joel Swenson and H. M. Richey. Special committees will be named shortly.

Dinner feature will be a Coast-to-Coast radio program originating in Hollywood and depicting the industry's history during the last two decades.

War Ends Operators Strike in Oklahoma

Oklahoma City—Oklahoma City's theater strike ended suddenly Monday in withdrawal of the pickets for the duration of the war from the Griffith Amusement Co. theaters and the West-Ten Theater operated by J. J. O'Donnell.

Unanimous action was taken by the local projectionists' union Sunday midnight and H. E. Bailey, city manager, was notified by telegram

(Continued on Page 6)

—Buy Defense Bonds—

N. Y. Paramount Trailer To Meet War Situation

New York Paramount is pioneering a screen trailer designed to meet the war situation.

Copy, which appears over the signature of Robert Weitman, managing director, reads:

"Relax, New York.

"Relaxation and Recreation are

(Continued on Page 7)

Joy First Anti-Five Defense Witness

By GEORGE E. GUISE
FILM DAILY Staff Correspondent

Minneapolis—Intimating that the defense at the trial of the three motion picture distributors in Ramsey District Court on charges of violating the new Minnesota anti-blocks-of-five law, plans to use the history of the film business in its effort to have the law declared unconstitutional, was seen in testimony given yes-

(Continued on Page 7)

—Buy Defense Bonds—

Balaban Joins Committee For March of Dimes Drive

Barney Balaban, Paramount prexy, has accepted co-chairmanship with Nicholas M. Schenck on the national Motion Pictures' Committee for the 194 March of Dimes campaign. The co-operation of all Paramount's affiliated theaters will be enlisted in the lobby collections to be made the

(Continued on Page 7)

Harmon Quits MPPDA for WAC

To Devote Full Time to Films' War Activities

Francis S. Harmon has resigned from the MPPDA to devote his full time to the war activities of the industry, joining the War Activities Committee—Motion Picture Industry (the new name of the M. P. Committee Co-operating for National Defense) as full-time executive. Announcement to the above effect was made last night by George J. Schaef-

(Continued on Page 5)

Art Directors Organize Camouflage Unit for Army

West Coast Bureau of THE FILM DAILY

Hollywood — Art directors and their aides have organized "Motion Picture Camouflage Unit" in co-operation with the Army.

Lionel Banks, head of Columbia's

(Continued on Page 6)

A. Julian Brylawski Named Special OPM Consultant on Trade's Priority Problems

By OSCAR HUME
Washington Bureau of THE FILM DAILY

Washington — Appointment of A. Julian Brylawski, vice-president of the MPTOA, and president for the past 18 years of the MPTO of the District of Columbia, as special industry consultant to work with OPM on priority problems affecting the film industry, was officially announced yesterday. Brylawski, purchasing agent in charge of maintenance and repair in the Eastern Division for Warner Bros., has

A. JULIAN BRYLAWSKI

(Continued on Page 5)

—Buy Defense Bonds—

Unity's Ratification Before MPTOA Board

MPTOA has started its poll of directors on the question of ratify-

(Continued on Page 4)

—Buy Defense Bonds—

Play and Then Talk Terms, "Pacific Blackout" Policy

A "play first and talk terms later" policy has been adopted by

(Continued on Page 6)

Harley, Kane Flying To U. S. on Clipper

Latest word on the whereabouts of Francis L. Harley, 20th-Fox's managing director for Great Britain, and Robert T. Kane, producer, is that they finally obtained passage on a Clipper now en route to New York. Pan-American officials are not releasing information on the arrival of the Clipper.

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FINANCIAL

(Tuesday, Dec. 16)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	7	6⅞	7	+ ⅛
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	23¾	23¾	23¾	+ 1
Con. Fm. Ind.	½	13-32	13-32	+1-32
Con. Fm. Ind. pfd.	7½	7⅜	7⅜	+ ⅛
East. Kodak	133	132	132⅛	— ⅜
do pfd.	....	....	....	.....
Gen. Th. Eq.	10⅝	10½	10½	— ⅜
Loew's, Inc.	37	36½	36⅞	.....
do pfd.	....	....	....	.....
Paramount	13⅝	13⅜	13⅝	+ ¼
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	12¼	12	12¼	+ ¼
RKO	2¼	2⅛	2¼	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	7⅝	7¼	7¼	— ¼
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5⅛	5	5	.....
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Loew's deb. 3½s46	102¾	102½	102½	.....
Para. Picts. debs. 4s56	100	100	100	.....
Warner Bros.' dbs. 6s48	95	95	95	— ½
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	⅛	⅛	⅛	.....
Sonotone Corp.	....	....	....	.....
Technicolor	7¼	7¼	7¼	— ⅛
Trans-Lux	9-16	½	9-16	+1-16
Universal Corp. vtc.	7	7	7	.....
Universal Picts.	....	....	....	.....

—Buy Defense Bonds—

U. S. Asks "Little Three" Spring Trial Date Today

Special Assistant Attorney General Robert L. Wright will petition Federal Judge Henry W. Goddard today for an order fixing the date of the trial of the equity suit against the "Little Three" in the Spring. Attorneys for the "Little Three" will oppose the move.

—Buy Defense Bonds—

Sam Wood on "Gehrig"

West Coast Bureau of THE FILM DAILY

Hollywood—Sam Wood will direct Sam Goldwyn's "The Life of Lou Gehrig," shooting to start Feb. 1.

Paramount Stockholders Suits Are Consolidated

N. Y. Supreme Court Justice Herbert Smyth yesterday ordered the consolidation of four stockholders' actions filed against Paramount and its officers for an accounting of payment made to George E. Browne and William Bioff, convicted labor leaders. Former Judge Alfred J. Talley, designated previously by the Court as counsel in a similar Warner Bros. suit, was named chief counsel for the Paramount stockholders.

—Buy Defense Bonds—

Metro Sets Tradeshow Dates for 6 Features

Dates for the next six pictures to be tradeshown by M-G-M were announced yesterday.

"Woman of the Year" and "Joe Smith, American" will be screened Jan. 13; "China Caravan" and "We Were Dancing" on Jan. 14, and "Born to Sing" and "Out of the Past" on Jan. 20. In New York, the first two pictures will be shown on Jan. 6 and the second two on Jan. 13.

—Buy Defense Bonds—

20th-Fox Gets More Time For Pickwick Suit Reply

New Haven—For a second time the attorneys for the plaintiffs in the Pickwick, Greenwich, $5,452,575 anti-trust suit against the eight majors, and attorney for 20th-Fox have filed a stipulation to extend the 20th-Fox time in which to answer plaintiffs' interrogatories. The answer is now due at the U. S. District Court here on Jan. 5, 1942.

—Buy Defense Bonds—

Para. Exchange Escapes Bombs; Servicing Manila

Paramount's exchange in Manila has escaped Japanese bombings and is still servicing local theaters, according to a cable received from James Perkins, supervisor of the company's Oriental activities. Hank Henry, branch manager in Manila, who holds a commission in the Naval Reserve, was called for active duty at the outbreak of hostilities.

—Buy Defense Bonds—

St. Louis Theater "Takes" Recover From War's Shock

St. Louis—First-run biz here is bounding back. Shock of the war sent grosses down anywhere from 35 to 75 per cent. Checkup yesterday indicated that it is now down only 20 to 25 per cent.

—Buy Defense Bonds—

17 St. Louis Theaters Using Triple Features

St. Louis — Number of theaters playing triple features in St. Louis and St. Louis County has jumped from about five a year to 17.

Thien Clearance Squawk Dismissed In St. Louis

Clearance complaint filed by Victor Thien, operator of the Palm Theater, St. Louis, has been dismissed by Judge Wesley McAfee, arbitrator.

Thien charged that the seven-day clearance granted to Fanchon & Marco's Aubert and Union Theaters was unreasonable. The arbitrator ruled that the clearance was not unreasonable and assessed costs against the complainant. Named in the complaint were 20th Century-Fox, Paramount and F & M, with the St. Louis Amusement Co. as intervenor.

Hear Booth Evidence And Arguments in One Day

Detroit—The Booth Theater arbitration case, which was the first to be filed in Detroit, was finally tried yesterday. All evidence and arguments were heard and the case goes to Arbitrator Jerome G. Thomas for award.

This is the second case in Detroit to be actually tried, and is the first heard here involving clearance.

—Buy Defense Bonds—

Scenic Maintenance Man Demanded by Local 829

United Scenic Artists of America, Local 829, will confer shortly with officials of the League of New York Theaters over the plan adopted by the union's membership requiring each theatrical manager who has scenery on his stage to engage a man "to keep the scenery in first-class condition throughout the run of the play."

Presentation houses such as Roxy and Music Hall would be affected in addition to legit and musical shows. Additional man, it is claimed, will mean a burden of $90 a week for labor not required.

—Buy Defense Bonds—

Documentary Producers Ass'n Will Meet at N. Y. U.

Association of Documentary Film Producers will present a program discussing the use of the documentory film in education at 6 p.m. tonight in the School of Education auditorium at New York University. Speakers will include Herbert Kerkow, director of documentary films: and Freyda Adler and Boyd Wolff, educators.

The program, a feature of Dr. Frederic M. Thrasher's film course, will include a screening of Pare Lorentz's documentary on social medicine, "The Fight for Life."

—Buy Defense Bonds—

Lou Harris With DeMille

West Coast Bureau of THE FILM DAILY

Hollywood—Lou Harris, in charge of trailers at Paramount, has been made associate producer to Cecil B. DeMille, succeeding William H. Pine who is now producing with William C. Thomas.

COMING and GOING

F. J. A. McCARTHY, Universal sales exec., returns today from Nashville.

PAULINE KELEN, Walter Reade home offic receptionist, is vacationing in Miami Beach

EARL HUDSON and **JACK KEEGAN**, of th United Detroit Theaters, arrived in New Yor yesterday for Paramount home office [illegible]ences.

HARRY BRYMAN, M-G-M's foreign manage for Uruguay, has arrived from Montevideo fo a vacation.

RUBE JACKTER, Columbia's assistant general sales manager, leaves tonight for Charlotte, N C., for business conferences with H. F. Kincey of the Kincey circuit.

JIMMY DURANTE arrives Friday morning from Chicago aboard the Twentieth Century.

JULIUS GORDON, of the Jefferson Amusement Co., Beaumont, Texas, arrives today for Paramount home office conferences.

LOUIS SHURR, theatrical agent, is here from the Coast to assist Dwight Deere Wiman in casting "The Warrior's Husband."

JEAN ADAIR, **JOSEPHINE HULL** and **JOHN ALEXANDER** arrive tomorrow from Hollywood to resume their original roles in "Arsenic and Old Lace" after doing the film version for Warner Bros.

LEONARD GOLDENSON and **LEON NETTER**, Paramount theater executives, returned from Boston last night after conferring with Sam Pinanski and J. J. Ford.

—Buy Defense Bonds—

Bank Night Fraud Brings Prison, Reformatory Terms

Newark, N. J.—Ralph Marano of Orange has been sentenced to two to three years in State Prison by Common Pleas Judge Hartshorne for having conspired to defraud the Windsor, West Orange, on Bank Night Feb. 1. Marano's brother Joseph of this city was sent to Rahway Reformatory, and Alfonse La Pore of Newark was placed on probation for five years, and directed to pay 50c a week on the same charge. They had been found guilty Nov. 25.

—Buy Defense Bonds—

"Mayerling Mystery" for UA via "Package" Deal

Myron Selznick is reported to have closed a package deal for the production of "Mayerling Mystery" to be distributed by United Artists. Picture will be produced by Richard Oswald, European producer, and will star Loretta Young and Alan Marshall. Ernest Pascal, writer, is included in the "package" deal.

FOR FASTER, FRIENDLIER SERVICE AT LOWER COST—'PHONE
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

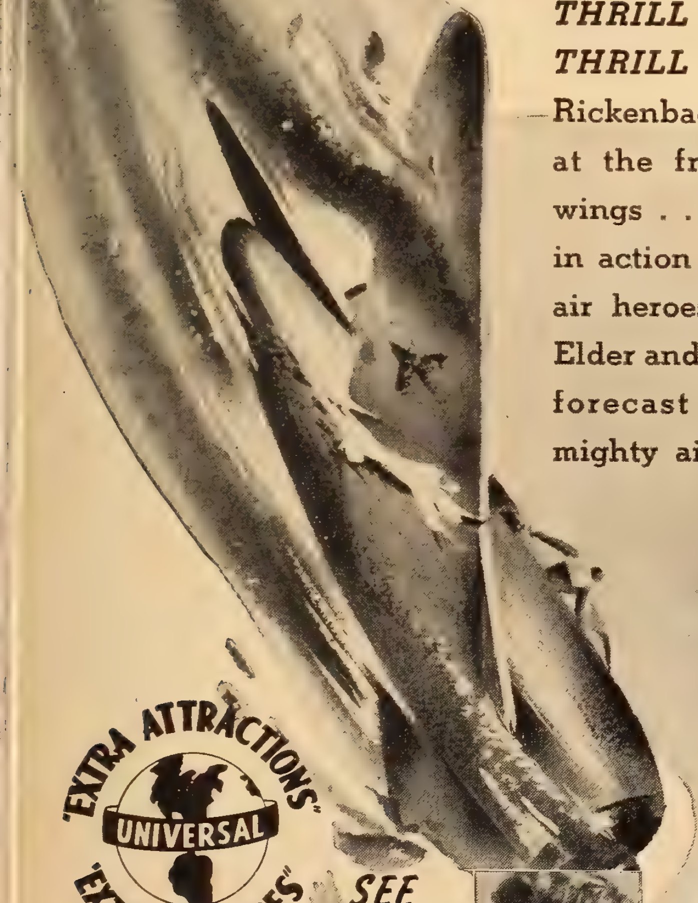
UNIVERSALS'
Special
FEATURETTE

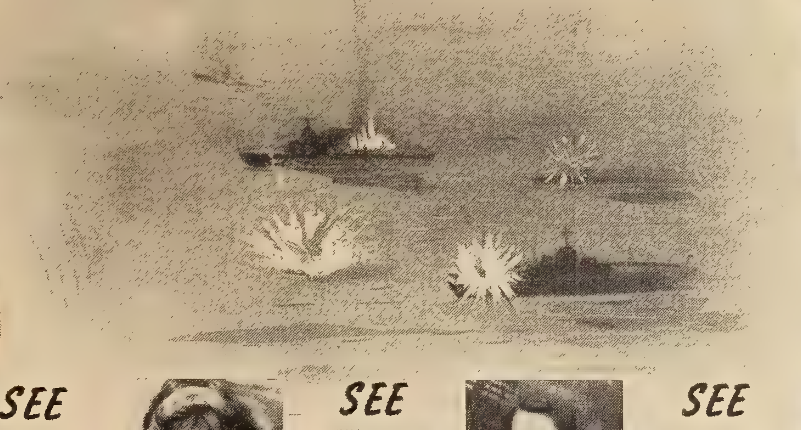
IT PACKS THE POWER of a FEATURE-THRILLER!

An exploitation special timed for the minute!
Vividly portraying America's air-might as it shouts defiance at the ruthless aggressors!

CAVALCADE of AVIATION

THRILL to the first flight of the "Kitty Hawk" . . . *THRILL* with America's first war ace, Capt. Eddie Rickenbacker, in action . . . *THRILL* and *WONDER* at the freak designs that helped America get its wings . . . *THRILL* to the first American air-bombers in action . . . *THRILL ONCE AGAIN* with America's air heroes—Byrd, Chamberlain, Post, Rogers, Earhart, Elder and others . . . *THRILL* to General Billy Mitchell's forecast of war in the air . . . *THRILL* to America's mighty air power blasting its enemies from the skies!





SEE

Captain Eddie Rickenbacker, America's greatest war ace . . . see actual World War I combat!

SEE

Wiley Post and Will Rogers on the world-flight from which they never returned!

"EXTRA ATTRACTIONS"
UNIVERSAL
"EXTRA GROSSES"

SEE

Amelia Earhart as she appeared before her ill-fated flight over the Pacific!

SEE

Ruth Elder, the first woman to fly across the Atlantic Ocean!

SEE

Ruth Nichols as she returned after setting a new altitude record!

SEE

General Billy Mitchell as he forecasts the coming of air-war!

World Premieres in Dayton and Dallas! — **NATIONAL RELEASE, DEC. 31**

Unity's Ratification Before MPTOA Board

(*Continued from Page* 1)

ing the five-point unity program proposed at the all-industry unity conference in Chicago last week. Ballots have been sent to all board members by mail and results are expected in two to three weeks.

It is understood that the ballots contain no pro or con remarks. Resolutions passed at the parleys are presented and are allowed to speak for themselves.

MPTO of St. Louis Will Meet Monday to Act on Unity Plan

St. Louis — Fred Wehrenberg, president of the MPTO of St. Louis, Eastern Missouri and Southern Illinois, has called a meeting of his organization for next Monday when the group will be asked to vote on the unity plan. Monday's meeting also will consider the proposed level admission plan to eliminate Missouri's tax mills and pennies. It is understood that all but two exhibitors in St. Louis have indicated their willingness to make the small increase in prices.

—Buy Defense Bonds—

3,000 Agfa Ansco Workers Will Share $155,000 Bonus

Binghamton, N. Y.—Approximately $171,000 in Christmas bonuses will be distributed among 3,281 employes of Binghamton and Johnson City plants of the General Aniline & Film Corp., John E. Mack, president, has announced.

About $155,000 will be distributed to 3,000 workers of the Agfa Ansco film plant in Binghamton and the remainder will go to 281 employes of the Ozalid Products Division in Johnson City.

—Buy Defense Bonds—

Loew's Will Ask Order Today to Sell in Minn.

Loew's will apply today to Federal Judge Henry W. Goddard for an order permitting it to sell its product in Minnesota without complying with restrictions provided in the consent decree. Similar relief has been obtained by the other members of the "Big Five."

David Butler
George Barraud

Arthur Hoerl
Charles Seibel

"The Letter" and Other "Features":

● ● ● *TEN days have passed since "Black Sunday," whose events, unforgettable and unforgivable, galvanized America into a nation matching its motto, "E Pluribus Unum"......A striking missive (dated Friday, last), emblematic of the galvanizing action, we present today ......It is from Lieut. Com. Eugene Zukor, now detailed by Uncle Sam's Navy to active duty in the Los Angeles area, and addressed to his parents here, Mr. and Mrs. Adolph Zukor:*

▼ ▼ ▼

"Dear Pa and Ma:

Just thought I would drop you a few lines to let you know that I am well and busy. This job has been most interesting and ACTIVE. Fortunately, with speed racing against efficiency, we came out without an error or delay. Everything happened at once, especially on that memorable Sunday. I was at home peacefully playing horseshoes with Emmy, completely oblivious to the world-shattering events even in the house the kids had not turned on the radio. It was near lunch time so stopped over, in my bathing suit, to have a short visit with the Loews,——there I heard the NEWS. I had hardlyl turned on the radio, when orders were issued for all men to report to their stations. I rushed out in sport clothes, and in thirty-five minutes had the office (Editor's Note: the Assistant District Public Relations Office of the 11th Naval District) open and operating. Just two of us were on hand, a yeoman and myself. . . . My other petty officers arrived, —the commissioned men have not been sworn in up to now.

I don't remember when Sunday ended and Monday began; we were typing, sending messages, ordering press, newsreels, radio to stop stories, print others, arrange for blackouts, instructions to commercial vessels, etc., etc.; reading the log today, I am amazed that nothing went wrong.

Things are still humming along, but feel like an oldtimer in less than a week full of action.

This is all for now . . . hope to see you both soon . . . love from us all . . . keep smiling . . . we are. . . .

Devotedly your own,

▼ ▼ ▼

Gene."

● ● ● *OTHER "FEATURES": Paramount is all-out serious in its ambitions for George Pal's Madcap Models Puppetoon, "Rhythm In The Ranks," to grab an Academy award......Certainly this short has a terrific flock of rooters, even among the hard-boiled noozepaper fraternity and the mag gentry......F'rinstance, last Sunday, PM outs with a two-page spread on the opus, and the previous Sunday the local Herald Tribune went to town in its behalf......Today's Movie-Radio Guide gives it a plug, and The Puppeteers of America present a parchment scroll, group's Award of Merit, to the tab reel,—the said award to be received by Barney Balaban in his executive suite. . . .* ● *World premiere tomorrow of UA-Edward Small production, "The Corsican Brothers," in the Palace Theater, Washington, will bring literally a mountain of books for the boys in the armed forces........Anyone bringing books to the theater, from 10:30 a.m. to 1:00 p.m., will be admitted to the premiere free......Army trucks will pick up the books, which will then be distributed throughout the nation via agencies of the USO. . . .* ● *Columbia's alert exploitation department grabbed some intense promotion for its feature, "Bedtime Story," by hatching the Bedtime Story Fashion Show which was held yesterday afternoon in the Carlan Comfort Shop under sponsorship of Sax Fifth Avenue......Claire Trevor, fresh in from the Coast, represented Columbia at the orgy of boudoir accessories, etc.*

▼ ▼ ▼

● ● ● REMEMBER Pearl Harbor!......

Wall St. Sees Film Biz Climbing in '42

(*Continued from Page* 1)

in a second world war, it is forecast by the Wall St. Journal.

Here's how financial circles view the industry outlook, as reporte[illegible] the Journal yesterday:

"Based on experience in Great Britain, there does not seem to be much indication that the movies will suffer seriously from war in this country. There was some slight falling off in theater attendance in the first week of the war due obviously to the national state of excitement and to blackouts on the Pacific Coast.

"However, this is not expected to continue and in any event the central portions of the country, away from the Coast, is not likely to have blackout trouble. In view of the fact that wage payments are greatly increased and other outlets for spending money may be curtailed, it is expected that attendance over the coming year may very likely run ahead of 1941.

"There is some possibility, of course, that stars, directors and trained studio personnel will be depleted by the draft.

"Incidentally, it may be pointed out that business lost in the Far East is of no great moment to the film producers. Currency restrictions have been in force for some time and in any event the whole business in the Orient, including Australia is not as important as two average American states."

Edgar W. E. Gilmore Dead

Windsor, Ont.—Edgar W. E. Gilmore, 70, pioneer exhib., died here.

TO THE COLORS!

West Coast Bureau of THE FILM DAILY

Hollywood — John Huston is cutting short his career as a director to take up duties as a Captain with the U. S. Army Signal Corps.

Huston, presently engaged on "In This Our Life," with Bette Davis, will finish work on that picture before reporting for active service.

Miami—R. W. Whitcomb, of the Olympia Theater staff has been called to Army duty.

West Coast Bureau of THE FILM DAILY

Hollywood — Commander Harvey Haislip, M-G-M writer, called to active duty, has reported to the 12th Naval District Headquarters in San Francisco.

Atlantic City—Sy Waxman, manager of the Astor theater here, has been ordered to report for active naval duty.

Murray Greenfield of Loew's accounting department has enlisted in the country's armed forces.

OPM Choosing Film Advisory Committee

(*Continued from Page* 1)

been granted a leave of absence. Brylawski serves the OPM without compensation as one of the dollar-a-year men.

To Name Other Specialists

At the same time, OPM tackled the task of appointing a special industry advisory committee to work with Brylawski and other OPM officials on problems affecting the industry. The committee will be composed of leaders from every branch of the industry. Announcement of the personnel will be made within a couple of weeks, it was learned.

The OPM is expected to be merged shortly into the armed services, according to a by-line story by John W. Love, Scripps-Howard Newspaper Alliance writer, which appeared in the N. Y. World Telegram.

It is understood that other specialists will be named by the OPM as special consultants on industry problems, as the pinch for critical materials becomes greater, and that the special industry advisory committee will be broken down into sub-committees to represent variour phases of the industry.

(Appointment of Brylawski and disclosure that selection of the special advisory committee is under way fulfilled exclusive FILM DAILY forecasts).

It is understood that the priority problems of the industry so far have not become acute, but are becoming increasingly serious. At the present time, they are confined to comparatively simple requests for small amounts of critical materials that are easily ironed out.

However, indicating that the pinch will soon commence to be felt seriously, it was reported that representatives of the 16 mm. companies are here conferring on priority problems of their own. Government agencies which have had 16 mm. pictures made are going to bat for these producers, urging that they be granted the materials necessary, it is understood.

Brylawski in Industry 33 Years

Brylawski, manager of Warner Bros. real estate department here, has been identified with the film industry since 1908 when, in association with his father, he acquired a number of small houses. In 1924, he built the Earle Theater, selling his interest to the Stanley Company of America two years later. He managed the Earle properties until 1929, when he took over real estate, construction and maintenance for the Warner circuit here.

Brylawski since 1923 has been president of the MPTO of the District of Columbia and, since 1928, has been a vice-president of the MPTOA. For the last 11 years, he also has functioned as the latter's legislative contact at the Capitol.

Defense Stamp Sale Planned in Lobbies

Denver—Booths for the sale of Defense Savings Stamps and Bonds will be set up in numerous theater lobbies here. Additionally, cashiers will be supplied with them for use as change. President Rick Ricketson of the Rocky Mountain Screen Club, which has pledged its support to the national defense program by resolution, has appointed as a co-ordinating committee, A. P. Archer, Mickey Gross, Henry Friedel, C. J. Bell and Emmett Thurmon.

C'est La Guerre!

Paramount is decentralizing stock of old prints and library film by shipping prints to other exchanges for storage as a precautionary measure.

Scranton—Municipal tax on Bingo games to provide a fund for the purchase of equipment and materials needed for the local defense program has been advanced in the City Council by Councilman T. J. Jones.

West Coast Bureau of THE FILM DAILY

Hollywood — Concrete basements of Paramount's new stages 16 and 18, and other sub-surface accommodations will be designated as bomb shelters for a specified number of persons. Possibility of adding additional shelter structures is being studied.

West Coast Bureau of THE FILM DAILY

Hollywood—James A. FitzPatrick is rushing editing and commentation on his two new TravelTalks for Metro—"West Point on the Hudson" and "Historic Maryland," for earliest possible release, due to the war. Film was shot last Summer with release planned for next Spring. FitzPatrick is planning to world premiere the two TravelTalks in Washington, D. C., early next month.

Newsreels released yesterday contained footage showing the Times air raid demonstration that was held Monday morning. There was also a pep talk by Civilian Defense Chief, Mayor LaGuardia.

Detroit — Practice blackout in Dearborn, west side suburb and home of the Ford Motor Company, blacked out seven neighborhood houses. Hour was set for 6 p.m., at the height of homeward bound rush hour traffic, but little confusion was reported. Theaters, including houses having matinees, doused marquee and lobby lights but continued their shows.

Seattle — Local Telenews Theater's biz zoomed when radio stations in the area went off the air by military order during air raid alarms.

West Coast Bureau of THE FILM DAILY

Hollywood — Twentieth-Fox has added "Prison Ship," based on the experiences of the survivors of the Zamzam, to its schedule. Bryan Foy will produce.

Roosevelt Appoints Price Federal Censor

Washington Bureau of THE FILM DAILY

Washington—President Roosevelt yesterday announced the appointment of Byron Price, executive news editor of the Associated Press, as Federal censor and revealed that compulsory censorship would be placed into effect as soon as the pending war powers bill becomes law.

In his prepared statement, Roosevelt specified press and radio. But newsreels at least are bound to come under censorship scrutiny to make certain they reveal no information that will give aid to the enemy.

Harmon Quits MPPDA For Pix War Efforts

(*Continued from Page* 1)

er, chairman of the former and of the newly-named organization.

Schaefer stated that in view of changed conditions the committee had, aside from the change of title, decided to appoint a full-time executive to the work of co-ordinating the industry's war activities under the direction of the executive group. Harmon was a national choice for the post as he has been acting as coordinator for the Committee Cooperating for National Defense. He was appointed to the position and has been designated as executive vice-chairman of the War Activities Committee.

These changes were determined upon at a meeting of the executive group attended by representatives of exhibitors, distributors, producers, artists and trade press.

A budget committee to study and arrange for financing the cost of the industry's war activities was appointed, consisting of Si Fabian, R. B. Wilby and Joseph H. Hazen.

—Buy Defense Bonds—

"Gesture" Preview Tuesday

UA will hold a press preview of "The Shanghai Gesture" at the Astor theater Tuesday at 8:30 p.m.

The DEVIL PAYS OFF

A Republic PICTURE

MARGARET TALLICHET, as Joan, a smart girl in the Naval Intelligence.

A Thrill DRAMA OF SPIES AND SABOTAGE AT SEA!

J. EDWARD BROMBERG
OSA MASSEN
WILLIAM WRIGHT
MARGARET TALLICHET
ABNER BIBERMAN
JOHN H. AUER—Director
Screen play by Lawrence Kimble and Malcolm Stuart Boylan
Original story by George Worthing Yates and Julian Zimet

Buy U. S. Defense Bonds

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"The Bugle Sounds"

with Wallace Beery, Marjorie Main, Lewis Stone

M-G-M 110 Mins.

ACTION YARN WITH INTERESTING ARMY BACKGROUND; HAS GENERAL AUDIENCE APPEAL.

The old order changeth even in the Army. Transition of a calvary regiment into a full-fledged mechanized fighting unit forms the background for a hokey action yarn which combines a man's loves for his horse and sabotage into a fairly substantial program pic.

Basic weakness of the film is the indecision in making the point. A good share of the film deals with Wallace Beery's affection for his horse. As a sergeant of many years' experience, Beery does not care for the introduction of tanks into the regiment. His commanding officer, portrayed by Lewis Stone, accepts the new order more philosophically.

When a tank damaged by sabotage runs amuck and kills Beery's horse, Beery goes berserk and is busted out of the Army. Subsequently, it is revealed that the dismissal of Beery was a prearranged plan with the colonel in order to make it possible for the Army to track down the saboteurs.

Latter footage, where Beery joins the gang and prevents them from blowing up the bridge over which the Army's train loaded with tanks is about to cross furnish the pic's highlights. Earlier scenes are inclined to be on the slow and syrupy side.

Romantic interludes are introduced with Marjorie Main, excellent as Beery's sweetheart of many years who operates a nearby roadside restaurant. There is comely Donna Reed as the young wife of a soldier played by William Lundigan. Miss Reed is befriended by Miss Main and works in the restaurant. Lewis Stone does a dependable job as the colonel. George Bancroft handles the role of a saboteur effectively with Guinn Williams, Chill Wills and Tom Dugan good in minor roles.

Top-notch photography supplies some inspiring shots of our mechanized units in maneuvers made with the co-operation of the U. S. Army. Direction and script are undistinguished.

CAST: Wallace Beery, Marjorie Main, Lewis Stone, George Bancroft, Henry O'Neill, Donna Reed, Chill Wills, William Lundigan, Tom Dugan, Guinn Williams, Ernest Whitman.

CREDITS: Producer, J. Walter Ruben; Director, S. Sylvan Simon; Screenplay, Cyril Hume; Original, Lawrence Kimble and Cyril Hume; Cameraman, Clyde De Vinna; Film Editor, Ben Lewis.

DIRECTION, Average. PHOTOGRAPHY, Top-Notch.

War Ends Operators' Strike in Oklahoma

(*Continued from Page* 1)

that "all pickets had been removed and given a week's pay bonus."

Jerry Jeter, union secretary, said the union pledged funds to buy defense bonds "in the amount equal to our expenditures for pickets." This amount previously was announced as running about $200 a week.

"Mr. and Mrs. North"

with Gracie Allen, William Post, Jr., Paul Kelly

M-G-M 67 Mins.

LIGHTWEIGHT COMEDY BUILT AROUND MURDER MYSTERY; RATES AS PLEASANT PROGRAM FEATURE.

In bringing the Mr. and Mrs. North of New Yorker and stage fame to the screen, M-G-M has only turned out a lightweight comedy with a number of chuckles and amusing moments. Running a little over an hour, the film stacks up as a pleasant program pic.

Any similarity between Gracie Allen and the character of Mrs. North is a coincidence. Gracie Allen remains Gracie Allen and the laughs she registers with her pointless but humorous lines have their heritage in radio gag writing.

Whereas Miss Allen has successfully built up the dumb comedy type on radio, she becomes an incredibly dumb character on the screen and an unbelievable Mrs. North. The lasting impression is how anyone could remain married to such a dumb woman. Direction is at fault in this case because the happier solution would be to have Miss Allen play her part in a straight comedy style.

Story had Mr. and Mrs. North returning home to find a murdered man in her closet. The murderer is unknown but is a member of their circle of friends and tries to involve the Norths in order to cover up. Suspicion is thrown on various members because of the criss-crossing of affections between the wives and the men. In her own inimitable manner, Mrs. North throws light on the case when it is needed. For example, when she states the lobster she had at her friend's house was canned, she destroys unknowingly the alibi of the murderer which is all the police need.

One of the brighter moments of spoofing has Felix Bressart as the brush salesman called to the district attorney's office and vainly trying to get an audience. William Post, Jr., makes a personable Mr. North who bears up bravely under his wife's inanities. Paul Kelly is good as the detective as are Millard Mitchell, Stuart Crawford, Virginia Grey, Rose Hobart and Tom Conway in lesser roles.

CAST: Gracie Allen, William Post, Jr., Paul Kelly, Rose Hobart, Virginia Grey, Tom Conway, Felix Bressart, Stuart Crawford, Porter Hall, Willard Mitchell, Lucien Littlefield, Inez Cooper, Keye Luke, Jerome Cowan.

CREDITS: Producer, Irving Asher; Director, Robert Sinclair; Screenplay, S. K. Lauren; Original Play, Owen Davis; Camerman, Harry Stradling; Film Editor, Ralph Winters.

DIRECTION, Average. PHOTOGRAPHY, Good.

Art Directors Organize Camouflage Unit for Army

(*Continued from Page* 1)

art department and originator of the proposal, was named chairman by Army representatives and producers.

The Army will be given immediate, expert assistance in conducting vital camouflage work in the Pacific Coast defense area.

"Red River Valley"

with Roy Rogers, George "Gabby" Hayes, Sally Payne

Republic 62 Mins.

BETTER THAN AVERAGE WESTERN; MUSICAL SEQUENCES WITH ROY ROGERS SPOTTED NICELY.

Outdoor action reminiscent of the Wild West against a modern background is deftly combined with musical sequences by Director Joseph Kane for a program pleasing western. Pic is handled in affable manner and it stacks up as one of Roy Rogers superior efforts.

Spirit of the old West is conveyed when Red River stages a Pioneer Day for its favorite home-town troubadour, Roy Rogers, and his band, The Sons of the Pioneers. During the celebration, safe which contains money to help ranchers complete the dam is blasted.

Remainder of the film is devoted to Rogers' efforts to convince the sheriff that the man behind the scheme to control the dam and responsible for the theft is the proprietor of a gambling casino, played by Trevor Bardette. That intruder, the auto, figures in some of the chases on horseback. Up in the rocky hills, the noble steed comes into his own, and Rogers convinces the sheriff who the guilty person is.

Songs which Rogers sings with The Sons of the Pioneers include "Red River Valley," "Love Begins at Sunset on the Trail," "Springtime on the Range," "When Pay Day Rolls Around" and "Chant of the Wanderer." Sally Payne, a capable comedienne, is featured in "Lily of the Hillbilly Valley."

George "Gabby" Hayes and Miss Payne furnish the comic relief. Slight romantic interest is supplied by Gale Storm. Robert Homans is okay as the sheriff.

CAST: Roy Rogers, George "Gabby" Hayes, Sally Payne, Trevor Bardette, Gale Storm, Robert Homans, Hal Taliaferro, Lynton Brent, The Sons of the Pioneers.

CREDITS: Associate Producer-Director, Joseph Kane; Cameraman, Jack Marta; Film Editor, William Thompson; Original Screenplay, Malcolm Stuart Boylan.

DIRECTION, Good. PHOTOGRAPHY, Top-Notch.

Play and Then Talk Terms, "Pacific Blackout" Policy

(*Continued from Page* 1)

Paramount in the handling of "Pacific Blackout," it was announced yesterday by Neil F. Agnew, general sales manager. The plan, said to be unique in the history of the company, has been devised so that the picture can hit the screens while news of the West Coast's air raid alarms is still fresh.

Paramount customers will be able to show the picture beginning Jan. 2 and postpone the settlement of price terms until later, when they purchase the company's third block-of-five, of which "Pacific Blackout" is a component.

—Buy Defense Bonds—

Surrealist Film Festival

Fifth Ave. Playhouse starts a festival of surrealist and fantastic films Friday.

"Road Agent"

with Dick Foran, Leo Carrillo, Andy Devine, Anne Gwynne
(HOLLYWOOD PREVIEW)

Universal 60 mins.

STOCK WESTERN HAS PLENTY ACTION AND A BELIEVABLE ALTHOUGH CORNY STORY.

Despite the arresting names in the cast this is just another stock western. The same old story and made for but a little more than the average western budget. Sold in that class it should please because it is well made—has plenty of action—and a believable although rather corny story.

The performances of the leading players are good, but not up to their usual standards, due, no doubt, to the limited shooting time. Dick Foran shows well as a singing Waddie and should please horse-opera fans.

Dick Foran, Leo Carrillo and Andy Devine nab a trio of bandits just after they have held up a stagecoach and taken a shipment of gold. They take 10 per cent of the money and return the rest—without being seen—to its rightful owners.

Foran is discovered to be "The Duke" who is reputed to be something of a bad man. He is about to be hanged by the aroused citizens for a crime he didn't commit when Anne Nagel vindicates him. The townsfolk immediately appoint him sheriff. Of course, he cleans up the town, knocks off all the crooks—with the exception of the leading lady's father who is permitted absolution by a single line of dialogue in which he admits he got off on the wrong foot as a boy, and expresses a desire to go straight so his daughter can marry the new mayor.

In the end Foran and his cronies ride off into the sunset—singing—and everybody in the audience tries to make book this is just the first of a series—but it is so obvious there are no takers.

CAST: Dick Foran, Leo Carrillo, Andy Devine, Anne Gwynne, Samuel S. Hinds, Richard Davies, Anne Nagel, Morris Ankrum, John Gallaudet, Reed Hadley, Eddy Weller, Ernie Adams, Lew Kelly.

CREDITS: Associate Producer, Ben Pivar; Director, Charles Lamont; Screenplay, Morgan Cox, Arthur Strawn, Maurice Tombragel; Authors, Sherman Lowe and Arthur St. Claire; Cameraman, Jerome Ash, A.S.C.; Art Director, Jack Otterson; Associate, Ralph De Lacy; Editor, Frank Gross; Musical Director, H. J. Salter.

DIRECTION, Good. PHOTOGRAPHY, Good.

John Comerford Dies on Coast

Wilkes-Barre, Pa.—John Comerford, 80, oldest brother of the late M. E. Comerford, founder of the Comerford Circuit, died last week at his home in Los Angeles, according to word received here. He was an uncle of Postmaster General Frank C. Walker and John T. Comerford, district manager of the Comerford Amusement Co. He is survived by a sister, Mrs. M. J. Cary of Scranton, Pa., and two daughters, Mrs. Mary Hansen and Mrs. William Rossberg, both of Los Angeles.

Joy First Anti-Five Defense Witness

(Continued from Page 1)

terday by Col. Jason Joy, first witness for the defense.

Joy is director of personnel and scenario handling for Twentieth Century-Fox and his testimony was regarded as background material for the present attack on the Minnesota law.

Paramount, 20th-Fox and RKO are on trial charged with having sold pictures in blocks-of-five while the state law requires the sale of an entire season's product in one contract, with the privilege to the exhibitor of cancelling 20 per cent of films contracted for.

Pix Need Only Their Own Code

Joy related the growth of the picture business during the 19 years he has been connected with it and gave it as his opinion the industry always has operated under its own code, that it is self-governing and needs no legislative regulation by the various states.

Joseph Finley and David Shearer, defense attorneys, made it evident in their opening addresses to Judge Albin S. Pearson that they plan to incorporate into the record a complete history of the motion picture industry from the day of the first nickelodeon.

Shearer told of the strong competition in the business and said huge sums of money are spent each year by the different producers to keep abreast of one another.

He detailed how the different companies compete with one another for a Broadway play which happens to score heavily and added that "sometimes these are hits when made into pictures, and sometimes they turn out to be distinct losses." The firms bid for stars and minor actors and actresses in the same way, he said.

Everything Affects the B. O.

"Just about everything affects the motion picture theater box office," he said. "Rain, heat and cool weather hit it in the Summer, cold weather, snow, wind bother it in the Winter. When a woman has a baby, when young folks marry, when a man dies, the box office of the neighborhood theater feels it."

"The men who make pictures must have uncanny judgment as to what the public will want," he went on. "The ability to forecast is a basic element of this business.

"No expense is spared in giving the public what it wants. But showmanship is another necessity of the successful picture and certainly there can be no monopoly on this product."

Finley devoted his talk to distribution problems of the industry. He told how companies used to try and beat one another on convention dates, adding that this often resulted in confusion.

Tells of Distribution Problems

He told the court all pictures are copyrighted and that they never are sold. They are merely licensed for exhibition purposes, he said. He went into prices of prints and said 200 to 350 of these often are needed on a single picture, the cost running sometimes to $30,000 to $40,000.

Then he told of selling practices in the industry, describing the difference in prices charged first-runs and subsequent-runs.

"It would be impossible and unfair," he said, "to permit smaller houses, paying small rentals, to show pictures at the same time they are running in the larger first-run house at a high first-run rental.

"First-runs are entitled to protec-

Trial recessed late in the afternoon to this morning after Joy had testified.

WEDDING BELLS

Chicago—Fred Jones of the Metropolitan theater and Cecelia Anne Williams were married at the St. Elizabeth church.

Indianapolis—Viola Keeney, of the RKO office will marry William Lowe, Dec. 21, at New Bethel, Ind.

« REVIEWS »

"Confessions of Boston Blackie"

with Chester Morris, Harriet Hilliard, Richard Lane

Columbia 65 Mins.

RUN-OF-THE-MILL MELODRAMA WHEREBY BOSTON BLACKIE AIDS THE LAW; OKAY FOR THE NABES.

Boston Blackie's adventures enter a new field. In this lightweight melodrama, he tangles with a part of art forgers. While film moves at good tempo, the proceedings have little dramatic timber. It has sufficient entertainment, however, to make the grade for the subsequent spots.

Assemblance of plot material is handled in a haphazard manner. Pic often relies for its humor on worn gag of having the cops appear much too dumb to cope with the effortless endeavors of the hero.

The yarn is about a pair of art forgers who try to kill a girl at an auction when she exposes the fake. Another man is killed and Boston Blackie is blamed. Body is hidden in statue by the killer. Later pair purchase statue from playboy friend of Boston Blackie and the latter trails the pair to their workroom. Considerable action is crammed into climax where Boston Blackie subdues the pair with the aid of the police.

Chester Morris, as Boston Blackie, registers another sound performance ably assisted by Richard Lane, as the police inspector, George E. Stone, Boston Blackie's aid, Harriet Hilliard, the girl, and Lloyd Corrigan, the playboy.

Direction is average and story by Paul Yawitz, former columnist, is in the conventional thriller style.

CAST: Chester Morris, Harriet Hilliard, Richard Lane, George E. Stone, Lloyd Corrigan, Joan Woodbury, Walter Sande, Ralph Theodore, Kenneth MacDonald, Walter Soderling, Billy Benedict.

CREDITS: Producer, William Berke; Director, Edward Dmytryk; Cameraman, Philip Tanura; Original Screenplay, Paul Yawitz; Film Editor, Gene Milford.

DIRECTION, Average. PHOTOGRAPHY, Okay.

N. Y. Paramount Trailer To Meet War Situation

(Continued from Page 1)

more essential now than ever before. For the Duration The New York Paramount Theater Will Continue to Provide the Best in Entertainment. The Highest Quality Screen and In Person Shows. Entertainment guaranteed to make you relax and forget your troubles will be our chief aim for 1942. In the Presentation of these Bigger and Better Morale Building 2 for 1 Shows, The New York Paramount is thoroughly prepared for any emergency. Our well trained staff of 160 has been drilled to maintain the safety of its patrons at all times."

Use of similar trailers by all theaters in the zone to stress the morale value of films and the preparedness of house staffs to cope with any emergency is urged in civilian defense circles.

Copy in kind voicing the opinion that now, more than ever, relaxation and recreation are essential, is being employed by the Paramount today and tomorrow in large display ads in the New York dailies under Weitman's signature.

—Buy Defense Bonds—

Gov't "Absorb Tax" Order Sets Precedent in Canada

(Continued from Page 1)

shows as a result of the order of the Dominion Government prohibiting advance in special prices to take care of new Federal amusement tax on theater receipts which was not in force last January.

Theaters are ordered to absorb the tax and are advised that admission prices must not be higher than those charged for special New Year's midnight shows last year. This is first time the Federal Government has ordered theaters not to pass on the 20 per cent tax to patrons and exhibitors regard the step with alarm as a dangerous precedent.

—Buy Defense Bonds—

Balaban Joins Committee For March of Dimes Drive

(Continued from Page 1)

week of Jan. 22. Others on the national Motion Pictures' Committee are: C. C. Moswokitz, Harry Brandt, Joseph Bernhard, Spyros Skouras, Oscar A. Doob. Others will be added.

—Buy Defense Bonds—

Buckley, Gold Status Unchanged

West Coast Bureau of THE FILM DAILY

Hollywood — Although Harry D. Buckley and Harry L. Gold have been dropped at United Artists as vice-presidents their status otherwise with the company remains unchanged.

Kingsberg Heads RKO Theater Activities

(Continued from Page 1)

will be elected president of the other RKO theater companies including RKO Proctor Corp., RKO Midwest Corp., RKO Orpheum Corp., and RKO Service Corp.

Charles Koerner continues as general manager of RKO theaters under Kingsberg and will be elected vice-president of the theater companies.

Election of Goldberg, who is now treasurer of the theater companies, was made to centralize all financial operations under one head who will be directly responsible to Schaefer.

Duties of Rathvon, who represents Floyd Odlum on the board, were not defined in the statement.

Schaefer summed up the realignments as follows: "This action will streamline the organization as well as more clearly and definitely fix duties and responsibilities."

Depinet Names Gruenberg Rocky Mt. District Chief

Appointment of L. S. Gruenberg, RKO's Salt Lake City branch manager, to the post of Rocky Mountain district manager was announced yesterday by Ned E. Depinet. Gruenberg replaces H. C. Fuller who, at his own request, has been given a leave of absence because of ill health.

Fuller had been district manager since April, having been promoted from Salt Lake City branch manager. Gruenberg at that time was advanced from St. Louis salesman to Salt Lake City manager. A successor will be announced in a few days.

—Buy Defense Bonds—

Hicks Circuit Formulates Blackout Regulations

Baltimore — Hicks circuit, operated by C. W. Hicks, is the first local theater outfit to prepare a list of blackout regulations governing conduct of its employes during a blackout and possible air-raids.

Test blackout is tentatively scheduled for Baltimore around the first of the year. Number of important defense plants in this vicinity, as well as Army camps and proving grounds, make the section especially vital, as far as defense measures are concerned.

—Buy Defense Bonds—

25c Technicolor Dividend

Technicolor's directors, meeting yesterday, voted to pay a 25 cent dividend on Dec. 29 to stockholders of record at the close of business Dec. 22.

STORKS!

LaGrange, Ind. — John Schwinn, manager of the Wigton Theater here, is the father of a baby girl.

Tomorrow Evening

AN EVENT OF IMPORTANCE

Edward Small

presents

THE GALA WORLD PREMIERE

Alexandre Dumas' Adventure Masterpiece

"The CORSICAN BROTHERS"

LOEW'S PALACE

WASHINGTON, D. C.

Leaders of our nation will attend the first showing of this spectacular screen triumph — the final starring role portrayed by Douglas Fairbanks, Jr. before he reported for active duty with the United States Navy!

starring **DOUGLAS FAIRBANKS, Jr.**

with RUTH WARRICK · AKIM TAMIROFF · J. CARROL NAISH · H. B. WARNER
HENRY WILCOXON · JOHN EMERY · GLORIA HOLDEN · VEDA ANN BORG

Directed by GREGORY RATOFF · Screenplay by George Bruce from a free adaptation of the Dumas story by George Bruce and Howard Estabrook

RELEASED THRU UNITED ARTISTS

Intimate in Character
International in Scope
Independent in Thought

THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

VOL. 80, NO. 120 NEW YORK, THURSDAY, DECEMBER 18, 1941 TEN CENTS

COURT BARS DECREE'S FALL BY DEFAULT

Minn. Law Confuses Distribution, Court Told

Col. Jason Joy Tells Of Minneapolis Problems At Trial of Three Majors

Minneapolis — Distribution problems facing Minneapolis film exchanges as a result of passage of the state's anti-blocks-of-five law were detailed yesterday in Ramsey district court where Fox, Paramount and RKO are on trial, charged with selling pictures in blocks of five contrary to the law.

Col. Jason Joy, of Fox, testified under cross-examination that he was certain the Minnesota law had had a serious effect on distribution in this territory.

Herman Wobber, Fox general sales manager, said the law had made impossible such transactions as short deals, spot bookings and

(Continued on Page 7)

—Buy Defense Bonds—

Find Hub Theaters Suited as Shelters

Boston—Survey of the Boston film theaters by the State and City building departments acting in co-operation with the Committee on Public Safety has convinced the officials that the great majority of Hub

(Continued on Page 6)

—Buy Defense Bonds—

Legion of Decency Ends Garbo Pic Condemnation

A revised version of M-G-M's "Two-Faced Woman," with additions and eliminations, has been approved by the National Legion of Decency which has removed the pic-

(Continued on Page 7)

Canada Gets First Newsreel Theater

Montreal—Cinema de Paris, first-run heretofore playing French films first-run, has been acquired by Consolidated Theaters, Ltd., and will become Canada's first Newsreel Theater on Dec. 26.

Propose U. S. Bomber Fund Thru Show Biz

Detroit—Proposal for show biz to take the lead in a country-wide drive to provide funds for construction of an American bomber, by having Variety Clubs nationally raise $250,000 was accepted enthusiastically at Detroit Variety here. Suggestion was made by Eddie House of the "Hellzapoppin" company, playing at the Cass. Plan has been in effect in Canada since early in the war, but this is believed to be the first move in this country.

Industry's Support Heartens FDR, Knox

Jack Kirsch, head of Illinois Allied and temporary chairman of the Motion Picture Industry Conference Committee, has received replies from the White House and the office of the Secretary of the Navy to the pledges of industry support made

(Continued on Page 6)

—Buy Defense Bonds—

Schaefer, Van Schmus Aid March of Dimes Campaign

George J. Schaefer, RKO president, and Wm. G. Van Schmus of Radio City Music Hall, have accepted co-chairmanships to serve with Chairman Nicholas M. Schenck on the National Motion Pictures Committee for the 1942 March of Dimes campaign. This completes the national committee.

"Little Three" Suit Placed on February Calendar, Presaging Spring Trial; Gov't Would Confine Issues To Block-Booking, Blind-Selling; Defendants Opposed

Declaring that he would not allow the New York consent decree to fall by a default of the Government in obtaining a similar decree against the "Little Three" by June 1, 1942, Federal Judge Henry W. Goddard yesterday ordered that the N. Y. equity action be placed upon the day calendar for February.

At that time Judge Goddard said, he will meet with attorneys for the D of J and the "Little Three" to determine a fixed date of trial some time in March or April. The Court stated "I am anxious to see that the decree is carried out. I have done too much work, and everyone else has, too, to see it fall by default."

When Louis Frohlich, attorney

(Continued on Page 7)

—Buy Defense Bonds—

Eight Legislatures To Convene in 1942

While a large number of state legislatures are expected to hold special sessions next year because of the war situation, only eight state law-making bodies are scheduled to hold regular sessions in 1942.

Legislatures and their dates for initial convening are as follows: Kentucky, Jan. 5; Mississippi, Jan. 5; New York, Jan. 5; Rhode Island Jan. 5; New Jersey, Jan. 12; South Carolina, Jan. 12; Virginia, Jan. 12, and Louisiana, May 9.

Whether bills affecting the motion picture industry will be introduced at these sessions has not been determined.

—Buy Defense Bonds—

Court Grants Loew's Plea To Sell Under Minn. Law

Federal Judge Henry W. Goddard yesterday signed an order from the bench modifying the consent decree to permit Loew's, Inc., to sell in Minnesota under that state's statute

(Continued on Page 6)

Complaint Dismissal Fought by McLendon

As has been expected, B. R. McLendon, owner of the State and Texan Theaters, Atlanta, Tex., has filed an appeal against the dismis-

(Continued on Page 7)

—Buy Defense Bonds—

Bert Stearn Testimonial In Cleveland on Jan. 5

Cleveland — Bert Stearn, recently promoted from district manager to Western division sales manager for

(Continued on Page 7)

Wuxtry! ! Russians Invade Yorkville! !

Russians, who are advancing all along the Eastern front, have even driven a wedge into Yorkville. The Casino Theater, showplace for Nazi films which closed last week, reopens Christmas Day with new policy of Soviet pictures distributed by Artkino. Opening program features "General Suvorov" and "Stalin Speaks."

Pix to Do Their Bit—Willkie

Expresses Confidence in Industry's War Role

Complete confidence that the industry would perform fully and magnificently during the war emergency in bringing to the people both entertainment and a realization of the basic factors underlying the struggle against the aggressors was voiced yesterday by Wendell L. Willkie.

As guest of honor at an amuse-

(Continued on Page 6)

20th-Fox May Have Films Of Jap Pearl Harbor Raid

Minneapolis—Four cameramen of Twentieth-Fox were in Pearl Harbor at the time of the Japanese attack on that fortification and that company may have extremely valuable

(Continued on Page 7)

THE NEWSPAPER OF FILMDOM — THE FILM DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 120 Thurs., Dec. 18, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(*Wednesday, Dec. 17*)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	7⅛	7	7	.....
Col. Picts. vtc. (2½%)	5⅛	5⅛	5⅛	— ⅛
Columbia Picts. pfd..	....	....	....	.....
Con. Fm. Ind.	½	½	½	+3-32
Con. Fm. Ind. pfd..	7¾	7¾	7¾	+ ⅜
East. Kodak	133	131½	132	— ⅛
do pfd.	....	....	....	.....
Gen. Th. Eq.	10⅝	10¼	10⅝	+ ⅛
Loew's, Inc.	36⅞	36¼	36¼	— ⅝
do pfd.	105½	105½	105½	+ ⅛
Paramount	13⅝	13¼	13⅜	— ¼
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	12¼	11¾	12	— ¼
RKO	2⅛	2⅛	2⅛	— ⅛
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	7	6⅞	7	— ¼
20th Century-Fox pfd.	19¼	19¼	19¼	+ ¼
Univ. Pict. pfd.	148½	148½	148½	+ 2½
Warner Bros.	5	4⅞	5	.....
do pfd.	70	70	70	+ 1

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	55	55	55	— ½
Para. Picts. 4s56	100	100	100	.....
Warner Bros.' dbs. 6s48	95½	95	95	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	11-16	⅝	11-16	.....
Sonotone Corp.	2	2	2	— ⅛
Technicolor	7¼	7	7	— ⅛
Trans-Lux	⅝	½	⅝	+ ⅛
Universal Corp. vtc..	....	....	....	.....
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES

	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45..	64	67
Roxy Thea. Bldg. 4s 1st '57	61⅛	64

—Buy Defense Bonds—

Booking Jam Sends Para.'s "Passage" to Loew's State

Loew's State, Broadway, will play Paramount's "Bahama Passage" for a two-week first-run engagement starting Christmas Day. The first-run booking was made possible, according to M. S. Kusell, district manager, by the extended runs of recent Paramount product at the Broadway Paramount which has resulted in an over-abundance of product for this house.

▼ ▼ ▼

● ● ● **WE DON'T KNOW** what the people did in the other buildings around town yesterday around 4 P.M. but those in the Paramount went through an air raid drill according to schedule......Trouble was that sirens were supposed to toot at 4, the floor wardens were to blow their whistles and everybody was to have dashed to his designated floor......Well, the sirens weren't heard hereabouts (for reasons unexplained at this writing) but the Paramount Bldg. clan pulled a rehearsal anyway......Again we can't say what happened on the other floors but up on the 24th stanza where THE FILM DAILY boys and gals hang their coats......the tenants skipped down the stairs to the 18th floor......and the result of the whole episode was that we got acquainted with a lot of folks down there whom we didn't know before......So, we'll just call it a social affair until the next time......

▼ ▼ ▼

● ● ● *GIVE A BIG HAND to Nathan Goldstein, prexy of Western Massachusetts Theaters......Goldstein wants the service lads who can't get home for Christmas to have a good holiday......So he has asked, through the USO, that families in Springfield invite service men to their homes for Christmas dinner......and when dinner is over the soldiers and the families can go to any of the circuit's theaters "on the house"....* ● *Harry A. Ross, head of Ross Federal Service, is back from a six-week survey trip through South and Central America in the interest of the industry......Harry says he accumulated a wealth of essential information to be revealed shortly......*

Chi. Meet Tues. on Pix Patriotic Drives Action

Chicago — Wire invitations have been sent to leaders of Chicago amusement industry asking attendance next Tuesday at the Blackstone Hotel for co-operative action concerning theater's participation in various patriotic drives under way here.

John Balaban of B & K, Jack Kirsch and Van Nomikos of Illinois Allied; Eddie Silverman of Essaness; James Coston of Warners, signed the meeting request.

—Buy Defense Bonds—

War Strikes a Blow At "Sneak Previews"

Hollywood — The war has also struck at "sneak previews" and restricted zones where they were held previously have been abolished.

They will be shown at theaters within the city limits and trade and newspapers have been asked by President Y. Frank Freeman of AMPP to co-operate.

—Buy Defense Bonds—

Chi. Xmas Benefit Has Gate of $250,000

Chicago—Ninth annual Christmas benefit, at the Stadium, under Mayor Edward Kelly, brought 25,000 attendance last night, with many from the film trade participating, including Hollywood stars. More than $250,000 was realized.

Loew's Managers Dance Is Defense Bond Rally

Annual dinner dance for the managers and assistants of Loew's Theaters in the New York area Tuesday turned into a Defense Bond rally, when executives headed by President Nicholas M. Schenck of Loew's, donated $100 bonds as door prizes. $1,300 in bonds was won by various guests. Affair was held in the Grand Ballroom of the Hotel Plaza.

—Buy Defense Bonds—

Industry Turns in To L. A. Chest $475,836.37

West Coast Bureau of THE FILM DAILY

Los Angeles—The film industry, honored at a final report luncheon of Los Angeles Community Chest, turned in $475,836.37.

FOR FASTER, FRIENDLIER SERVICE AT LOWER COST—'PHONE
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

COMING and GOING

SPYROS SKOURAS arrived last night from Los Angeles.

NED E. DEPINET, RKO vice-president, and **ANDY SMITH**, sales manager, leave tonight for Chicago to attend a testimonial dinner to Western Division Manager **WALTER BRANSON**, Mid-western District Manager **JACK OSSERMAN** and Branch Manager **SAM GORELICK** of Chicago.

JOSEPH A. McCONVILLE, Columbia's [illegible] sales manager, arrives from Buenos Aires on Tuesday.

MAX GORDON leaves for Hollywood tomorrow where he begins production on "My Sister Eileen," Monday.

JACK FLYNN, M-G-M's Central devision manager, returns to Chicago today.

PAUL GALLICO is motoring East from Hollywood after completing work on the story of Lou Gehrig's life.

LAURA BOULTON, of the National Film Board, Ottawa, Can., is stopping at the Warwick Hotel.

TED SCHLANGER, of the Warner circuit in Philadelphia, is in town for a few days.

LOUELLA O. PARSONS returned to the Coast yesterday.

NEW YORK THEATERS

RADIO CITY MUSIC HALL
"H. M. PULHAM, ESQ."
An M-G-M Picture with
HEDY LAMARR ● ROBT. YOUNG
RUTH HUSSEY
With the Music Hall's
Great Christmas Stage Show
1st Mezzanine Seats Reserved. Circle 6-4600

BING CROSBY : : MARY MARTIN
in Paramount's
"BIRTH OF THE BLUES"
IN PERSON
ORRIN TUCKER AND BAND
featuring
WEE BONNIE BAKER
PARAMOUNT TIMES SQUARE

DON AMECHE—JOAN BENNETT
"CONFIRM OR DENY"
with
Roddy McDowall
PLUS A BIG STAGE SHOW ROXY 7th AVENUE 50th STREET

RKO PALACE B'WAY & 47th St.
CARY GRANT—JOAN FONTAINE
in
"SUSPICION"

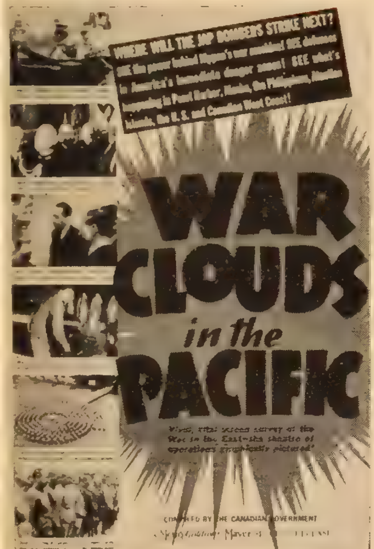
20th Century-Fox presents
"HOW GREEN WAS MY VALLEY"
United Artists RIVOLI Broadway at 49th St.
Continuous Pop. Prices. Midnight Shows.

RIGHT ON TIME!

For immediate booking from M-G-M!

"WAR CLOUDS IN THE PACIFIC"

2 Reels of Amazing Film That Foretold History!


WHERE WILL THE JAP BOMBERS STRIKE NEXT?
WAR CLOUDS in the PACIFIC
COMPILED BY THE CANADIAN GOVERNMENT

One-Sheet at M-G-M Branches

See where and how it's happening today! See Pearl Harbor, Hawaii, Alaska, Philippines! See Shadows over West Coast of U. S. A. and Canada! See Inside Story and Pictures of Japan! Plus thrilling narrative of the Allied role in the Pacific! Remarkable in its prophecy! Brilliant in its complete coverage! Compiled by the Canadian Government. An M-G-M release.

Book it! Advertise it!
Pack your theatre NOW!

AT LAST IT'S ON

BIGGER!
BETTER!
CRAZIER!
FUNNIER!
Than
on the
Stage!

UNIVERSAL PICTURES presents

HELLZAPOPPIN'

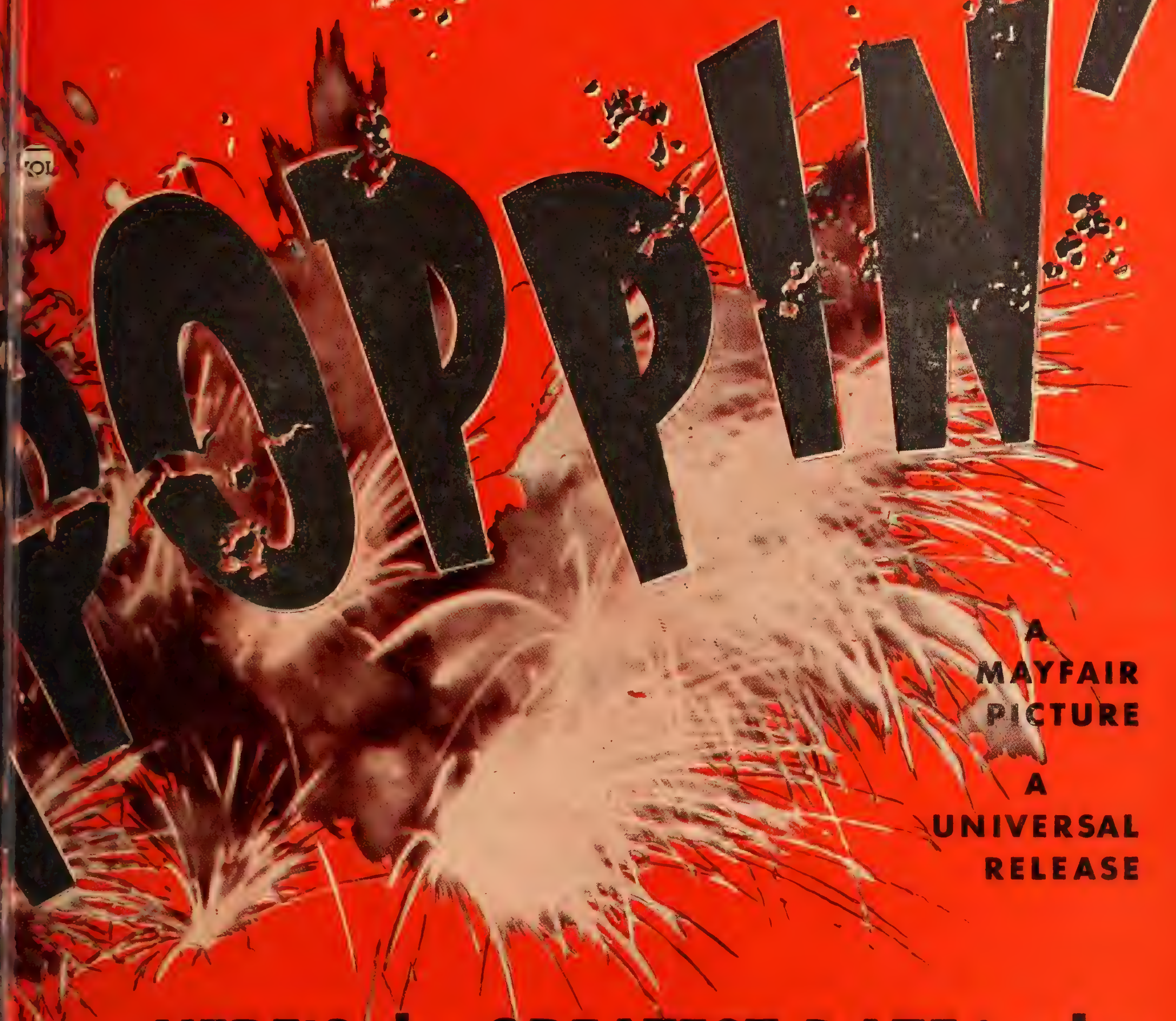
starring **OLSEN** and **JOHNSON**
MARTHA RAYE

HUGH HERBERT • MISCHA AUER • JANE FRAZEE • ROBERT PAIGE • GUS SCHILLING • SHEMP HOWARD • The Six Hits • Slim and Slam • The Congeroos and Spectacular Water Ballet

Screenplay by Nat Perrin and Warren Wilson • Based on an original story by Nat Perrin
Suggested by the stage play "Olsen & Johnson's Hellzapoppin'" • Directed by H. C. Potter

A MAYFAIR PRODUCTION   Associate Producers, Glenn Tryon and Alex Gottlieb

THE SCREEN!



A
MAYFAIR
PICTURE

A
UNIVERSAL
RELEASE

HERE'S the GREATEST DATE in the HISTORY of YOUR BOXOFFICE!

AVAILABLE NOW!

SET IT NOW!

Industry's Support Heartens FDR, Knox

(Continued from Page 1)

at the recent Chicago unity conferences.

M. H. McIntyre, secretary to the President, said that the industry pledge and those of others had "given the President strength and courage to carry out the will of the American people."

A letter signed by Lieut. Alan Brown, USNR, said that the Secretary of the Navy had directed him to reply to the pledge, adding that such offers of co-operation "are extremely heartening and merit the appreciation of the entire Naval establishment."

Court Grants Loew's Plea To Sell Under Minn. Law

(Continued from Page 1)

which bars blocks-of-five and tradeshowings.

J. Stanley Thompson represented Loew's and Special Assistant Attorney General Robert L. Wright consented to the order on behalf of the Government. The order is effective immediately.

—Buy Defense Bonds—

2½% Quota Cut Approved

London (By Cable)—Reduction in the quotas for exhibitors and distributors, as recommended by the Board of Trade, has been approved by Parliament. Reduction calls for 2½ per cent each for exhibitors and distributors and to 15 per cent for exhibitors and 20 per cent for distributors.

Find Hub Theaters Suited As Air Raid Shelters

(Continued from Page 1)

houses are so constructed as to offer excellent refuge in case of air raids. Several have basement lounges which are said to be ideally constructed for air raid shelter purposes.

The local Committee on Public Safety has counseled the public against hysteria or undue alarm and has advised attendance at theaters as usual. It has also announced that exceptional precautions have been taken in every theater to safeguard patrons.

Business in Hub theaters was close to normal yesterday and managers are convinced that only the normal holiday drop may be expected with subsequent pickup after the first of the year.

Willkie Says Films Will Do Their Bit

(Continued from Page 1)

ment industry luncheon tendered by J. Robert Rubin, Loew's vice-president and general counsel, for the National Conference of Christians and Jews, Willkie delivered a [illegible] but stirring address.

In prefacing his remarks, he said it seems almost impossible that a short time ago he was defending the right of freedom of expresssion for the screen and the right of the films to portray Nazi injustice and horror. Willkie then praised the ability of the industry to convey to the people the character of the struggle we are engaged in.

Stating his credo in defending civil liberties, Willkie said: "I will raise my voice in the public court or the public rostrum against the slightest touch of intolerance rising in this country regardless of how unpopular the individual or the cause is. We must preserve freedom of speech and religion or our sacrifices will be in vain."

On the dais with Willkie and Rubin were Will H. Hays, Nicholas M. Schenck, George J. Schaefer, Jack Cohn, Martin Quigley, Louis Nizer, Dr. Edward R. Clinchy, conference president, Rabbi Morris Lazaron of Baltimore and Basil O'Connor, drive treasurer.

A two-reel conference film, "The World We Want to Live In," was shown at the luncheon. Approximately $6,400 was pledged. Drive in the amusement industry continues under Rubin's direction.

—Buy Defense Bonds—

Depositions by Outsiders Permitted in Bayne Case

Washington Bureau of THE FILM DAILY

Washington—Requests that counsel for both sides be permitted to present written depositions from persons in the disputed area has been granted by the arbitrator in the case of the Bayne Theater, Virginia Beach, Va., vs. Vitagraph over clearance granted the Newport at Norfolk.

Counsel were given until Dec. 29 to present the depositions.

$21 A DAY-ONCE A MONTH
THE HIT SONG THAT IS SWEEPING THE NATION!
WATCH ME MAKE "SWING SYMPHONY" FANS OF ALL MOVIE-GOERS
YES AND MY CHIPS ARE ON YOU TO MAKE "SWING SYMPHONY" PAY IN A BIG WAY
UNIVERSAL
EXHIBITOR
"EXTRA ATTRACTIONS" UNIVERSAL "EXTRA GROSSES"

ANOTHER TIMELY "Added Attraction" for "Extra Grosses"

UNIVERSAL PRESENTS

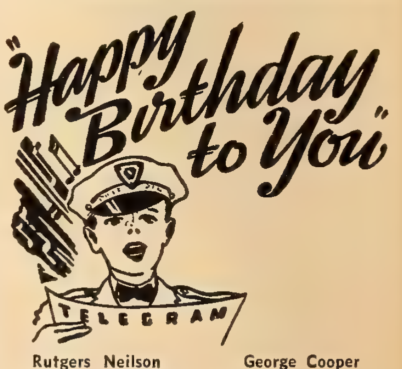
A NEW WALT LANTZ SWING SYMPHONY CARTUNE IN BRILLIANT TECHNICOLOR

ADVERTISE IT!... *On your Marquee... in your newspapers!!!* It will bring extra $ $ $ $ to your boxoffice!

DATE IT NOW!

Running time, 7 mins.

With Andy Panda, Woody Woodpecker, and a host of *"funimated"* soldiers!



Rutgers Neilson
Edwin H. Morris
George Cooper
John Humm
Arthur Metcalfe

Complaint Dismissal Fought by McLendon

(Continued from Page 1)

sal of his arbitration case with the Appeals Board here.

This was the case which aroused so much discussion in Dallas where industry sources declared that the wording of the arbitrator's decision did not appear to be specific, the opinion being that the decision kicked the complaint out without telling the complainant why, except in unspecified terms.

Interest in the case was further heightened by the fact that E. V. Richards, Jr., head of Paramount-Richards Theaters, in a letter to the Dallas AAA tribunal served notice that the circuit would refuse to become a party to the arbitration and "will continue to rely upon the court created by the constitution or law. We will not submit to an arbitration court created in New York." AAA tribunal had advised Richards that the circuit's "business may be affected by an award in this proceeding."

McLendon had filed his complaint against 20th-Fox, RKO and Warner Bros. He claimed that the 30-60 days clearance granted to the Paramount-Richards' Paramount and Strand Theaters, Texarkana, was unreasonable and that it be eliminated.

—Buy Defense Bonds—

Legion of Decency Ends Garbo Pic Condemnation

(Continued from Page 1)

ture from the "C" or condemned classification to the "B" listing.

J. Robert Rubin, vice-president and general counsel of M-G-M, in a statement yesterday, said that the original version would be withdrawn from circulation following existing contractual commitments and the revised version would be made available on all future bookings.

Rubin said the company would continue its policy to produce pictures in accordance with the moral standards of the Motion Picture Production Code, which is the basis of the organized industry's system of self regulation. He affirmed M-G-M's policy of providing only entertainment of the highest artistic and entertainment quality, "all of which is to be in conformity with reasonable standards of morality and good taste."

STORKS!

A daughter was born to Mr. and Mrs. Chick Lewis Tuesday night at Doctor's Hospital.

Mrs. Martin Levine, daughter of William Brandt, gave birth yesterday to a 6½ pound baby girl.

"Little 3" Face Spring Trial

Gov't May Ask June 1 Deadline Extension

(Continued from Page 1)

for Columbia, and Benjamin Pepper representing UA and "U" strongly opposed a Spring trial because of its conflict with the trial of the Schine suit set for March 3 in Buffalo, Judge Goddard indicated that the Schine trial would not be permitted to stand in the way of a trial of the main equity action. The Court said that "I would not cross a bridge until I reached it," when requested by defense attorneys to order a postponement of the Schine suit.

Robert L. Wright, Special Assistant to the Attorney General stated that the Government wished to confine the issues of the N. Y. case to the question of the legality of block-booking and blind-selling. Wright claimed that these trade practices could be tested with very little evidence introduced in an abbreviated trial. Judge Goddard favored this idea but was of the opinion that he could not force the "Little Three" to accept these as the sole issues.

Both Frohlich and Pepper flatly turned down the Government plan. It was their argument that the Court would have to inquire into hundreds of contracts before it could determine the legality of block-booking and blind-selling. Both, moreover, were of the opinion that the Government could not possibly obtain a decision before June 1.

Pepper put forth the suggestion that the Government seek an extension of the June 1 deadline so that the "Little Three" would not be compelled to defend the case with inadequate preparation. Wright replied that the Government might make an application for an extension if, at the proper time, it appeared impossible to complete the trial by June 1.

J. Stanley Thompson, attorney for Loew's, Inc., who was present on a different motion, put forth a proposal that the Government allow the "Big Five" to be heard if it appeared that a delay in the "Little Three" trial would make mandatory a petition for an extension. Both Wright and Judge Goddard agreed to this suggestion.

Thompson pointed out to the Court that the June 1 date had been agreed upon in the consent decree to permit the "Big Five" to prepare for the 1942-43 selling season. Any postponement of that date would actually mean a one-year delay since the "Big Five" could not change selling plans in mid-season, he added.

Bert Stearn Testimonial In Cleveland on Jan. 5

(Continued from Page 1)

United Artists will be tendered a testimonial dinner sponsored by the local Variety Club Jan. 5 at the Statler Hotel.

Dave Miller, Universal district manager, is general chairman of the committee on arrangements, assisted by members of all of the offices in Stearn's former district, and also a rep. from the Chicago offices. The committee: Pittsburgh, Harry Hendel, Nat Beier; Cincinnati, Ike Libson, Harris Dudelson; Indianapolis, Marc Wolf, G. R. Frank; Buffalo, A. C. Hayman, Syd Lehman; Chicago, Charles Stern; Cleveland, I. J. Schmertz, M. B. Horwitz, James Hendel, Lester Zucker, Matt Goodman, and Manny Pearlstein.

I. J. Schmertz is handling ticket sale and checks should be made out to him and sent to 20th Centurv-Fox Film Corp., 2219 Payne Ave., Cleveland.

—Buy Defense Bonds—

Mrs. F. D. R. to Attend British Xmas Pic Debut

Washington Bureau of THE FILM DAILY

Washington — Mrs. Franklin D. Roosevelt plans, to attend the premiere of "Adeste Fidelis," sound film of Christmas in England, here next Monday, it was announced by the American Committee for British Catholic relief.

Minn. Law Confuses Selling, Joy Says

(Continued from Page 1)

split deals. Main problem facing exchanges, he said, is the fact that sales in North and South Dakota and in Wisconsin, part of the Minneapolis territory, must be made under the New York consent decree while a sales policy directly opposed to this must be observed in Minnesota, if the present law is to be followed.

No uniform method of selling prevailed in the industry prior to the signing of the consent decree, he said. Balance of the day was taken up with testimony concerning operation practices of proceeding companies.

—Buy Defense Bonds—

20th-Fox May Have Films Of Jap Pearl Harbor Raid

(Continued from Page 1)

pictures of the attack, Col. Jason S. Joy revealed here yesterday.

Footage, if made, will be submitted first to the Navy Department for whatever eliminations that department may wish to make, Joy said. Pictures of the actual attack would rank as the biggest "scoop" in history of film news coverage.

The DEVIL PAYS OFF

A Republic PICTURE

OSA MASSEN, as Valerie, the seductive spy-trap.

A Thrill DRAMA OF SPIES AND SABOTAGE AT SEA!

J. EDWARD BROMBERG
OSA MASSEN
WILLIAM WRIGHT
MARGARET TALLICHET
ABNER BIBERMAN
JOHN H. AUER—Director
Screen play by Lawrence Kimble and Malcolm Stuart Boylan
Original story by George Worthing Yates and Julian Zimet

Buy U. S. Defense Bonds

MOBILIZED for BOXOFFICE!

OUR AMERICA AT WAR!

Today, for the destruction of that infamous tyranny . . . 130 million Americans, filled with a just and terrible wrath, have pledged their wealth, their future and their very lives.

SEE HOW OUR DEMOCRACY MEETS THE CHALLENGE OF WAR!—FIGHTING WITH GRIM DETERMINATION TO WIN VICTORY!

THE MARCH OF TIME

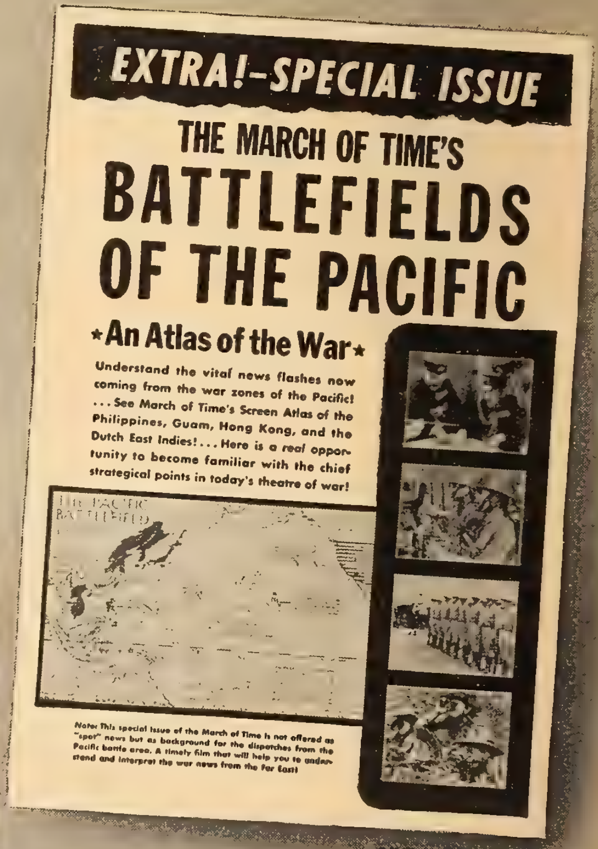
Produced by the Editors of TIME

ISSUE No. 5 (VOL. VIII)

Already March of Time camera crews are mobilized and at their war stations! Besides the home office staff, ready to jump whenever and wherever the news breaks, Black & Maedler are in the Pacific . . . Jurgens is in South America . . . Hodgson & Wyand are still in London.

Maurice Lancaster is with Wavell in India . . . Novarro is covering the Middle East . . . Rebière is in Spain . . . Pagès in French Africa . . . Nichols in Singapore . . . and Thomas Kwang is following Chiang Kai-shek and his armies from the Burma Road to Hongkong.

These men will bring the biggest stories of the war to your screen!


EXTRA!—SPECIAL ISSUE

THE MARCH OF TIME'S

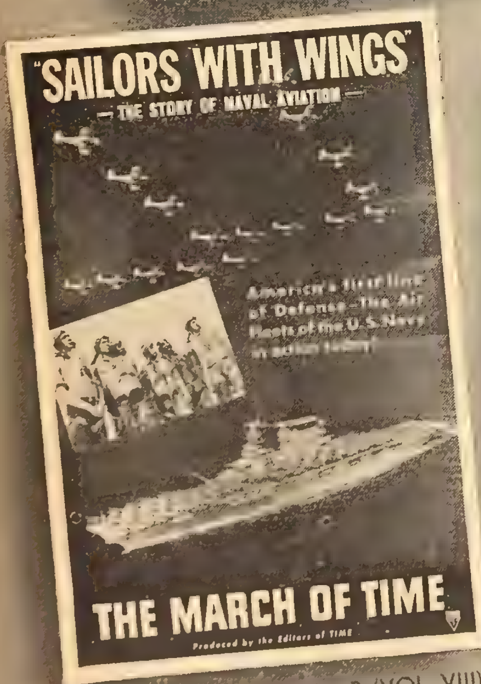
BATTLEFIELDS OF THE PACIFIC

★An Atlas of the War★

Understand the vital news flashes now coming from the war zones of the Pacific! . . . See March of Time's Screen Atlas of the Philippines, Guam, Hong Kong, and the Dutch East Indies! . . . Here is a *real* opportunity to become familiar with the chief strategical points in today's theatre of war!

Note: This special issue of the March of Time is not offered as "spot" news but as background for the dispatches from the Pacific battle area. A timely film that will help you to understand and interpret the war news from the Far East!

SPECIAL ISSUE


"SAILORS WITH WINGS"

—THE STORY OF NAVAL AVIATION—

America's first line of Defense—The Air fleets of the U.S. Navy in action today!

THE MARCH OF TIME

Produced by the Editors of TIME

ISSUE No. 3 (VOL. VIII)

"MAIN STREET, U.S.A."

THE MARCH OF TIME

Produced by the Editors of TIME

ISSUE No. 4 (VOL. VIII)

THESE ONE-SHEETS ON MARCH OF TIME SUBJECTS ARE NOW AVAILABLE AT ALL NATIONAL SCREEN ACCESSORY OFFICES

M. P. PROD. & DIST.
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21ST FL
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DO NOT REMOVE

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

VOL. 80, NO. 121—In Two Sections. Section I. NEW YORK, FRIDAY, DECEMBER 19, 1941 TEN CENTS

WALSH SUPPORTS AFL NO STRIKE POLICY

Court to be Asked to Delay Schine Trial Start

Counsel Serves Notice of Inability to Begin Trial on March 3 in Buffalo

By J. HOWARD GARNISH
FILM DAILY Staff Correspondent

Buffalo—Strenuously objecting to the setting of March 3 for start of the Government's anti-trust suit against Schine Chain Theaters, Inc., et al., Willard S. McKay of New York, Schine counsel, yesterday accused the Government of delaying the action, then trying to push the case to trial without giving him suf-

(Continued on Page 4)

—Buy Defense Bonds—

War Shrinks Film Space In Dailies

A slight cutting down in the amount of space devoted to motion pictures in newspapers throughout the country has been noted since the entrance of the United States into the war. Condition, however, is re-

(Continued on Page 4)

—Buy Defense Bonds—

M. P. Academy Awards Banquet is Cancelled

West Coast Bureau of THE FILM DAILY

Hollywood—Academy awards banquet originally set for Feb. 26 has been cancelled because of the war emergency.

Another method of presenting the awards will be decided upon later.

F-M Asks New Name for St. Louis Mikado

St. Louis—When hostilities broke out in the paradoxical Pacific, F & M found itself in the embarrassing position of having one of its local houses bearing the name, The Mikado. Now the circuit has posted prizes for suggested name changes. Already submitted are the Colin P. Kelly, and the Robert H. Westbrook. Former is flyer-hero who sank the Japanese battleship, Haruna, and the latter the first St. Louisian killed in action in current conflict.

FILMS MUST 'KEEP THEM LAUGHING'

Abe Montague Reminds His Staff That Those Not in Service Must Help to Keep the Wheels of Industry Turning

ABE MONTAGUE

The motion picture industry's job to "keep them laughing" was stressed yesterday by Abe Montague, Columbia general sales manager in a statement to his sales organization.

"There is no question but that the need of the Government comes first," Montague declared, adding that "if, on the other hand, your direct service is not needed by our Government at this time, or at any time during the emergency, then we have another job to do."

Montague pointed out that "industry in this country is the second line of defense," and that "for the benefit of all of us it is essential that the wheels of industry keep turning with increasing rapidity and thoroughness."

Continuing, he said: "We charge you to carry on with everything as you have right up to this emergency. We all now face the same front line that our co-workers in the British Isles have so magnificently faced with fortitude and success. Mrs. Franklin D. Roosevelt, within a matter of hours, said: 'For heaven's sake, keep them laughing.'

"Mrs. Roosevelt is right. Keep them laughing and they will work harder—fight harder—and win."

Mono. Execs., Franchise Holders Open Chi. Meet

Chicago—Monogram's executives and franchise holders open a three-day sales parley here at the Congress Hotel today. The 19 exchange heads who hold franchises will be present.

Included in the agenda is the discussion of 1942-43 product, plans for the exploitation on a national basis of Scott R. Dunlap's "Road to Happiness," starring John Boles, and

(Continued on Page 7)

Gov't Plans 10-12 Films On Civilian Protection

Washington Bureau of THE FILM DAILY

Washington—A series of 10 to 12 civilian protection films, half of which will be produced by the OEM film unit and the others by the film industry through the Academy's Research Council, is planned by the Government, it was learned here yesterday.

First subject will be designed for the so-called potential "target areas" for Axis raiders, the East and West

(Continued on Page 4)

Coast Trip, Denver Poll Prize

Post Also to Award Theaters Passes, Cash

By A. De BERNARDI, Jr.
Drama Editor, The Denver Post

Denver—This year of 1941 will mark the first "offense" of the Denver Post in conducting a local "Ten Best" poll in conjunction with THE FILM DAILY'S national survey and executives of the newspaper anticipate that it will prove to be one of the best promotions in the Post's

(Continued on Page 5)

Canadian ITA Advances Taylor to Presidency

Toronto—Election of Nat A. Taylor to succeed Harry Alexander as president of the Independent Theaters Association is announced. Taylor, formerly vice-prexy, in turn is succeeded by H. Freedman. Other

(Continued on Page 7)

Declares IATSE Will Back Any Dispute-Settling Machinery AF of L Approves

The IATSE, with its 45,000 members in all branches of the amusement industry, will go along whole-heartedly with the voluntary "no strike" policy for the duration adopted unanimously by the Executive Council of the American Federation of Labor for war industries, Richard F. Walsh, IA president, told THE FILM DAILY yesterday.

Walsh attended the two-day executive session of the AF of L's executive body in Washington early in the week. The executive council

(Continued on Page 4)

—Buy Defense Bonds—

Pix Not Yet Included In War-Censor Scope

While the proposed wartime censorship setup provides for an administrative agency with broad powers, industry authorities who have studied it find nothing that points ex-

(Continued on Page 7)

—Buy Defense Bonds—

Distribs. Ask Special Fund For Enemy Coin Due Them

Film companies have made representations to the Alien Property Custodian asking that the approx-

(Continued on Page 4)

Cleveland Film Row Femmes in R. C. Unit

Cleveland—All the Film Row girls have organized a Red Cross Unit under the leadership of Evalyn Friedl, secretary to Warner zone manager, Nat Wolf. Every girl connected with the industry is invited to join the unit which will meet in the Warner Club rooms from 5:30 P.M. to 9 P.M. on Wednesday. Supper will be served in the club and trained Red Cross instructors will be on hand. This is the first industry Red Cross unit on record.

THE NEWSPAPER OF FILMDOM THE FILM DAILY ALL THE NEWS ALL THE TIME

Vol. 80, No. 121 First Section

Fri., Dec. 19, 1941 10 Cents

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DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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Representatives: HOLLYWOOD, Calif.—Ralph Wilk, 6425 Hollywood Blvd., Phone Granite 6607. LONDON—Ernest W. Fredman, The Film Renter, 127-133 Wardour St., W. I. PARIS—P. A. Harle, Le Film, 29 Rue Marsoulan (12). MEXICO CITY—Marco-Aurelio Galindo, Depto. 215, Calle del Sindicalismo, 99, Tacubayo, D. F.

FINANCIAL

(Thursday, Dec. 18)

NEW YORK STOCK MARKET	High	Low	Close	Net Chg.
Am. Seat.	7	7	7	.....
Col. Picts. vtc. (2½%)	5	5	5	.....
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	9-16	½	9-16	+1-16
Con. Fm. Ind. pfd.	7½	7⅜	7⅜	— ⅜
East. Kodak	131¾	131¼	131½	— ½
do pfd.	....	....	....	.....
Gen. Th. Eq.	10⅝	10⅛	10⅝	.....
Loew's, Inc.	35	34	35	+ ¼
do pfd.	....	....	....	.....
Paramount	13½	13¼	13½	+ ⅛
Para. 1st pfd.	105½	105½	105½	+ 2½
Para. 2nd pfd.	12⅛	11⅞	12⅛	+ ⅛
RKO	....	....	....	.....
RKO $6 pfd.	....	....	....	.....
20th Century-Fox	7	6⅞	6⅞	— ⅛
20th Century-Fox pfd.	19¼	19¼	19¼	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5	4⅞	5	.....
do pfd.	70	70	70	.....
NEW YORK BOND MARKET				
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
ara. Picts. 4s56	100	99⅝	99⅝	— ⅜
Warner Bros.' dbs. 6s48	94	94	94	— 1
NEW YORK CURB MARKET				
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	....	....	....	.....
Sonotone Corp.	2	2	2	.....
Technicolor	7	6⅝	7	.....
Trans-Lux	½	7-16	7-16	—3-16
Universal Corp. vtc.	....	....	....	.....
Universal Picts.	....	....	....	.....

N. Y. OVER-THE-COUNTER SECURITIES	Bid	Asked
Met. Playhouse, Inc. 2nd deb. '45	64	67
Roxy Thea. Bldg. 4s 1st '57	61	63½

—Buy Defense Bonds—

Chi. Circuits Will Give Defense Bonds as Bonus

Chicago — Christmas bonuses to employes of the Essaness and H. and E. Balaban circuits this year will take the form of defense savings stamps and bonds.

"Bluebird" Lost $500,000, Wobber Tells Minn. Court

St. Paul—Box office appeal of various pictures, and the lack of it, comprised most of the evidence given yesterday at the trial of RKO, Fox and Paramount in Ramsey District Court on charges of violating the new Minnesota anti-blocks-of-five law. Herman Wobber, 20th-Fox sales chief, was the only witness heard. Wobber told how "Grapes of Wrath", given an A-2 rating by the Legion of Decency, played in 12,100 theaters, while "Jenny" another Fox picture, got only 5,565 bookings. He said, "Bluebird", last Shirley Temple picture made by his firm, lost $500,000.

The evidence was intended to show that expensive pictures often lost money while cheaper ones sometimes ran into unusual grosses. Testimony was part of the defense plan to get a complete history of film biz in the trial record.

—Buy Defense Bonds—

Radio Film Critics Pick "York" as Year's Best Pic

Bill Berns, WBNY film reviewer, polled the film critics of the local radio stations and came up on his program yesterday with the following "bests":

Picture, "Sergeant York"; Production, "How Green Was My Valley"; Direction, John Huston for "The Maltese Falcon"; Actor, Gary Cooper in "Sergeant York"; Actress, Bette Davis in "The Little Foxes"; Supporting player, Sidney Greenstreet in "The Maltese Falcon"; Musical Score, "Dumbo"; Photography, "Here Comes Mr. Jordan"; Newcomer, Joan Leslie in "Sergeant York."

U. S. newspaper, magazine and syndicate film critics are now voting in THE FILM DAILY'S annual "Ten Best" poll; results will be announced in early January.

—Buy Defense Bonds—

Essaness to Test Price Advance at Chi. Crown

Chicago—The Essaness circuit will advance the admission prices of the Crown Theater starting Christmas week from 22 to 25 cents, 33 to 35 cents and 39 to 40 cents. Advances later will be extended to the entire circuit if the test is successful.

It is reported that Great States theaters will make several adjustments in admission charges, in various key cities.

Rites for Mrs. Morganstern

Chicago — Funeral services were held here for Mrs. Mary Morganstern, mother of Mrs. Mabel Topper, wife of PRC's Roy Topper, and of Beth Pearlman, secretary to Jack Kirsch.

Theater Air Raid Precautions

Henry Anderson, manager of Paramount's insurance department, has issued a plan for theater air raid precautions which has been sent to company theater associates.

Rathvon's RKO Duties Are Those of Exec. Assistant

Defining duties of N. Peter Rathvon, who was elected vice-president of RKO, George J. Schaefer, president, said yesterday that Rathvon would act in the capacity of an executive assistant. Rahvon is the Floyd B. Odlum rep. on the board.

Schaefer said the studio set-up was under the full control of Joseph I. Breen and if any changes occur they would be up to Breen. The RKO prexy indicated he would devote more time to the home office when he said he did not expect to visit the studio for several months.

—Buy Defense Bonds—

First SPG Emergency Defense Parley Tonight

First meeting of the Motion Picture Emergency Defense Conference, called by the New York SPG, will be held tonight, at the Hotel Piccadilly, to develop a program of action for the united participation of local motion picture groups and organizations in the nation's all-out war effort.

Garson Kanin, OEM film consultant, and Capt. John W. Green, radio relations officer and aide to the commanding General of the New York Guard, will be the principal speakers. Joseph Gould SPG president, will call the meeting to order.

—Buy Defense Bonds—

Gifford Davison Named Salt Lake RKO Manager

Gifford Davison has been named manager of RKO's branch in Salt Lake City, succeeding L. S. Gruenberg who recently was promoted to the post of Rocky Mountain district manager. Davison has been with RKO for four and a half years as a salesman and last season was among those who had a 100 per cent sales record.

—Buy Defense Bonds—

No Demonstration as Jap Attack Goes on Screens

First newsreel shots of the attack on Hawaii reached Broadway screens yesterday. Running less than five minutes, the pictures showed attacking planes and the work of the defenders. Theaters generally reported that the footage stirred no demonstration.

—Buy Defense Bonds—

Dolin Named WB Branch Manager in Okla. City

Walter Dolin, formerly Warner Bros. office manager and salesman at Oklahoma City, has been appointed branch manager, effective immediately. Dolin, who joined the company in 1931 as a salesman, is a native of Iowa.

He succeeds the late John O. Rohde.

COMING and GOING

A. M. BOTSFORD, 20th-Fox advertising and publicity chief, returns from Hollywood today.

RALPH L. McCOY, Warners' Southern and Midwestern division manager, has returned to the home office after visiting a number of branches in his territory.

ED KUYKENDALL, MPTOA prexy, is visiting in New York.

L. JACK SCHLAIFER, Edward Small's Ea representative, returns today from studio c ferences with the producer.

EDDIE ZABEL, head film buyer for National Theaters, **AUBREY SCHENCK**, and **JOHN HEALY**, secretary to Spyros Skouras, returned from Los Angeles yesterday.

TERRY TURNER, RKO's exploitation chief, left last night for a tour of key cities to set up campaigns for "Ball of Fire."

SAM WOOD, who is directing "For Whom the Bell Tolls," arrives in New York Monday.

LILLIAN GISH leaves Hollywood tomorrow for New York to appear in the stage play, "Frenzy."

—Buy Defense Bonds—

Kaufman Local Hearing On Receivership Feb. 4-5

Newark, N. J. — Vice-Chancellor Bigelow has set Feb. 4 and 5 for the final hearing in the receivership suit against Local 244, operators. Six members seek to oust Louis Kaufman and the other officers.

—Buy Defense Bonds—

Warners Planning New Wis. Theater District

Chicago—Warner circuit is planning another theater district for Wisconsin, according to James Coston, Chicago zone manager.

—Buy Defense Bonds—

Buffalo Theater Owners Discuss Blackout Plans

Buffalo—Sixty Buffalo theater owners met yesterday with police commissioner Austin J. Roche to discuss plans for Buffalo's first test blackout Dec. 26.

—Buy Defense Bonds—

RKO "Marines" Not Banned

West Coast Bureau of THE FILM DAILY

Hollywood—RKO representatives deny a published report that "Call Out the Marines" has been banned by the Government. It will be in the block of pictures to be tradeshown in January.

EVERY TELEGRAM'S A RUSH TELEGRAM AT
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

CHIN UP AMERICA!

There's a job to be done here at home and the film industry rises to the emergency with a cheerful and united front! Great entertainments are available from all companies to keep the morale of our people high for the effort ahead.

M-G-M HOLIDAY CHEER!

"BABES on BROADWAY" is just what the folks want right now. Mickey Rooney-Judy Garland bring music and merriment to 400 happy theatres at New Year's.

"H. M. PULHAM, ESQ." at Radio City Music Hall for New York's Merry Christmas. New hold-overs daily. Swell business everywhere. Hedy Lamarr, Bob Young, Ruth Hussey, Charles Coburn and a great cast.

"WOMAN of the YEAR" a sensation in its first West Coast Preview Spencer Tracy and Katharine Hepburn are a terrific two-some. Here's a show that's got everything.

"JOHNNY EAGER" T. N. T. Taylor 'N Turner! Bob and Lana are dynamite together! That's how you'll advertise this powerful, punchful drama. It's another "Honky-Tonk" for two-fisted romance.

FROM TOP TO TOE IT'S FULL OF DOUGH!

Keep your eye on "THE VANISHING VIRGINIAN," a sleeper that's packed with heart-throbs. Just Previewed: "WE WERE DANCING" starring Norma Shearer, Melvyn Douglas—it's a honey! Just completed: "I MARRIED AN ANGEL" starring Jeanette MacDonald, Nelson Eddy—a musical sensation! Abbott and Costello spell "RIO RITA" like this: r-i-o-t! Eleanor Powell, Red Skelton in a wow musical! Spencer Tracy, Hedy Lamarr, John Garfield in "TORTILLA FLAT." And a new Hardy in production: "ANDY HARDY'S COURTSHIP" with Mickey Rooney, Lewis Stone and all the folks! Merry Xmas!

"Count on me, Uncle Sam!"

THE SHOW WILL GO ON!

Defense Will Seek Schine Trial Delay

(Continued from Page 1)

ficient time for preparation. McKay also charged that the Government's answers to Schine interrogatories did not serve the purpose for which they were intended.

In a notice filed in Federal District Court here, McKay, said that at 10 A. M. on Monday, Dec. 29, he will be in court to move for entry of an order granting himself and his clients reargument of the motion that set the case for March 3. McKay said he would be unable to begin trial March 3 "or any time soon after March 3" he didn't indicate how much time he needed beyond that date.

The Schine counsel said he is informed no order has been entered upon the Government's motion to set a trial date.

"This motion is made in good faith," the notice continued, "and not in order to delay or impede the trial of this action. Its sole purpose is to obtain for Schine adequate time to prepare for trial."

In a personal affidavit accompanying the notice, McKay said the Government delayed proceedings a long time and now wants to start trial without granting delays to Schine. He cited that Schine had consented to periodical extensions of time from Sept. 15 to Nov. 25 for the Government to file its answers to interrogatories.

"At the time of the extension," he continued, "in a conversation I had with Mr. Simon (Seymour Simon, Special Assistant to the Attorney Genera) he indicated that no objections to any of the interrogatories would be filed, but that all of those propounded would be answered."

McKay said he was in Nashville, Tenn., observing the Crescent trial on Dec. 4 when the Government's supplemental bill of particulars and its answer to Schine interrogatories were filed in Buffalo and the trial date was set. He said he only returned to New York from Nashville Dec. 6 and he never received a letter notifying him of the developments in Buffalo.

—Buy Defense Bonds—

Lay Off L of D Action—Metro

There must be no attempt to capitalize on the Legion of Decency action in the case of "Two-Faced Woman", either through publicity or advertising, Metro's district and branch managers have been instructed by the home office.

"Aloha" to Warners

Warners has purchased film rights to the Robert Carson Satevepost serial, "Aloha", for approximately $12,500, it was reported yesterday. It's a Jap spy yarn against a Hawaiian background.

▼ ▼ ▼

● ● ● **INTO M-G-M's offices in New York the day after the Snipponese launched their sneak attack in the Pacific sector came a note on onion-skin paper from a place which, at time missive was mailed on Nov. 6, had been infrequently in the news......Letter read: "Dear Leo, I am a defense worker on a small coral island somewhere in the Pacific Ocean. Since we have very few pleasures to brighten our lives on this desert island, I will appreciate receiving the set of pictures mentioned on the attached clipping. I am enclosing 10c in stamps to cover mailing costs. I thank you."......It was signed: Don Ludington, Wake Island, T. H. Pacific Ocean......**

▼ ▼ ▼

● ● ● *OFFICIAL Washington poured out last night for the world premiere of the UA-Edward Small "The Corsican Brothers" at Loew's Palace, which was one of the best-promoted pic bows in city's annals......UA's Monroe Greenthal and Loew's Carter Barron did a whale of an efficient job of the festivities, ably supported by Skip Weshner, UA's exploitation director, and Bernie Kamber, covering the Washington engagement for UA......'Mong big wigs on hand were William S. Knudsen, Jesse Jones, Paul V. McNutt, John Ford, Sol Rosenblatt, flocks of Senators, ditto of Congressmen, plus dignitaries galore from Army and Navy......*

▼ ▼ ▼

● ● ● **FILE under Direct Hits:......Sam Traube, back from Hollywood after a five-year stay, is responsible for one of top-flight hits of current theatrical season......"Angel Street" is its name and Traube was director as well as producer......Directing a hit show is no novelty to Sam, for prior to his employment at the Coast studios, he was one of the bright boys of the theater......All Hollywood and Broadway are happy o'er his success, and his "Angel Street" job should prove that he's capable enough to head his own movie unit......**

▼ ▼ ▼

● ● ● *REMEMBER Pearl Harbor!......*

Gov't Plans 10-12 Films On Civilian Protection

(Continued from Page 1)

Coasts and the Gulf States, it is understood.

Orson Welles is doing the narration for the initial OEM short in the new series, which will embrace subjects both for theatrical and non-theatrical distribution.

It is reported here that the Government plans to establish its own non-theatrical distribution setup for 16 mm. pix.

—Buy Defense Bonds—

Set New Operators Pacts

New Haven—All projectionsists three-year contracts have finally been concluded with the circuits on a sliding-scale increase basis. Fishman Theaters has also signed with the union. Contracts expired Labor Day.

—Buy Defense Bonds—

Gabin in "Ships" Remake

West Coast Bureau of THE FILM DAILY

Hollywood—Twentieth-Fox will star Jean Gabin in the remake of "Down to the Sea in Ships" after "Moontide", his first U. S. pic. "Ships" originally was announced for Tyrone Power.

Sues Col. For Injury On Way to Club's Outing

Claiming personal injuries while going to an outing sponsored by the Columbian Club, Lillian Schneider, formerly an employe of Columbia Pictures Corp., yesterday filed a $40,000 damage suit in the N. Y. Supreme Court against the company and its club.

Although the plaintiff was traveling to the outing on June 20, last in a private car, she seeks to hold Columbia liable on the grounds that the driver acted as an agent under instructions from Columbia.

Columbia in its answer contends the driver was at no time employed by the company.

—Buy Defense Bonds—

Distribs. Ask Special Fund For Enemy Coin Due Them

(Continued from Page 1)

imately $1,000,000 in drafts from foreign banks in enemy countries standing to their credit at the outbreak of the war be placed in a special fund and credited to them instead of going into a general pool.

Walsh Supports AFL No Strike Policy

(Continued from Page 1)

also called upon President Roosevelt to set up a voluntary mediation and arbitration unit to handle all disputes without work stoppages.

Although the IATSE would not necessarily have to follow su Walsh said the International wo join and support any machinery approved by the AF of L for settling disputes in war industries. Representatives from labor and management are presently engaged in Washington in formulating such a plan.

Walsh said he was confident his members would give unqualified support to the nation's war effort and cited the film industry's vital role in building and maintaining morale.

The IA president expressed the hope that the contracts negotiated by the studio locals would soon be signed. He said the meeting with the producers would take place in New York early in January.

—Buy Defense Bonds—

War Shrinks Films Ad Space In Newspapers

(Continued from Page 1)

garded by industry publicity directors as being temporary.

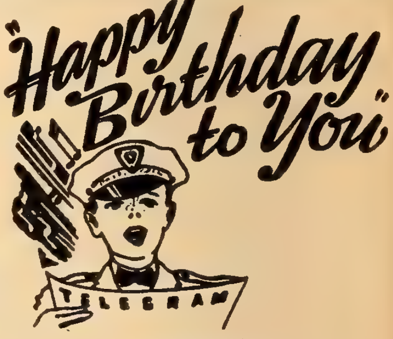
When the first realization that the country is at war has passed, it is believed by many that editors will want to offset the war news with as much "girl art" and movie news as possible, with the result that even more space than formerly accorded to screen news will be available.

The New York newspaper PM has cut its radio section from two pages to one.

—Buy Defense Bonds—

WB Advancing Prices in Chi.

Chicago—Warner Theater circuit in Chicago is advancing admission prices below 40 cents by 10 per cent, starting Christmas, bringing the same to even amounts. H. & J. Balaban circuit also equalizing prices, expect others will advance admissions.



DECEMBER 20

Irene Dunne
Dennis Morgan
William C. Hyer
M. L. Isaacs

DECEMBER 21

Lucien Hubbard
Pat Hartigan
Blanche Schneider
Florence George
William J. Cowen

Denver Post 'Ten Best' Winner to Get Coast Trip

Year's Season Pass for Two to Four First-Runs Offered as Second Prize

(*Continued from Page* 1)

long history of unusual exploitations.

It was with fear and trepidation that we approached the project, for it was not hard to foresee a lengthy job of sorting out entries to determine the prize-winners. But reassuring letters from W. E. J. Martin, Drama Movie Editor of the Buffalo Courier-Express, who is a veteran at this business of conducting local "Ten Best" polls; and Herb Cohn, the Brooklyn Eagle's screen overseer, indicated that while the headache might be acute, it wouldn't last long—so we took it on.

Ten Prizes Are Offered

Our first prize will be an expense-paid trip to Hollywood.

Second prize is somewhat unusual, in that it will be a one-year pass for two persons, not merely to one of the first-run houses here, but to all four of them—the Denham, Denver, Orpheum and Paramount.

Third, fourth, fifth and sixth awards are, respectively, $25, $15, $10, and $5 in cash.

Seventh, eighth, ninth and tenth prizes are one pair of passes each, single-admissions to the four participating first-run theaters.

Preliminary promotion got under way on Dec. 8, with a daily story since that date calling attention to the fact that the complete list of eligible films will be published on Sunday, Dec. 14, together with the first official ballot. The contest will open on that date, closing at midnight, Sunday, Dec. 21.

Following publication of the official list of eligible pictures, there will be a promotional story daily—the whole thing is an amusement page promotion—until the balloting closes. As soon as possible thereafter, results of the local poll will be announced—that is, we will determine what this local poll develops as the "Ten Best" films of the year in the opinion of Denver Post readers. Then, with FILM DAILY'S announcement of the official "Ten Best," our local prize-winners will be chosen on the customary basis of the local entries which most closely approximate the official "ten best."

Tie-Breaker Provision

As a tie-breaker—and we anticipate no ties—we have stipulated that the tying contestants shall submit a 100-word statement on "What the Movies Mean to Me." An impartial board of judges, none of whom has any connection with the Denver Post or the co-operating theaters, will determine the winner on the general merits of the submitted essays.

The theaters like the idea of the local "Ten Best" poll and offered the limit of co-operation from the instant the subject was mentioned as a possibility. It will be, so far as is known, the first time all of the first-runs have co-operated in any promotion for the general good of film business. The managers feel that with the poll breaking in the midst of their slack season—the Christmas shopping rush—it will keep the public mind focused upon motion pictures even though patrons are packing local stores rather than movie theaters.

Expect Up to 10,000 Entries

There is wide variance among the participants on estimates of the number of entries the local poll will produce. The Fox-Intermountain management, representing the Denver and Paramount, estimate 3,000 entries. The Denham says the number will be 4,500. The Orpheum's guess is 6,500. Yours truly thinks there will be a minimum of 7,500 with the possibility of 10,000.

History Repeats as Lincoln Local Poll Conductor Again Awaits Call to Colors

Lincoln, Neb.—Looks like history is about to repeat itself here.

Last year, just as the Sunday Journal and Star was about to launch its poll of the 10 best pictures in conjunction with FILM DAILY, Capt. Barney Oldfield, the contest editor and paper's film columnist, was called into the Army. Dean Pohlenz was rushed into the breach to finish it.

Now, well under way again, Oldfield has been given a standby order for early recall, and Burton Coale is being readied to take over.

Raus Mit German

Chicago—Joe Pastor's Little German theater is deleting the "German" from its name and switching to Hollywood product. Pastor's Kino also is dropping the foreign product for U. S. pix.

"CLICKING BIG WHEREVER IT PLAYS"
Walter Winchell On Broadway
'DON WINSLOW' WICHITA'S GUEST
The Portsmouth Star
"Navy" Premiere At Granby
Big Action Drama Opens 'Navy Day' At Norfolk Theater
WICHITA BEACON
STAR OF 'DON WINSLOW' FILM APPEARS HERE
TIMELY! . . . THRILLING!
A Chapter Play for Adults as well as Young Americans!
PRE-SOLD by the Coast-to-Coast Radio Chapter-play!
PRE-SOLD by the Adventure Strip in 200 Newspapers!
DON WINSLOW of the NAVY
in 12 Sea-thrilling Chapters
A Universal Chapter Play Cast With Feature Players
DON TERRY • JOHN LITEL • CLAIRE DODD
ANNE NAGEL • SAMUEL S. HINDS
Directed by FORD BEEBE and RAY TAYLOR • Associate Producer, HENRY MacRAE
DATE IT NOW!
RUNNING TIME: FIRST CHAPTER: 25 Mins. OTHER CHAPTERS: 20 Mins.
AH! AT LAST—A CHAPTER PLAY FOR ADULTS AS WELL AS JUVENILES!
YES! AND I'M GOING TO CAPITALIZE ON IT JUST LIKE THE RADIO AND NEWSPAPERS ARE DOING!
UNIVERSAL
EXHIBITOR
NAVAL MANEUVERS SHOT ON PACIFIC! • APPROVED BY AND DEDICATED TO U. S. NAVY! • ENDORSED BY NAVY LEAGUE OF AMERICA!
Based on the Newspaper Adventure Strip by Lieutenant Commander FRANK V. MARTINEK U. S. N. R. (Retired)
"EXTRA ATTRACTIONS" UNIVERSAL "EXTRA GROSSES"

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"The Corsican Brothers"

with Douglas Fairbanks, Jr., Ruth Warrick, Akim Tamiroff, J. Carrol Naish

(HOLLYWOOD PREVIEW)

UA-Edward Small 112 Mins.

GREAT AUDIENCE PICTURE WITH WIDE APPEAL SHOULD PROVE OUTSTANDING EDWARD SMALL GROSSER.

In "The Corsican Brothers," Edward Small will probably have one of the biggest grossers he has had in years. Certainly he has the greatest audience picture he has made in a long time. It is a "natural" tale—this Dumas yarn—and any deviations from Dumas' original by Scripters George Bruce and Howard Estabrook have only served to make it sturdier material for modern audiences.

Young Douglas Fairbanks had a great chance in this, and he comes through with flying colors. He shows all the fire and natural ability to play a swashbuckling role like this that made his late father the idol of millions of adventure-lovers. Young Doug plays the twin Corsican brothers magnificently, but acting honors in this cast must be shared with Akim Tamiroff, who plays a faultless heavy. He plays it with such artistry and grace that despite his distasteful character in the movie, he is endowed, by the hypnotized audience, with sighs of regret at his timely passing via Young Doug's sword.

In the rest of the cast, H. B. Warner and J. Carrol Naish give standout accounts of themslves, with lovely Ruth Warrick running a close third. John Emery, Henry Wilcoxon, Gloria Holden and the rest of the long list of supporting people are excellent.

Director Gregory Ratoff has done a masterful job in the direction of this. His players never once get out of mood and Ratoff's fine hand is evident throughout. Harry Stradling's camera work is great. Beauty is the keynote—in exterior shots particularly. A great contribution to the film's success is the fine art direction by Nicolai Remisoff.

Dumas' story is about a pair of boys, twins born joined together on the day their parents are slaughtered by a barbarous Corsican Chieftain. They are separated in a miraculous operation by family doctor-friend, H. B. Warner.

Brought up in different worlds—one in Paris in the lap of luxury—the other in the wild woods of Corsica—they meet on thier 21st birthday, and, in the graveyard which holds the remains of their long-dead parents, they swear vengeance.

How they seek and find this vengeance is the meat of the story. With a small band of faithful followers they harass their enemy without mercy—until the day he dies by a Franchi sword.

There is disunion among the brothers over a girl, for, because of their strange birth, one brother feels the emotions of the other—including his love for the woman.

This film ends on a rather unhappy note, but there is a great and stirring tag. One that your audiences won't forget. "The Corsican Brothers" is a great tale for grown-ups. It has everything the grown-up mind wants in a movie. It is also a great and clean film for the youngsters—with all the action and adventure they will want.

CAST: Douglas Fairbanks, Jr., Ruth Warrick, Akim Tamiroff, J. Carrol Naish, H. B. Warner, John Emery, Henry Wilcoxon, Gloria Holden, Walter Kingsford, Nana Bryant, Pedro de Cordoba, Veda Ann Borg, William Farnum, Sarah Padden, Manart Kippen, Ruth Robinson.

CREDITS: Producer, Edward Small; Director, Gregory Ratoff; From a free adaptation of the Story by Alexander Dumas; Screenplay, George Bruce and Howard Estabrook; Cameraman, Harry Stradling, ASC; Art Director, Nicolai Remisoff; Editor, William Claxton; Special photographic effects, Howard Anderson; Dances staged by Adolph Bolm; Musical Score, Dimitri Tiomkin; Production Manager, Max E. Golden.

DIRECTION, Exceptional. PHOTOGRAPHY, Swell.

"Blue, White and Perfect"

with Lloyd Nolan, Mary Beth Hughes, Helene Reynolds.

20th-Fox 75 Mins.

BREEZY, TOPICAL, ACTION DRAMA THAT HAS DETECTIVE SHAYNE MIXING WITH SABOTEURS.

Latest adventures of Michael Shayne, private detective, have a topical and breezy air about them which should make pic a definite program pleaser. Surprise twist to ending is carefully concealed in yarn that travels at good pace.

Through no unusual clairvoyance on part of the producer but by a happy coincidence, trail of the saboteurs leads Detective Shayne to Honolulu. Locale naturally perks up interest. Shayne is about to work at an airplane plant when a large shipment of industrial diamonds are stolen by German spies. Although dismissed by the owner of the plant, Detective Shayne follows through on his own when he discovers that the spies hide the diamonds in the buttons of dresses shipped to Honolulu.

Most of the action takes place aboard the steamer. An attractive woman, who operates a dress shop in Honolulu and is an old acquaintance of Detective Shayne's is mixed up with the gang. She believes she is only working with diamond smugglers but finds out too late her associates are spies. A G-man is also among the passengers and for awhile believes Detective Shayne and the girl are in cahoots, adding to the complications.

Lloyd Nolan maintains his likeable characterization as the private detective. Cast as the girl friend, Mary Beth Hughes, does not get much to do but Helene Reynolds, as the woman working with the smugglers, grabs most of the footage. Top acting job is turned in by Curt Bois. He delivers a sound portrayal as the steward who is the brains behind the gang. George Reeves, the G-man, and Steve Geray, one of the saboteurs, are okay in minor roles.

CAST: Lloyd Nolan, Mary Beth Hughes, Helene Reynolds, George Reeves, Steve Geray, Henry Victor, Curt Bois, Marie Blake, Emmett Vogan, Mae Marsh, Frank Orth, Ivan Lebedeff, Wade Boteler, Charles Trowbridge, Edward Earle, Cliff Clark, Arthur Loft, Charles Williams, Ann Doran.

CREDITS: Producer, Sol. M. Wurtzel; Director, Herbert I. Leeds, Screenplay, Samuel G. Engel; Original, Borden Chase; Character created by Brett Halliday; Cameraman, Glenn MacWilliams; Film Editor, Alfred Day.

DIRECTION, Good; Photography, Good.

"Remember the Day"

with Claudette Colbert, John Payne, Douglas Croft.

20th-Fox 85 Mins.

HEART-WARMING AND ENTERTAINING FILM RICH WITH HUMAN VALUES; WOMEN WILL LOVE IT.

Both Producer William Perlberg and Director Henry King have succeeded in creating a picture of outstanding charm and one that is rich in human values. It is splendidly performed, well-written and directed with a sincere appreciation of the emotional content. In addition to film having wide audience appeal, women will love it. Pic looks like a substantial grosser in all situations.

The story, primarily, is the saga of a school teacher whose love goes off to war and never returns. Equally important is the love of a young student for his teacher. The two are interlinked so that they form the basic pattern for the play.

Film opens with the school teacher, a middle aged woman, waiting for a glimpse of her star pupil who grew up to become a presidential nominee. In retrospection, are her first days at school; her pleasure at discovering a pupil in whom she has a great deal of faith; the manual training instructor with whom she falls in love and marries; and his departure for war.

Through the aid of the bellhop, a former pupil, she gets to the suite of the presidential candidate. At first he nods politely and vaguely and goes off to make his important radio speech. Then he recalls "Miss Trinell," and dashes back with his wife to bring his teacher along to watch his moment of triumph. For Miss Trinell, it is her moment of happiness too, compensating for all her trials and sorrow.

As Miss Trinell, Claudette Colbert has created a kindly, sympathetic and understanding character. It is probably the best acting performance of her career. John Payne is fine as the instructor who goes off to war.

20th-Fox apparently has cornered the market on child performers. First, Roddy McDowall, and now Douglas Croft who, as the young boy who loves his teacher, turns in a standout performance. He is a good looking youngster with an evident knack for acting. Another youngster worthy of mention is Ann Todd, the schoolboy's sweetheart who eventually marries him.

John Shepperd, James Seymour, Anne Revere and Francis Pierlot are good in lesser roles.

Director King deserves credit for the school room scenes which are full of nostalgic appeal and charm. Tess Slesinger, Frank Davis and Allan Scott have done a commendable adaptation of the play by Philip Dunning and Philo Higley.

CAST: Caudette Colbert, John Payne, John Shepperd, Ann Todd, Douglas Croft, Jane Seymour, Anne Revere, Frieda Inescort, Harry Hayden, Francis Pierlot, Marie Blake, William Henderson, Chick Chandler, Selmar Jackson, William Halligan, George Ernest, Ethel Griffies, Harry Tyler, Jody Gilbert, Irving Bacon, Paul Harvey and Thurston Hall.

CREDITS: Producer, William Perberg; Director, Henry King; Screenplay, Tess Slesinger, Frank Davis and Allan Scott; Original Play, Philo Higley and Philip Dunning; Cameraman, George Barnes; Film Editor, Barbara McLean.

DIRECTION, Splendid; Photography, Top-Notch.

"Hellzapoppin"

with Ole Olsen and Chic Johnson, Martha Raye, Jane Frazee

Universal 84 Mins.

MAD AND MERRY MIXTURE OF ENTERTAINMENT WITH GAGS APLENTY; IT'S AN OLSEN AND JOHNSON SHOW WITH ALL THE TRIMMINGS.

Most obvious lead in reviewing this picture is the foreword which states that any relation between "Hellzapoppin" and a motion picture is purely coincidental. And that, brothers, is an understatement. It is the only display of reticence on the part of the two comedians. After that, everything goes. The pic does perform its primary function of entertainment. It is amusing with plenty of gags and some that are downright funny. If audiences want to laugh, this Jules Levey production is their dish.

Film also has some swell tunes. Universal's up-and-coming song team, Don Raye and Gene De Paul, have reeled off a batch of popular numbers. Easily the outstanding is the ballad, "You Were There." In the Latin vein, there is "Conga Beso." The "hep" cats will go for "Congeroo." "Watch the Birdie," "What Kind of Love is This," "Heaven for Two," "Helzapoppin" and "Putting on the Dog" round out the medley.

Martha Raye garners top honors especially with her singing and she sells a song very effectively. Jane Frazee clicks as a singer and a romantic lead. Her big number is "Heaven for Two."

Outline of the events is almost a haphazard one since they happen so fast. It is enough to recall Olsen and Johnson's gag cigarette lighter; the talking bear and dogs, the balloon gag, the archery gag; the man who walks around with a plant which has grown to a tree at the pic's end; the woman looking for "Oscar"; the sign flashed on the screen asking for "Stinky Miller" to go home; Olsen and Johnson talking back to the audience; The cowboy and Indian film is projected on the regular film; the guy who continues reading his magazine; and so on for 84 minutes. Some of the gags are new and a good share are from the show.

Prominently cast are Hugh Herbert, who is always showing up with a different costume; Mischa Auer, the phony Russian who is the object of Miss Raye's attentions; Robert Paige, cast as Miss Frazee's boy friend; and Shemp Howard, the man behind the projection machine.

CAST: Ole Olsen, Chic Johnson, Martha Raye, Mischa Auer, Jane Frazee, Hugh Herbert, Robert Paige, Shemp Howard, Clarence Kolb, Nella Walker, Katherine Johnson, Lewis Howard.

CREDITS: Producer, Jules Levey; Associate Producer, Glenn Tryon and Alex Gottlieb; Director, H. C. Potter; Screenplay, Nat Perrin and Warren Wilson; Original, Nat Perrin; Based on "Helzapoppin"; Cameraman, Woody Bredell; Special Photographic Effects, John Fulton; Film Editor, Milton Carruth.

DIRECTION, Good. PHOTOGRAPHY, Very Good.

☆ REVIEWS OF THE NEW FILMS ☆

"Riot Squad"

with Richard Cromwell, Rita Quigley, Mary Ruth

Monogram 55 Mins.

(HOLLYWOOD PREVIEW)

PLENTY OF SURE-FIRE TOUCHES MAKE THIS MELODRAMA SWELL ENTERTAINMENT.

Edward Finney's "Riot Squad" is a solid little picture. Finney, who both produced and directed this little melodrama, has injected sure-fire touches (children, a cute little dog, and love interest by a pair of appealing youngsters) that just can't miss if the film is ably piloted—and this one is.

Richard Cromwell, in the male lead, possesses all the charm that once made him one of the most sought after character juveniles in pictures. He plays his role with feeling and a certain "class" that adds much to the film. Rita Quigley is a lovely, able youngster with evidence of great promise. She does well here.

Little Mary Ruth and a dog called Sparky are thieves. They spot the other players better lines and still walk away with most scenes they appear in. John Miljan and Herbert Rawlinson and Richard Clark also play well.

Richard Cromwell, a young medico who wants to marry Rita Quigley, gets involved with a gang of crooks by accident. He takes employment from the Police department to break up the gang and avenge the murder of his best friend.

The plot revolves around his efforts to do so—and keep his girl at the same time. He does, and the telling makes 55 minutes of good family style entertainment.

CAST: Richard Cromwell, Rita Quigley, John Miljan, Mary Ruth, Herbert Rawlinson, Mary Gordon, Donald Kerr, Jack C. Smith, Richard Clarke, Noel Cravat, Arthur Space, Sparky.

CREDITS: Producer and Director, Edward Finney; Associate Producer, Al Herman; Author, C. C. Coons; Screenplay, same; Cameraman, Marcel Le Picard; Editor, Fred Bain; Musical Director, Frank Sanucci.

DIRECTION, Good. PHOTOGRAPHY, Good.

"Ideas of the Month" New Metro Exploit'n Service

M-G-M- has launched a new exploitation service known as "Ideas of the Month" which will be devoted exclusively to assisting theaters in smaller towns and cities. Promotional aid will be issued twice a month and will contain concrete suggestions for conducting campaigns in small situations and present stunts which have been used successfully in actual campaigns by M-G-M field staffs.

—Buy Defense Bonds—

Complete Soviet Documentary

Walter Huston has completed the commentary for the full-length documentary feature which Lewis Milestone and Joris Ivens have edited from Russian newsreel material, according to word received from Artkino yesterday from the Coast. Feature is expected to be completed this week, with the sound effects now being added. Newsreel footage included in film has never been shown in this country, it was said.

☆ SHORTS ☆

"The Mechanical Monsters"

(Superman)

Paramount **10 mins.**

Top-Flight Cartoon

Fleischer Studios, Director Dave Fleischer, and Paramount offer herewith the second of the Superman shorts in Technicolor. The reel is well delineated, highly imaginative, and crammed with all those exciting elements which have made the character, Superman, a by-word among the current generation of Americans, and a "buy" word among all exhibitors seriously interested in adding something new and colorful to their screens, as well as profitable to their box-offices. This adventure recounts the visitation on the "House of Jewels" of a phalanx of weird mechanical monsters, controlled by their arch-villain inventor by means of radio waves. Clark Kent, suspecting that Lois has been abducted by a mechanical monster, changes into the form and raiments of his other self, Superman, and pursues the robot scourge to the inventor's lair. There he annihilates the array of robots and rescues Lois, incidentally reclaiming the lost jewels, and, of course, destroying the inventor. Short is highly exploitable and every bit as engaging and novel as its predecessor.

"Battlefields of the Pacific"

M of T Special **22 mins.**

Very Timely

This special subject combines selected footage from three previous March of Time releases dealing with the Philippines, Guam, Hong Kong and the Dutch East Indies. With the eyes of the world centered on those spots, subject should get widespread attention. Editorial handling throughout is intelligent. Exploitation possibilities will commend it to the alert showman.

"Annapolis Salutes The Navy"

Universal **9½ mins.**

Colorful Short

Into a small amount of footage, Universal has packed a lot of interesting material dealing with the first capital of the U. S.,—its historical heritage and its present pride in being the locale of the U. S. Naval Academy. Among the highlights depicted are the homes of three signers of the Declaration of Independence. In contrast to the lore of the long ago, stands modern Annapolis.

In connection with the latter are shown the buildings which house the regiment of Middies, along with the chapel wherein rest the remains of John Paul Jones. One of the concluding views is a line of midshipmen tossing pennies at the famous statue of Tecumseh, an act which is considered requisite to good luck whether the Middies are headed for conflicts on athletic fields, or to take the notoriously stiff examinations contrived to test their scholarship.

"Peaceful Quebec—At War"

(Variety Views No. 102)

Universal **9½ mins.**

Good Patron Fare

While this subject touches only lightly on the war effort of Quebec Province, and in doing so the accent is upon stepped-up activities in the woodpulp industry, the footage does impart the manner in which rural life goes on, with the inhabitants working harder and longer than in peacetime. Essentially the reel is a combination travelogue and appeal to U. S. folks to visit the Province, wherein there are no fettering tourist regulations.

Shots of Quebec City are impressive and picturesque as well as characteristic of this Gibraltar of the New World which has experienced assault on several occasions since its founding by Champlain. Alluring Murray Bay and Tadussac, the latter at the mouth of the inspiring Saguenay, are shown, together with farm life in the St. Lawrence Valley. Patrons will like this short.

"Campus Capers"

Universal **18 mins.**

Superior Band Short

Here is one of the better current band reels, featuring Jack Teagarden and His Orchestra whose co-operating specialists, in addition to the leader himself who was Paul Whiteman's star trombonist, comprise the attractive Susan Miller, The Four Tones, Kenny Stevens, The Crackerjacks, and Dave and Jack Hacker, the latter dancing comedians. Some of the musical selections are "Stormy Weather," sung by Susan Miller, and "Walk With Me" which she renders with Kenny Stevens.

The Teagarden outfit is excellent and versatile, as are the specialty offerings. Too, there is some effective camera work which enhances the footage's eye appeal. Band's drummer is prominent in the proceedings, as is the battery of saxophonists. With fans' enthusiasm for the "jive" and "sweet," this two-reeler is certain to score in all houses booking it.

"Buying a Dog"

(Grantland Rice Sportlight)

Paramount **10 mins.**

Top-Flight Subject

Here is an excellent short on a number of counts, (1) human interest; (2) sound advice imparted on how to buy a dog and care for him; (3) dandy photography; and (4) appealing and skillful narration by Ted Husing. A number of leading canine breeds are shown, among them the Great Dane, German Shepherd; the rare Hungarian Komondor; the Bedlington, Pekingese, English Bull; and the Setter. Dog fanciers and the public at large will dote on this reel. Its climax is the selection by a little boy of a canine pal from a group of dogdom "commoners."

Pix Not Yet Included In War-Censor Scope

(Continued from Page 1)

plicitly to censorship of motion pictures. It was pointed out yesterday, however, that pictures can be brought under its scope if the administrative agency determines to do so.

For some time now, the newsreel companies have had an agreement with the Government whereby nothing of a military nature would reach the screens unless first approved by Government authorities. This policy is expected to be continued.

Byron Price, who has been named Director of Censorship by President Roosevelt, told THE FILM DAILY yesterday that he knew nothing of any plan for motion picture censorship, indicating, however, that it was not impossible. He said he could not make any direct comment until he was on the job.

Price goes to Washington today.

—Buy Defense Bonds—

Mono. Execs., Franchise Holders Open Chi. Meet

(Continued from Page 1)

Clyde Elliott's Amazon adventure film, "Catch 'Em Alive." Other problems of mutual interest will be considered. Monogram has seven features awaiting release and three others in production.

Headed by W. Ray Johnston, Trem Carr and Steve Broidy, the convention will be attended by Lloyd L. Lind, head of the contract department; Howard Stubbins, Los Angeles; Mel A. Hulling, San Francisco; John M. Mangham, Atlanta; Herman Rifkin, Boston; Harry L. Berkson, Buffalo; William Onie, Cincinnati; Nate Schultz, Cleveland; Henri Elman, Chicago; John L. Franconi and Ed Blumenthal, Dallas; Lon T. Fidler, Denver; F. E. Judd, Des Moines; William Hurlbut, Detroit; George B. West, Kansas City; C. W. Trampe, Milwaukee; Ben Nathanson, Minneapolis; Carr Scott, Oklahoma City; Sol J. Francis, Omaha, and Ben Welansky, Boston.

—Buy Defense Bonds—

Canadian ITA Advances Taylor to Presidency

(Continued from Page 1)

new officers: Treasurer, A. Polakoff; secretary, M. L. Axler; directors, Sam Ulster, H. Yuden, Syd Roth, Harry Firestone, Ben Ulster and Raoul Auerbach; representatives on Film Section of the Toronto Board of Trade, Taylor and Freedman.

Committees for the year include: Membership, Roth, Firestone and Yuden; Grievance, Freedman, Ulster and Polakoff.

—Buy Defense Bonds—

"Corsican Brothers" Clicks

Washington—"The Corsican Brothers", Edward Small pic for UA, scored effectively at the b. o. at its world premiere at Loew's Palace yesterday, "take" for the day hitting about $3,000.

IT'S OFF!...

to gala crowds all over the country! Big holiday openings set in these spots for

Ball of Fire

BOSTON

COLUMBUS

SAN FRANCISCO

PROVIDENCE

LOWELL

LOS ANGELES

OMAHA

KANSAS CITY

DES MOINES

WASHINGTO

CHICAGO

KEEP YOUR EYE ON THE "BALL!"

SAMUEL GOLDWYN PRESENTS

GARY COOPER ★ BARBARA STANWYCK

in

Ball of Fire

Directed by
HOWARD HAWKS
PRODUCED BY SAMUEL GOLDWYN
Screen Play by Charles Brackett and Billy Wilder

Released through RKO Radio Pictures Inc.

Building
Remodeling

THE Film DAILY
Equipment News

Equipment
Maintenance

VOL. 80, NO. 121—Second Section. NEW YORK, FRIDAY, DECEMBER 19, 1941 TEN CENTS

TRADE AGREED ON KEEPING INITIATIVE

1941 Theater Construction Hits $18,386,000

Expenditures for First 10 Months Closely Press Corresponding 1940 Span

National expenditure for theater construction, both new building and remodeling, during the first 10 months of 1941 is running only slightly below the figures for the comparable 1940 period.

Construction statistics compiled by the Dodge Statistical Research Service, based on contracts awarded for theater buildings in the 37 Eastern states, show that the aggregate for 1941 was $18,386,000 as against $18,496,000 in 1940.

Peak month for 1941 was August when expenditures totalled $2,842,-

(Continued on Page 4)

AT Acquires Three And Will Remodel

Detroit—Associated Theaters, operating houses in Michigan and Ohio, is taking over three more houses this week-end, making a total of 16 and making it second largest local independent string.

New houses are the Delray, for-

(Continued on Page 5)

Intermountain Theaters And Altec Sign Pact

Tracy Barham, of Intermountain Theaters, Inc., of Salt Lake City, has negotiated an agreement with Altec for sound and repair-replacement service for the Capitol, Studio, Utah and Victory theaters of Salt Lake City, and the Orpheum of Twin Falls, Idaho.

Ed Shriver negotiated for Altec Service.

One Sweet Solution!

East Pittsburgh, Pa.—Problem of refrigerating candy on open shelves in warm film theater lobbies is intensified by bright floodlights directed on candy display, resulting in softened candy. But Westinghouse air conditioning engineers have solved this by placing in showcase base a ¼-h.p. compressor unit and small, high-speed fan blowing humidified cold air upon the candy.

★

Heap
on more
wood!—the
wind is chill;
But let it whistle
as it will, we'll keep
our Christmas merry still.
On this historic Yule, let us,
each and everyone, keep burning
high with eager heart and hand the
fires of freedom on our own hearths and
upon those of all men of good-will whose
destinies and responsibilities we share,—that
of assuring the perpetuation of liberty, justice
and honor, and that these sacred heritages shall not
be encompassed by the legions of destruction and of evil.
We of Film Daily are happy to play whatever role we
can to win the good fight, standing in service and in
ideals beside the nation, its Allies, and this
great industry so eminently able and ready
to contribute to Victory. And in the same
sincere spirit, we extend to all of you
the season's and the New Year's most
lavish and worthwhile blessings!

From the Staff of
Film Daily Equipment News

Plain Talk About Equipment

By GEORGE H. MORRIS
Equipment Editor, THE FILM DAILY

"FIRST in war, first in peace . . ."

Those famous words of Light-Horse Harry Lee, characterizing George Washington, must be made the slogan of every manufacturer and distributor of motion picture equipment in this country, yes, and of every theaterman.

Now we are engaged in the most titanic struggle the world has known. Each of us, from the highest business official to the lowliest

(Continued on Page 8)

Theaters, Manufacturers And Architects Optimistic On Status During the War

Checkup this week of the exhibition and equipment fields to ascertain reactions attendant upon outbreak of hostilities as latter affect new building, remodeling, maintenance of houses, and manufacture of products essential to them, discloses solid determination to keep the initiative, and to do so in full co-operation with the Government.

Coincident with the survey, channels in Washington indicated importance to the national war effort of both civilian and service morale as contributed to by the film industry generally.

Spokesmen for numerous circuits,

(Continued on Page 4)

Color Pix Evolved For Every Camera

Philadelphia—Tremendous impetus is expected to be imparted to the public's interest in photography, and large additional revenues are consequently expected to accrue to filmland, through a process in photography which will enable any amateur with an ordinary camera to obtain full color prints instead of black and

(Continued on Page 3)

NTS Business Thrives In the Denver Territory

Denver—Theaters in the Denver area are keeping their equipment up to the standards required by efficient operation, as evidenced by this

(Continued on Page 3)

A Move For Comfort

San Francisco—Now it's rocking chair loges at the movies, and no cracks about comfortably rocking customers to sleep instead of just trusting to the second feature! Most startling aspect of newly-remodeled Casino Theater, re-named The Downtown, is that entire front half of balcony is equipped with rocking-chair seats, mechanisms of which are noiseless.

THE Film DAILY Equipment News
Building Remodeling
Equipment Maintenance

A Second Section of THE FILM DAILY comprehensively covering the equipment field, published every second Friday, except holidays, by Wid's Films and Film Folks, Inc., 1501 Broadway, New York City. John W. Alicoate, Publisher; Donald M. Mersereau, General Manager; Chester B. Bahn, Editor; George H. Morris, Equipment Editor. West Coast Bureau, 6425 Hollywood Boulevard, Hollywood, Cal., Ralph Wilk, Bureau Chief.

Voigt Co. Announces Latest Installations

Philadelphia—Voigt Co., manufacturers of lighting fixtures, reports installations effected most recently include those for the Outten Theater, Snow Hill, Md.; Warners' Roosevelt Theater, Newark; Nichol's Gayety and Windsor Theaters, Baltimore; Comerford's New Sterling, Wilkes-Barre, Pa.; and Warners' Montauk Theater, Passaic, N. J.

Other installation include four Philadelphia stands,—Vogue; Hirsh's Century; Hunt's Rockland; and the Star and Strand operated by Affiliated circuit.

Additionally, lighting fixtures have been placed in the Palace, Coatesville, Pa., and J. M. Heard Theater, DeQuincy, La.

Voigt also installed a drinking fountain in the Boyd, Bethlehem, Pa.

Orr Signs Pact With Altec for Theat. Service

Albertville, Ala.—Col. Thomas E. Orr, secretary of the Alabama Motion Picture Theaters Association, has signed the dotted line with Altec for service and maintenance in his circuit of North Alabama houses.

The Palace and Ritz at Guntersville and the Princess at Decatur have made similar deals with Altec through its Atlanta division.

Rennie Leases Pastime

Detroit — Ernie Forbes, who has been operating the Pastime Theater in the suburb of Hamtramck, has leased the house to William A. Rennie, who has left Forbes' Theater Supply business to operate the house.

Gets RCA Detroit Post

Detroit—Thomas McCleary, formerly of Buffalo, has been transferred to Detroit to handle the sales division here for RCA Photophone.

Rentals—

A FULL line of modern equipment together with a staff of trained men to handle any job large or small anytime, anywhere. Generator trucks, searchlights and floodlights, for premieres and general lighting activities.

Let Us Enlighten You on
Your Lighting Problems

CHARLES ROSS Inc.
333 W. 52nd St., New York City
Telephones: Circle 6-5470-5471

Medal Is Awarded to G-E's Research Director

Schenectady — Dr. William David Coolidge, vice-president of General Electric Co. in charge of research and director of the G-E research laboratory here, has been awarded the Duddell Medal of the Physical Society in London.

The medal, first awarded in 1924, was established as the result of a subscription in which 213 individuals participated, to commemorate the work of William Du Bois Duddell. He was a brilliant English physicist and electrical engineer, who died in 1917 as a result of excessive work on war problems.

Dearborn Theat. Is Undergoing Remodeling

Chicago—H. and E. Balaban theater circuit is remodeling the Dearborn Theater at Dearborn and Division Sts. here. The Division St. entrance is closed and a new one has been opened on Dearborn.

Pereira & Pereira are the architects for the remodeling job.

TSEC Folds Its Tent

Detroit—Theater Sound Engineering Co. has folded, and John Magocs, owner, has taken over the Civic Theater at Romulus, Mich., now the only house in town with closing of the Family, formerly run by A. Sampson.

IPC-NTS Set Xmas Fete

"Rudy" Kneuer, who has been in charge of Christmas festivities at 90 Gold Street for many years, announces that the IPC and NTS Christmas celebration will be held this year on Wednesday afternoon, Dec. 24.

First in theatre cooling with over 8,000 installations.

UNITED STATES AIR CONDITIONING CORP.
Northwestern Terminal - Minneapolis, Minn.

Upstate Mich. Projects Now Overcoming Delay

Detroit—New theater construction is going right ahead upstate, despite emergency conditions which have delayed seriously several jobs in progress, notably the new Schulte Circuit house at Coldwater, where unavailability of plumbing fixtures has meant a marked delay.

Latest project is for a new $75,000 house to be erected in Waterford Township, adjoining the Pontiac city limits, by F. C. Bouford and Forest L. Ketzler of that city. The City Planning Commission rejected plans for a house in the city, and the promoters decided to go outside and avoid city taxes.

Plans for a large new circuit of independent theaters to be formed upstate, including new houses and existing theaters as well, have been dropped, Milton Strauss, theater financier, has confirmed. Project was announced about two years ago, but little has been heard of it since, and present conditions indicate its ultimate abandonment.

NTS Supplies Erdeky Stand

New Wilmington, Pa. — Simplex Four-Star Sound has been purchased from the Pittsburgh Branch of the National Theater Supply Co. by Kalman J. Erdeky, for his Wilmington Theater here. Simplex SI Projectors, Simplex Lamps, Walker Screen, National Rectifiers and National Comfort Cooling Equipment were also installed.

COMING and GOING

HARRY STRONG, of Strong Electric Co., wa in New York this week on business.

FRED BISSELL, of National Super-Servic Vacuum Cleaner Co., another Toledo firm cater ing to film theater equipment needs, was als in town during the present week.

JOHN EBERSON, film theater architect, returned to his New York headquarters yesterda from Milford, Conn.

JOHN HARRIS, circuit operator was in York last week to attend on Thursday th Ampa luncheon meeting, and on Friday participate in conferences with John Eberson, who is architect for Harris' Alvin Theater in Pittsburgh.

WILLIAM GEDRIS, head of Ideal Seating Co. was a recent visitor to New York from his organization's factory in Grand Rapids, Mich.

STANLEY HAND, staff representative for Altec, is winding up a business trip through the Mid-West and Southwest and is scheduled to return to New York early next week.

WARREN CONNOR, Altec's district manager for the Cincinnati territory, is expected in New York on Monday, as is **F. B. DICKELE**, company's district manager in Detroit sector.

N. PRESTON BREED, assistant to the treasurer of Harvard University, was in New York recently with respect to the Alvin Theater, Pittsburgh.

RCA For WB Wiltern

The 2,300-seat Wiltern, Warner Bros. theater in Los Angeles, is being equipped with new High Fidelity RCA Photophone sound equipment under a contract negotiated by Warner Bros. Pictures, Inc. The company also signed a second contract for similar equipment for its Los Angeles screening room.

MOTIOGRAPH

Proudly Presents the New

MIRROPHONIC DE LUXE

• • •

THE LATEST DEVELOPMENT IN SOUND

•

This new system is Western Electric built throughout except for the Reproducer Set which is built by Motiograph, Inc. and based on designs of Electrical Research Products Inc., Western Electric Company subsidiary. Truly this sound system is the logical equipment companion to the famous

MOTIOGRAPH PROJECTOR

•

for details, consult

Independent Theatre Supply Dealers Everywhere

or

MOTIOGRAPH, INC.
CHICAGO

olor Pix Evolved or Every Camera

(Continued from Page 1)

hites. The process was described the local Franklin Institute on ednesday night by Dr. C. E. K. Mees, director of research and development for Eastman Kodak Co. The company will put on the mar- about Jan. 15 a color roll film n six popular sizes. From the roll, olored negatives will be processed n the hues of the objects depicted. he negatives, when printed on a new nulsion, will yield a color print in he shades of the original object.

Dr. Mees spoke with the restraint f a scientist, but the company, in statement issued in connection ith the announcement, called the ew process "the greatest achievement in photography since George Eastman pioneered and introduced he first black and white roll film in 889."

The development took its place as he second major achievement by Eastman Kodak in the field of colored photography within a year. The company on Sept. 1 made available to he public a process for reproducing Kodak minicolor prints from Kodachrome positive film, a method differing from that announced today in hat neither the film nor the print was made from a negative.

Miami Stand Now Open With Duals as Policy

Miami—A double feature marked he opening of the new Royal Theater,—a 1,000 seat house in the downtown area here. The new theater is he latest word in equipment and ther features and is owned by Royal Theaters, Inc.

John Cunningham, vice-president and general manager of the company, is manager of the new house. He has owned and operated such houses in the Miami area as the Mayfair and the State, and is associated in the ownership of the Edison of Miami and Warners in Fort Lauderdale.

Higgins Outfit Turning Exclusively to War Work

Detroit—Higgins Sound Amplifiers System, p.a. system engineers, are discontinuing all activity "for the duration."

Francis Higgins states they have turned entirely to work on radio in defense aircraft installations.

Smith Orders Four-Star

Bellevue, Ky.—Simplex-Four Star Sound has been ordered by Pete Smith for his new theater here. Smith has also selected Super Simplex Projectors, Simplex High Lamps, Bosch & Lomb Lenses, Walker PM Screen, National Rectifiers and National Crestwood Carpet. Cincinnati branch of National Theater Supply Co. will handle the installation.

Policy?—It's Grind

West Coast Bur., THE FILM DAILY

Hollywood—In line with current expansion policy at Monogram Studio, a new projection theater has just been completed at a cost of $10,000, and was first used this week when home office executives screened the recently-made "Man From Headquarters." Normal seating capacity is 50, and the room is equipped with Simplex projection and sound.

NTS Business Thrives In the Denver Territory

(Continued from Page 1)

list of major sales by the National Theater Supply branch here.

Manager J. J. (Jap) Morgan lists those sales as follows:

Silco Theater, Silver City, N. M., Simplex E-7 mechanisms, Simplex Hi lamphouses and rectifiers; Lensic Theater, Santa Fe, N. M., Simplex E-7 mechanisms, Bausch & Lomb Treated Lenses; Mesa Theater, Clovis, N. M., Walker Silversheet screen, Bausch & Lomb treated lenses; Rialto, Walsenburg, Colo., Walker Silversheet screen; Garlock, Custer, S. D., American Avion chairs, Rowe Candy machine; Yucca, Hysham, Mont., Rowe candy and gum machines; New Mexico Military Institute, Roswell, N. M., Peerless Magnarc lamps, GE copper oxide rectifiers; Arcade, Newell, S. D., Walker sound screen, Advance popcorn machine, Columbus candy case, Ezy mat rugs, Alexander Smith carpet and padding; Roxy Theater, Glasgow, Mont., Walker P. M. screen.

Also Lyceum Theater, Clovis, N. M., Walker P. M. screen, Bausch & Lomb treated lenses; Luna Theater, Clayton, N. M., Alexander Smith & Sons carpet and padding; La Plaza Theater, Antonito, Colo., Advance popcorn machine; El Corbre, Santa Rita, N. M., lobby frames; Lincoln, Cheyenne, Wyo., G. E. Copper oxide rectifiers; Broadway, Denver, Colo., Simplex Hi lamps and rectifiers; National Jewish Hospital, Denver, Simplex sound projectors, Bausch & Lomb lenses; Jewish Consumptive Relief Society, Spivak, Colo., Simplex S. I. projectors, Simplex 4-Star sound, Crestwood carpet and padding, Simplex Hi lamps and rectifiers, National curtain control and track, draperies; and Senate Theater, Denver, American Zenith theater chairs, Walker P. M. screen curtain control, track and curtain, Crestwood carpet and padding.

Dreamland to H. M. Allen

Cardington, O.—H. M. Allen has taken over the old Dreamland Theater closed for several years and, after extensive repairs, including a change of name, will open it about the first of the year.

Theater for Architect

Wilkes-Barre, Pa.—Architect S. Z. Moskowitz announced plans to erect a new 850-seat theater here in the near future. He will be owner of the new house which will be known as the Pam.

It Will Still Be There Tomorrow

CLOUDS may scud across the horizon, blotting out the light, adding one more blackout to a thousand others, but *the stars will be there tomorrow.*

The snow at the mountain peak will melt, run off into the valley and disappear, but *the mountain will be there tomorrow.*

The air may be filled with death, and destruction rain down on the cities, but the bombers will vanish and *the sky will be there tomorrow.*

And, momentarily, others may have their victories, enjoy the spotlight for their little hour. Then they, too, will subside. *But America will still be there tomorrow!*

SERVING THE NATION
NATIONAL THEATRE SUPPLY COMPANY
SOLD • SERVICED • GUARANTEED

NATIONAL THEATRE SUPPLY COMPANY

Trade Optimistic On Its War Status

(Continued from Page 1)

large and small, as well as individual exhibitors, declared that whatever degree of expansion is permitted by officialdom without interfering with defense needs would be undertaken, and that no radical curtailment is anticipated over and about that which prevailed at the war's outset, when Government restrictions were well delineated in anticipation of the actual hostilities.

Building "Carries On"

Barometer as to whether new theaters would be constructed during 1942 on a scale as impressive as that which prevailed during 1941 is furnished via reports from virtually all territories. These show that a number of new theaters have started within the past week, and a large increment planned for remodeling have also gotten under way.

Film theater architects interrogated declared in utmost confidence that new construction and remodeling can readily go ahead because, in any event, substitute materials of a highly functional and satisfactory nature can be utilized, and they call attention to the necessity for theatermen to not only keep up their houses, but also to adhere to good business practice by building new stands which can be operated profitably throughout wartime, and, additionally be in a position of economic advantage to meet competition when hostilities are over, at which time a vast theater boom is inevitable.

Manufacturers Gird

Attitude of equipment manufacturers is that they intend to adhere to current policy, namely of providing for their theater customers and maintaining such provisions as nearly intact as possible, with factories and shops taking on expansion as Government needs progress.

Roxy in Cornwall, Ont., To Make Dec. 26 Debut

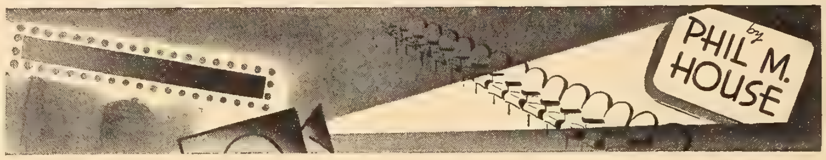
Toronto — Arrangements have finally been made for the opening of the new Roxy Theater at Cornwall, Ont., on Dec. 26 as an independent house by Sam Fingold, who has several theaters in Western Ontario towns. Construction of the Roxy, which is the third in Cornwall and will operate as a second-run theater, was considerably delayed because of war restrictions.

Famous Players operates the other two theaters in Cornwall.

NTS Source for Alpha

Douglasville, Ga. — The Alpha Theater here has selected Simplex Four-Star Sound from the National Theater Supply Co. in Atlanta. Other National equipment to be supplied: Simplex Projectors, Simplex High Lamps, National Rectifiers, Bausch & Lomb Lenses, Walker PM Screen, National Carpeting, National Draperies and miscellaneous house and booth equipment.

OF MATERIAL INTEREST



▼ ▼ ▼

● ● ● FAMILIES of Eastman Kodak Co. in Honolulu and Manila survived the first Japanese attacks without casualties, and neither personnel nor company property was damaged, so cables and telephone advices received thus far in Rochester from Hawaii, and cables from Manila, assert......F. B. Herman is manager of the Honolulu office, and his wife and two children are with him there......Others in Hawaii are Mr. and Mrs. Robert M. Gordon and three children; Mr. and Mrs. D. Bahrenburg and one child; and W. D. Thompson and Miss Ann Newell ......At Manila is H. J. Heesch, assistant manager......

▼ ▼ ▼

● ● ● GOVERNMENT has been furnished by Ruby Camera Exchange with 100 specially constructed gobos......These units were constructed of chrome-plated steel reflectors on stands......They are for use in research work for the U. S. Army......The oversize of the reflective surface makes it possible to deflect a light beam and focus it on the smallest aperture. . . . ● Ozone Air Co., Detroit, distributing specialized air control apparatus, has moved headquarters, formerly on Alexanderine Ave., to 4545 West Warren Ave. . . . ● Park-In Theaters, Inc., has concluded a license agreement with Sidney Lust of Washington, D. C., to build a Drive-In theater, under their patent, on Rockville Pike, on the fringes of the nation's capital. . . . ● Out of Dover, Del., comes word that the Mitchell Camera Corp., New York, has filed with the corporation department of the Secretary of State's Office there a certificate of reduction of capital by $2,600,000, effected by reducing the capital represented by the issued shares without par value from $3,100,000 to $500,000......

▼ ▼ ▼

● ● ● IN Chi, Sol Lockwood, owner of the Sun Theater, has taken over the 1,000-seat Pix Theater from the Schonestadt circuit and will operate it in the future......The stand has been closed for modernization and will re-open on or about New Year's Day. . . . ● Also in Chi, Sola Electric Co. is introducing a new indoor transformer to the trade ......The transformer, equipped with 3-wire cord and plug, and uniquely designed hanging bracket, is asserted by its makers to be compact and highly efficient in operation. . . . ● Governor Lehman has re-appointed Marion B. Folsom, Eastman Kodak treasurer, as a member of the Unemployment Insurance State Advisory Council. . . . ● Anent Eastman, the company has launched a drive to all its dealers requesting that empty film-spools be returned to the company, because "without proper dealer and finisher cooperation, film shortage is inevitable"......Eastman will pay dealers for all film-spools, film pack cases and aluminum containers, at a sliding scale of rates......

▼ ▼ ▼

● ● ● READY to slide down the "exhibition chimney" this Xmas is the State Theater in Hastings, Neb., whose remodeling (it was formerly the Cornhusker) handled by the equip. firm of Scott Ballantyne, Omaha......C. P. Knudsen, at one time an exhib. in Red Lake Falls, Minn., took the house over from Sol Rief. . . . ● When film burned recently in the projection room of the Eastern Theater, Fort Wayne, Ind., the patrons of that nabe walked out in orderly fashion...... After the fire was extinguished, the management prepared to refund price of admish to patrons, who were asked to stand in line......Then the excitement flared......Numerous bystanders attempted to join the refund line, and police were required to restore order......Well, it's an instance of one theater, anyway, which refused to go in for cash giveaways......

▼ ▼ ▼

● ● ● **REMEMBER** Pearl Harbor!......

1941 Construction Hits $18,386,000

(Continued from Page 1)

000; peak month last year was May when the figure hits $2,920,000. Low month for 1941 was July with $1,137,000, and for last year, January, with $1,316,000.

Month by month comparative table for the 37 Eastern states, as pr[illegible]vided by Dodge Statistical Research Service, follows:

	Valuation—Thous. Dollars	
	1940	1941
January	1,316	2,193
February	2,157	2,114
March	1,178	1,250
April	1,965	1,993
May	2,920	1,646
June	1,535	1,966
July	1,774	1,137
August	1,683	2,842
September	2,397	1,810
October	1,571	1,435
10 Months	18,496	18,386
November	2,364	.....
December	1,046	.....
12 Months	21,906	.....

Theater Fires

West Grove, Pa.—Quick action by local fire department prevented destruction of local Roselyn Theater from blaze which apparently broke out in boiler room. Damage will amount to several hundred dollars. Fire was discovered by a passerby at midnight and brought under control soon afterwards.

Berry, Ala.—Damage estimated at $175,000 was done by fire which broke out in the Berry Theater during a performance and destroyed one-fourth of town's business district. Loel Pass of Parrish, theater's operator, did not say whether it would be rebuilt.

Enfield, N. H. — Fire, believed to have started near office's small stove, leveled within 90 minutes the local Enfield Theater owned by Mrs. Gussie W. Estabrook. All the films as well as two projectors were lost. Theater was town's chief amusement center.

Heber Spas, Ark.—Fire originating in the Gem Theater destroyed that house on Dec. 7 and spread to five large brick business buildings resulting in most disastrous blaze in city's history. Loss is estimated at $100,000. One fireman lost his life and several were injured.

Jackson, Miss.—A matinee audience in the Century Theater here escaped without injury when fire broke out in the building. Damage was reported as "not heavy."

Dublin, Ga.—Fire swept through this community's first-run theater, operated by the Martin interests, causing a loss estimated at $40,000. The Martins operate another house here and recently announced plans for a third one, which was also to be a first-run stand.

THUMBS UP!

Job of representing the Western Electric Export Corp. (formerly ERPI's foreign department) overseas these days is no routine stint. A look at the organization's "News Letter" gives you the impression that the composite WEEC ambassador is a man, a very thin man, on a bicycle, swinging a squash racket to ward off lurking cobras.

Take the item about Dave Wight, WEEC representative in Singapore, for instance. It seems that a short time ago Wight was confronted with a little matter of disposing of a two-foot cobra which had elected to decorate his front lawn. As if that weren't lurid enough, about the same time Wight was called for jury duty, investigating the guilt of an Indian who had employed an axe on a friend with melancholy results.

Singapore seems to be a center of trouble for WEEC representatives, for a short time before, Ed Warn was nudged from his slumbers by the playful hissing of an eight foot python which had curled about his dressing table mirror. Skillful manipulation of a badminton racket convinced the snake posthumously that the room was not large enough for both.

The heart of Mr. Ickes would probably be warmed by hearing of the devotion of Fred Young to pedaling a bicycle out in India. Gasoline rationing there has forced him to pedal an eight-mile round trip twice each day between his home and office.

But, at that, it's probably better to have gasoline rationed than some of life's more vital necessities. Fred Hotchkiss, in Marseilles, France, writes the home office that conditions are becoming increasingly trying for him. Back last July he was dining in splendor on his allowance of two eggs per month, but things have taken a sudden turn for the worse, and now he gets only one. It's not so bad having just one egg as it is deciding *how* to have the egg done for *which* meal every month.

R. E. Gowar, Egyptian manager, has had a stick of bombs dropped across his home, No. 1 making a direct but, fortunately, dud hit on his roof-top and No. 2 and No. 3 exploding on the golf course across the road. During the latest raid some bombs landed within fifty yards of the house with curious results—Gowar heard them whistle but not explode, although the explosions were heard by others three miles distant. Mrs. Gowar considers the fireworks on that occasion as "most superior."

Superlites For Kaufman

Montpelier, O.—Glen Kaufman has improved his Kaufman Theater with new Superlite lenses and Strong low intensity lamps purchased from National Theater Supply Co. in Cleveland.

Equipment, Service Bring Preview Boom

With rise of trade showings, together with the large volume of other screenings, the Preview Theater at 1600 Broadway, which operates two auditoriums on the premises, has made greatest business strides in its history during 1941, a condition directly attributable to the dovetailing of thoroughly modern equipment and extension of top-flight service to customers.

The two theaters incorporate these distinctive features, — comfortable viewing for 70 people in each; true air conditioning; modern Simplex sound and high intensity lamps; seamless plastic screens; 35 mm. and 16 mm. projection, and day and night service.

Among the special "studio" devices to aid the producer and editor for rehearsal and cutting purposes are interlock for "continuous" projection of 35 mm. separate track and picture; interlock 35 mm. picture and two 35 mm. sound tracks; interlock 16 mm. picture and 35 mm. sound track; interlock 16 mm. picture and track; and phonograph turntables, microphone, and piano.

A service designed to save valuable time and promote efficiency by offering many private cutting rooms, fully equipped, comprises 25 mm. Moviolas, all types; 16 mm. Moviolas, 3-way type; synchronizers (4-way rewinds, "De-Blooper" machine); viewers, individual phones; Bell & Howell hot splicers; air conditioned and sunlit rooms; and other features.

The Preview Theater's two auditoriums and all service in administered by William B. Gullette, veteran film executive and technician.

Epting to Cleveland NTS

Cleveland — Jimmy Epting has been transferred from the National Theater Supply office in Charlotte, N. C., to a sales position in the Cleveland office where he succeeds Tom Bailey.

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An "Official" Debut

Alexandria, Ont.—Mayor D. D. McIntosh and E. A. MacGillivray, member of Ontario Legislature, performed ceremonies at opening of the new Garry Theater, first new cinema this community has had in nine years. J. L. Murphy, of Gravelbourg, Sask., owner of the new house, was introduced by the Mayor to an invited audience which included members of the town council. Murphy owns six pie stands in Saskatchewan.

United Artists Theater Has Standout Lighting

Portland, Ore.—New sound equipment, recarpeting throughout, new draperies, new floor of seats of a new design have been but a portion of the modernization program just completed at J. J. Parker's United Artists Theater. Work was done by National Theaters Supply Co.

Outstanding is the new type lighting of the mammoth foyer.

Illini Chooses Simplex

Moline, Ill. — Simplex Four-Star Sound has been purchased for the Illini Theater here. Installation will be made by Des Moines Branch of National Theater Supply. Super Simplex Projectors, Hertner Transverters, National Lamps and Walker Screen will also be installed.

AT Acquires Three And Will Remodel

(*Continued from Page* 1)

merly operated by Julius Spill, and the Delray and Grande, formerly operated by Thomas Lancaster Circuit. The Lancaster is the oldest neighborhood house in town.

All newly-acquired houses will be remodeled, at a cost of $30,000.

To handle the additional booking problems, James Velde, formerly booker for Paramount Pictures, has been named booker and film buyer. All new houses are expected to be made members of Co-operative Theaters of Michigan.

Gran Theater Going Up Now in Youngstown, O.

Youngstown, O. — New 1,000-seat theater is being built at 2703 Mahoning Ave. here by John and George Gran, of suburban Campbell, with construction work being done by the F. & Y. Construction Co., Columbus, who are also constructing the new theater now being built on Midlothian Blvd. here.

The Gran house will be of brick construction, 138 ft. long and 59 ft. wide, of modernistic design. Estimated cost of the building is $50,000, but it is expected the total cost will be much higher.

"SUSPICION"

If you suspect your attendance is falling off because of your furnishings, better look into Alexander Smith Carpet—the carpet used in most of the country's successful theatres.

ALEXANDER SMITH CARPET

Britain's Theaters Eye Post-War Boom

Detroit—German bombs have concentrated in Britain on two classes of buildings—theaters and churches—more than most other types of structures, C. Howard Crane, Detroit architect, told FILM DAILY EQUIPMENT NEWS, during his brief visit back home. Crane, who designed many major Detroit theaters, has been in England for six years, working originally on the huge Earl's Court project, and was back here to visit briefly and arrange for the visit of a commission from the British Institute of Architects to study methods required in post-war reconstruction.

Size of the buildings rather than deliberate design have been responsible for the high degree of theater and church bombing, Crane said. Actual casualties have been few because of the fact that shows close two hours after sundown, before most air raids start. Exhibitors have also been instructed to ask patrons to sit back under the gallery for additional protection if there is an air raid during the show.

Biz Big in Provinces

Theater building has been at a standstill during the war, except for temporary structures to serve the needs of soldiers in camps. No new houses have been erected to serve the evacuated population in reception areas, and reconstruction work on a theater damaged by bombs is limited to 100 pounds (about $500). These factors account largely for the excellent business enjoyed by theaters everywhere in the English provinces, with the exception of London, where the huge evacuation has reversed conditions.

This halt on construction and relocation of population together with actual toll of theater destruction will give a big impetus to theater building after the war, Crane predicted. New trend in design will be toward houses with small and efficient auditoriums of 1,000-1,500 seats, with attention centered on perfection of sound and projection and comfortable seating. Ornamentation of the interior will be slight, with just the outside front flash requisite for showmanship.

Bright Future For Nabes

New trend, Crane believes, will be toward erection of neighborhood theaters rather than the big centrally located houses of the past. This will allow residents of a neighborhood to walk to a first class cinema, rather than drive—distinguishing from the typically American custom.

To Supervise Installations

East Gadsden, Ala.—It's Simplex Four-Star Sound for the Dixie Theater here according to J. C. Brown, manager of the Atlanta branch of National Theater Supply Co., who will supervise the installation. National will also install Super Simplex Mechanisms, Simplex High Lamps and National Rectifiers.

WHAT'S NEW IN THEATERS

Paramount's blueprint for the complete renovation of its recently-acquired El Capitan Theater on the West Coast,—a house to be known as the Hollywood Paramount Theater when the doing-over is completed,—boasts as its principal features a 200-capacity "milk bar" on the mezzanine, a tap room on the main floor, an increased amount of space per seat in the auditorium, more luxurious appointments than have previously been installed in a theater and an unprecedented use of illumination as a method of exterior and interior decoration.

In transforming the mezzanine and ground floor foyers to new uses, the architects, W. L. and Hal Pereira, had an unusually large amount of space with which to work for the El Capitan was originally designed as a legitimate play house. The mezzanine "bar," which will dispense a variety of ice cream and milk confections, will take care of up to 200 customers, and will serve also to divert theater patrons waiting for seats inside the auditorium. Tropical decoration will key this part of the house, with metal-frame "palm trees" spaced about the circular refreshment counter, trellises with live planting planted at intervals along the walls, a semi-circular niche faced with bamboo, walls covered with grass-cloth, and modernistic garden furniture. A similar establishment will be made from the spacious lounge on the main floor. This, a formal-style tap room, also with a "milk bar," will accommodate 75 patrons. Both refreshment salons will be equipped with revolving exhibits of photographs, paintings and sculpture displays, further to entertain customers during their wait for theater seats.

Latest in Seats

The current vogue for increased spaciousness in certain parts of the theater has resulted in plans for complete redesign of the balcony. For every two rows in the present theater, there will be one row of seats in the remodeled house. The seats themselves are to be of the latest construction, giving limousine-type of comfort, with adjustable chair arms and a new design providing increased sitting space for correct posture.

Other renovations to be made in the interests of increased physical comfort for the theatergoer include a new-type air-conditioning system and cooling plant, which will change the air at frequent intervals and distribute it evenly to every corner of the house; deep, solid-hued carpeting to absorb the sound of footsteps down the aisles of the auditorium; luxurious drawing-room furniture in the foyers both up and downstairs, and electrically-controlled drinking fountains conveniently spotted throughout the house.

Lighting Stressed

From an architectural and decorative standpoint, too, the Hollywood Paramount bids to be far ahead of even the most recently completed film houses. The new front will be an undulating facade of vertical metal strips interspersed with fluorescent neon tubing, whose color can be easily changed to meet the need for varied effects. The marquee, which will serve as a brilliant beacon along Hollywood Blvd. will also be of metal-strip and fluorescent neon, with large channel letters working out the name of the theater. The centrally-located box-office will feature a marble base through which fluorescent lighting will shine. A radical system of display will be inaugurated inside the house, in which all posters will be eliminated and glass-and-metal cases used to advertise future presentations in a new way.

The Hollywood Paramount Theater was acquired as a Hollywood "showcase" for Paramount product. Scheduled to be operated jointly by Paramount and Fanchon & Marco, it will adhere to single-feature policy, with pictures opening on the same day as at the downtown Los Angeles Paramount Theater.

$50,000 Improvements For Ace Coast House

Sacramento — Senator, Fox West Coast's ace house here, is getting its face lifted to the tune of around $50,000. New seats, carpets, and a general redecorating job being done. During the past year more money has been spent sprucing up the town's theaters than any time in past 10 years.

Practically every house in town has received some new touches. Huge army airfield, plus spurt in general business, held responsible.

Theater Contract Let

South Lyons, Mich.—Edward Carrow has let a contract for the erection of a 700-seat theater.

Two Camp Theaters To Be Completed By Mar. 1

Little Rock, Ark. — Contract for the construction of two additional permanent theaters at Camp Robinson was awarded to Linebarger Construction Co. yesterday when the Little Rock firm submitted a low bid of $127,613.

Completion date on the project was set at 80 calendar days after receipt of notice to proceed construction. Construction probably will begin within a few days.

RCA for the King

Gloucester, N. J. — Judge Joseph Verbalow and Samuel Kalikman have arranged for new RCA Photophone sound for their 900-seat King Theater here.

To Spend $75,000 on Queen Remodeling

Wilmington, Del.—The Queen Theater at Fifth and Market Sts., will be remodeled completely and modernized at a cost of approximately $75,000. A. J. Vanni, zone manager of Warner Brothers, announces.

Work will start immediately with Harry S. Lynch Co., of this city as the general contractors. Subcontracts also are being let to Wilmington firms, Vanni said.

Some of the work is to be done before the theater closes at midnight on Sunday, Jan. 4. It will reopen on Friday, Jan. 23 as a first-run house.

There will be extensive changes to the interior and exterior of the theater. The plans provide for a new entrance of white mahogany doors with the box-office moved from the center to the right side.

Huge Sign Planned

A large semi-circular marquee will be erected over the entrance and a large neon upright sign bearing the word "Queen" in letters four feet high will be put in place.

All the marble in the present interior will be removed and white mahogany with damask drapes and a modernistic ceiling will be installed.

The foyer will be increased in size by removal of the last three rows of seats in the orchestra. New seats will be installed with 32 inches of space from back to back. This is an increase of from three to four inches in the spacing between the rows. The total capacity of the theater will be decreased by about 200. All boxes in the orchestra and the balcony will be removed.

The most extensive changes in the building will be in the construction of new lounges and rest rooms. The lounge and rest rooms for orchestra patrons will be on the second floor, but will be reached only by a stairway opening from the right side of the lower floor.

A similar lounge and rest rooms for balcony patrons will be on the second floor also and will have an entrance leading directly from the balcony.

New draperies, fixtures, and carpets will be installed throughout the building. The stage will have new curtains and set and the latest type screen. An improved RCA super sound and projection equipment will be used.

Werbner Building Second

A. P. Werbner, operator of the Princess Theater at Lewistown, Ill., is building another house in the same community, to be known as the Werbner Theater.

Pathe News Gets Sound

Pathe News, Inc., has signed with RCA Photophone for a sound reproducing equipment for its New York City screening room.

WMT and RCA Renew Sound Service Pact

Agreements have been signed providing for continuation of RCA service to the sound equipment of the 17 houses of Western Massachusetts Theaters, Springfield, according to W. L. Jones, RCA National Service Manager. Furnishing of parts and tubes is also involved in the contract.

Nate Goldstein negotiated for the circuit, while RCA was represented by J. Mauran, J. P. Ware, and J. O'Brien, New England service and sales representatives.

Lush About to Unveil His New Penn Theater

Detroit—Harry Lush, who operates the Penniman-Allen Theaters in Plymouth and Worthville, is opening the new Penn Theater at Northville. Designed by Wright & Wright, theatrical architects, house was contracted and built by Lush himself.

National Theater Supply furnished Irwin seats, Simplex projection with WE sound, National marquee, and Wagner letters.

Westinghouse Earnings Huge In 3-Mo. Period

East Pittsburgh, Pa. — Westinghouse Electric & Mfg. Co. had indicated net profit of $19,619,813 in the three months ended Nov. 30, or $6.12 a share on combined preferred and common shares, it is announced here.

Net was $17,492,642, or $6.54 a share on the combined preferred and common shares in the same 1940 period, when there was less common stock outstanding.

The profit totals are determined on the monthly results, from which the company bases the extent of wage bonus payments. Because November net profit held up, totaling $1,840,531, against $1,919,050 in October and $1,497,782 a year ago, wages and salaries of employees under the adjustment plan will be increased 6 per cent this month. The November bonus was 5 per cent.

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WHO'S WHO IN EQUIPMENT

HERMAN RICHARD MAIER. Chief of construction and general purchasing agent for Warner Bros. theaters and affiliated companies. Born in New York City, Oct. 8, 1890. Educated in the local public schools. Graduated from New York University's School of Applied Science with degree in civil engineering. Served on staff of engineers preparing plans for a Chilean expedition of the Guggenheim copper interest, then with a division of engineers in the AEF during World War No. 1 as a Captain. Joined the Fred T. Ley Co., prominent construction firm of New York City and Springfield, Mass., designing and supervising many of that organization's leading projects, among them the building of Warner Bros. home office. In 1929, H. M. Warner, WB prexy, consolidating position won by his firm via sponsorship of sound, appointed Maier to head construction and maintenance department then being set up. Since that time, Maier has been in charge of the construction of two score of new theaters, and of the remodeling of even more. In 1933, was also placed in charge of general purchasing for WB houses and affiliated enterprises. His Flare for getting jobs done, thoroughly and on time, is a film industry axiom. As an incentive to his aides and self so to do, the "Theater Openers Guild" was established to hold a dinner immediately following the bow of any new Warner theater. Is an expert on construction, equipment and maintenance. Couples business "drive" and keen judgment with an infectious sense of humor, hence enjoys widespread respect and popularity.

Gordon to Give Capitol Gala Christmas Opening

Milford, Conn.—Bernard Gordon, former manager of the Commodore Hull, Derby, new operator of the 700-seat Capitol here, will reopen the house Christmas Day with "They Died With Their Boots On," and admission up from the former 30 cents to 39 cents, including tax.

The house has been closed for several months for complete interior and exterior renovation. Lucy Flack was the former operator.

Rialto Gets Equipment

Sioux City, Ia.—Simplex Four-Star Sound has been installed in the Rialto Theater here along with Super Simplex Projectors, Hertner Generators, National Lamps, Bausch & Lomb Lenses and Walker Screen. Purchase was made from Des Moines Branch of National Theater Supply Co.

Odeon Chain Inaugurates Remodeled 1,000-Seater

Toronto—The Odeon Theater, seating 1,000, has been opened at Kingston, Ont., by the Odeon chain under the management of Gordon Beavie, formerly of the Grand Theater, Sudbury.

This opening follows the comparatively recent launching of the independently owned Biltmore Theater in that city of 30,000 where Famous Players also has two up-to-date theaters, one of which, the Capitol, was remodeled last Fall.

Tile Tex at Capacity

Chicago—The Tile Tex Co. report production of resilient floor and wall tile at capacity. C. E. Baker states the company has not been seriously hampered by government priorities, many theaters placing contracts for Tile Tex floor tile and Flexachrome flooring.

THEY STILL TALK TWO YEARS LATER

James Wood, manager, Mariemont Theater, Cincinnati says, "Hardly a day goes by without someone remarking about the comfort and convenience of Push-Back Seats"—two years after this sensational seat was installed! Write for facts.

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1248 S. Wabash Ave., Chicago
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2013 S. Vermont Ave., Los Angeles
4020 E. 116th St., Cleveland
6700 Denton Drive, Dallas

Standard Theater Supply Corp., 78 Broadway, Boston
Elliott Film Co., 72 Glenwood Ave., Minneapolis
Export: Roy Chandler, 505 Fifth Ave., New York

KROEHLER *Push-Back* THEATER SEATS

Lincoln Houses Get $114,000 Remodeling

Lincoln, Neb. — Bettering local Theater Row's appearance is a three-way assignment here this Winter, for a total spending spree of about $114,000.

Biggest, of course, is the $100,000 improvement project to J. H. Cooper's 1,884-seat Stuart, the city's de luxer. That job, under way Dec. 4, is expected to be completed in time for a New Year's Eve opening.

Howard Federer, general manager of the Nebraska Theaters, Inc., closed a contract for $7,000 worth of seats for January installation in the State, and has spent another $7,000 for a revolving, triangular sign and marquee improvements on the Varsity.

Hearing Aid Demand Is Reported On Increase

Detroit — Increased demand for hard of hearing installations in theaters is reported by Fred C. Dickely, Altec Service manager, who has just completed an installation in the Michigan Theater at Battle Creek for the Butterfield Circuit. Another unusual job completed by Altec was the reinstallation of specialized studio and sound equipment for Wilding Picture Productions, commercial film producers, in their new studios on Cadieux Road.

Altec has also installed standard sound installations in the following theatres: Deuber, Canton, O.; Market Square and University, Cleveland; Penn, Plymouth, Mich., and Wayne, Waynesburg, O.

FOREST *arc-light* PRODUCTS

Super MCS RECTIFIERS using exclusively the P. R. Mallory magnesium-copper sulphide rectifying units. The best in dry-disc rectifications . . .

BULB-TYPE RECTIFIERS—LD60, LD40, LD30, are reliable, efficient and low cost power conversion equipment . . .

UNIVERSAL TRIM LAMPS—burn from 5 to 9mm. negative and 6 to 13mm. positive . . . thus accommodating trims for Suprex-S.H.I., 1 KW, and Low Intensity . . .

ONE KW LAMPS—cannot be matched by competition in quality, performance and progressiveness. Yet, they match competition in PRICE.

SOUND SCREENS—complete line of flameproofed, special process coated screens.

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EQUIPMENT FIELD NOTES

TOM FLANNERY of the WhiteWay System, Chicago, reports many new signs projected for that territory. Among recent jobs received are 110-feet vertical signs for the Grenada and Marbro Theaters of the B & K chain, using both Neon and lamps and made of 18-gauge steel. Also ordered are a flasher sign for the Helsing Vaudeville Lounge Theater; a marquee for the Rose Bowl in Roseland; and a porcelain steel sign for the same company. A huge vertical sign for the Bowlium, which is now going up at Broadway and Irving Park Blvd., is another current job.

* * *

A new Advance DeLuxe model popcorn machine has been sold to the Indiana Theater, Ft. Wayne, by Indianapolis branch of National Theater Supply.

* * *

W. E. Drumbar and Walter L. Morris, operators of Drumbar & Morris Theaters, are readying a new house in Knoxville, to be known as the Lee Theater.

* * *

The Vonderschmitt Circuit has installed a Hertner H-I 50-100 transverter, 220 volt, 60 cycles, 3-phase complete with panel and rheostat in their Voncastle Theater, Newcastle, Ind.

* * *

A new theater is being added to the Cumberland Amusement Co. chain, the 1,200-seater Marshall Theater in Tullahoma, Tenn. Tony Sudekum, circuit's prexy, has arranged for the installation of RCA Photophone sound in the house.

* * *

Detroit reports that Robert Matson, general manager of Engineering Specialties Corp., and Walter Brink, his partner, have left the company, which is abandoning the manufacture of motion picture screens. Matson has rejoined the Motion Picture Engineering Co., of which he was formerly president.

* * *

Mrs. Alma Foster has reopened the Storm Theater in Oakland City, Ind. The house hase been shuttered for several months.

* * *

R. O. Vick, operator of the Marian Theater, Auburn, Ky., has closed the house temporarily.

* * *

Outdoor Neon Corp., Detroit, has discontinued its theater department in order to concentrate on other types of sign work.

* * *

Also from Detroit issues flash that Distributors, Inc., which handled a national women's hosiery giveaway deal, has folded.

* * *

The La Flore Theater, Greenwood, Miss., a Paramount-Richards house, is scheduled to get new RCA Photophone sound, Brenkert booth equipment, and an RCA screen.

* * *

St. Clair Theater, Indianapolis, has purchased a new Hertner transverter from National Theater Supply.

* * *

William Conway has sold his Cloverport, Ind., house, the Rio, to Morris Blacker of Evansville, Ind., operator of the Irving Theater, Canton, Ind. Blacker announces that he will build a new theater in Kuttawa, Ky.

Plain Talk About Equipment

(Continued from Page 1)

worker, is determined to see this conflict through to victory. All we can give of effort, talent, time and money, will be a privilege to give.

But let us not forget this precept, namely that our front lines of military action are, and will be, only as strong as their support. And by support we mean ALL that is done on the home sector to maintain and increase stability; to preserve calmness, a practical degree of normalcy, clear thinking, and hence morale; and also to win, as President Roosevelt has so widely asserted, the Peace as well as the War.

•

AND, too, let us not forget that the same moving finger, which has chronicled at last our participation in this war, will inevitably return to write of departed strife, of triumph's laurels flashing from our banners, and a new era's dawn for democracy and decency.

If we are to experience these things, we must be wise. On the side of wisdom, the entire film equipment field must make up its mind to advance and not retreat. The way is clear. Manufacturing, distribution and selling cannot be permitted to retrogress on our domestic front. All the sinews essential to motion picture exhibition must be supplied, and, in the process, ADVERTISED,—for advertising is the most powerful and effective arm in the entire realm of effecting sales.

•

WE hold the commercial strategists of the motion picture equipment industry not a whit less understanding and progressive than those of other industries. The latter do not choose to "abandon ship." They have already indicated their embracing of the military axiom that the best defense is a good offense, and applied that axiom to their current-war sales battle.

THEY KNOW THAT BUSINESS CONCERNS WHICH ARE FIRST IN WAR,—HOLDING FIRMLY TO PRESENT CUSTOMERS, AWAKENING DORMANT CUSTOMERS, AND CREATING NEW CUSTOMERS,—WILL BE FIRST IN PEACE, WHEN PEACE RETURNS.

•

WITH an eye to this, 62 per cent of 169 national advertisers recently surveyed, according to the authoritative publication, Advertising & Selling, asserted that they plan to maintain advertising appropriations at their normal rates of expenditure. Further, 10 per cent are determined to increase their budgets.

Equipment manufacturers and supply dealers will not be found in any retrogression group. As an important wing in filmland's structure (a "house" which advertising "jack" has built), they know that, in any circumstance, war notwithstanding, "If you don't TELL 'em, you don't SELL 'em."

Truly, the companies which hold high the torch of promotion will be first in War,—and first in Peace.

Shea Circuit To Rebuild Teck for Film Theater

Buffalo—The Teck Theater Building, formerly legit. playhouse in Main St. will be rebuilt to house a fourth downtown Shea chain theater, Vincent R. McFaul, president and general manager of Shea Theaters, Inc., announces.

Reconstruction of the building has begun. The contractor and architect said it will be ready for occupancy within five months. Architect's plans, approved by the Shea office, call for about 1,300 seats, all on one floor. The interior will be completely refinished and the entire front of the building will be rebuilt, in impressive, modern manner.

Maguzzi Theaters Open Recently Renovated Ritz

Nuremberg, Pa.—The newly renovated Ritz Theater has reopened. The house has been enlarged with 100 new seats added, rest rooms installed and a new Western Electric Sound and Simplex projector. Bob Rothrock, district manager of the P. A. Maguzzi Theaters, announced that new carpets have been installed as well as new lighting fixtures and the screen has been enlarged with an addition of 25 ft. being built to the rear of the building to get the screen as far back as possible.

New stage draperies and a new stage also have been added. Venetian blinds will be installed in the rear of the house in the near future.

PROSCENIUM CHATTER

THE UNIVERSITY, recently-acquired property of Interstate Theaters, Inc., has been closed temporarily down Houston, Tex., way. Circuit had effected some $30,000 in repairs to the house only a few months ago but employes say that the new Village Theater, also an Interstate stand located [illegible] blocks distant in West University Place, has lessened the b.o. take at the University.

* * *

Aromatix Co., manufacturers of Dramatic Zephyrs (the "smallies" of recent trade publicity), have moved headquarters in Detroit from Princeton Ave. to 522 Maccabees Building.

* * *

H. G. Wales is bringing the equipment in his Cascade Theater, Boerne, Tex., up to date with new RCA Photophone sound and a new RCA screen.

* * *

Down in West Palm Beach, Fla., an amusing element of appropriateness has outcropped to give showmen in the territory a smile. It's that the Grand Theater, just opened in the aforementioned community, is the only Negro theater in the South to have "black light." Fluorescent lighting is introduced both in floor coverings and walls. House was closed some three months ago for alterations and is now double its former seating capacity. For the first time it has cushioned chairs. Elmer Hecht is manager.

* * *

Clarence and Leo Pallay, well-known theater execs., announce complete remodeling and renovation of the Vista Theater, Portland, Ore. Following the operation, which will entail a cost of an estimated $15,000, the name will be changed to "21st Avenue Theater."

* * *

The Royal Theater, Miami, has taken out a permit for the erection of a $4,000 illuminated metal sign to be installed on the house's facade.

* * *

DeVry Corp. reports receipt of their first Army order for 35 mm. XD projectors for fields bases. The factory in Chi. is running at top speed currently. William DeVry says concentration is on filling national defense needs, and commercial theaters' needs are next in line on manufacturing agenda.

* * *

J. M. Heard is installing new RCA Photophone sound in his Strand Theater, West Monroe, La., together with new Brenkert booth equipment.

* * *

Leonard Schechter of Natural Lighting Co., Detroit, has moved headquarters, formerly on Livernois Ave., to 14115 Woodrow Wilson Ave.

* * *

The 288-seat State Theater, New Haven, owned and operated by Sam Meadow, has been leased by A. E. Birchman of New Haven, as of Jan. 15. Adolph G. Johnson and Joseph Walsh were brokers for the deal which provides for a five-year lease and five-year option. The new operator plans to renovate the house via redecoration, new marquee, new seats, and new projection equipment.

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International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

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MPTOA BOARD OKAY OF UNITY PLAN SEEN

Expect Re-introduction of Pix Bills in New York

THE WEEK IN REVIEW

Films Doing War Bit

By L. H. MITCHELL

WAR: Biz of major circuits did a come-back from the flop caused by the Jap attack on Pearl Harbor. . . . OPM named A. Julian Brylawski special film consultant in move to choose an industry advisory committee. . . . Film industry will do its bit in the war, Wendell L. Willkie told the luncheon of National Conference of Christians and Jews. . . . War put an end to an operators' strike in Oklahoma City for the duration. . . . Richard F. Walsh, new IATSE prexy, said that that International would support the AF of L no-strike policy during the war and would back any dispute-settling machinery the AF of L approves. . . . Theater air raid precautions worked out by Robert L. Weitman, manager of the New York Paramount Theater. will be sent by Paramount to all its theaters. . . . War found shrinking the advertising space taken by theaters in the daily newspapers. . . . President Roosevelt appointed Byron Price federal censor, but as yet pictures have not been included in censorship regulations. . . . All Honolulu theaters were reported open. all those in the Philippines closed. . . . Los Angeles will establish a theater defense bureau.

* * *

ANTI-FIVE: Defense took the stand in Minnesota's suit against Paramount, 20th-Fox, and RKO for selling films in the state contrary to its anti-blocks of five law. The three admitted the charge—sales having been made to test the law. Col. Jason Joy, first defense witness, told the court the Minnesota law confuses distribution.

* * *

ANTI-TRUST: Federal Judge Henry W. Goddard barred fall of the consent decree by default and ordered trial of the "Little Three" in the Spring. . . . Court will be asked to delay the Government's anti-trust suit against the Schine circuit, claiming defense has not had time, since

(Continued on Page 6)

New Move to Equalize Tax On 16 mm. Product Looms; Censorship May be Issue

By M. A. EGAN
FILM DAILY Staff Correspondent

Albany—The 1942 wartime New York legislature anticipates a long session beginning Jan. 5, with natural emphasis on state coordination of civilian and military functions aimed at collaboration with the national effort. At the same time, the solons are expected to tackle at least two problems concerning film exhibition.

First on the list of industry prob-

(Continued on Page 8)

Emergency Defense Org. Gets Under Way

Motion Picture Emergency Defense Conference meeting called by the Screen Publicists Guild of New York swung into action at the Hotel Piccadilly Friday night with the appointment of a temporary steering committee to map out an active pro-

(Continued on Page 4)

SPG, Producers Resume Pact Negotiations Today

Screen Publicists Guild of New York resumes negotiations with producers today. New phase of the confabs has narrowed down to where five of the companies. Loew's, Paramount, Columbia, Universal and

(Continued on Page 7)

NEW SKOURAS PACTS SIGNED

10-Year Contracts for Both Spyros and Charles

Spyros Skouras, National Theaters president, and Charles Skouras, head of Fox West Coast circuit, a NT subsidiary, have inked new 10-year contracts with the company to run until 1951.

SPYROS SKOURAS

Deal cancels out contract which was to have expired in 1945. Agreement on contract was only reached last week when Charles Skouras was here from the Coast. Both of the brothers have been with the company since 1931.

Charge Agfa-Farben Deal to Split Mart

A Federal Grand Jury on Friday handed up an indictment charging the violation of the anti-trust act on the part of General Aniline and Film

(Continued on Page 8)

Half of Directors' Votes In Without Single Dissent, Ed Kuykendall Discloses

Having polled all of MPTOA's 27 directors for their reaction to, and their approval of, the industry's unity plan, Ed Kuykendall, president, has received replies from approximately one-half of the board members without a dissenting vote.

Kuykendall said in New York Friday that all directors who replied to the poll concurred with all of the five points embodied in the program and that he did not expect any opposition to the plan from the balance of the directors.

Most of those who have expressed themselves are large circuit operators or executives of affiliated cir-

(Continued on Page 7)

Portland Clearance Situation Revamped

A revamping of the clearance situation in Portland, Ore., has resulted from a consent award in the case filed by Graeper's Egyptian Theater. This case had been withdrawn by

(Continued on Page 6)

Cost-of-Living Bonus Plus For Para. H. O. Employes

Paramount home office employes on Friday received cash Christmas presents in their salary envelopes. A cost-of-living bonus was distributed

(Continued on Page 8)

2,500 Pledge Polio Drive Aid

March of Dimes Campaign Gets Quick Co-op

Approximately 2,500 film theaters have already enrolled for the film industry's drive to help the March of Dimes Jan. 22-28, it was learned at the week-end as Nicholas M. Schenck, national chairman, addressed an appeal to every exhib. in the U. S. to participate in the fight on infantile paralysis.

Oscar A. Doob, national publicity director for the industry's cam-

(Continued on Page 7)

Urges Industry to Back Own Judgment on Films

Quincy Howe, recently elected president of the National Board of Review of Motion Pictures, in a statement made public at the week-end called on the industry and the MPPDA to back up their judgment when pictures passed by the Code

(Continued on Page 4)

Prop Fireplace Too Real; Result, Fire

Detroit—Manager of a Butterfield Circuit house at Three Rivers discovered that theatrical illusion should not be too perfect. He had a prop fireplace as part of the decorations in the lobby for Christmas, all made out of paper. One patron took it for the real thing, and emptied his pipe.

The fire department removed the remainder of the decorations.

THE NEWSPAPER OF FILMDOM — THE Film DAILY — ALL THE NEWS ALL THE TIME

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JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(December 19)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	....	....	....	.....
Col. Picts. vtc. (2½%)	5¼	5⅛	5¼	+ ¼
Columbia Picts. pfd.	....	....	....	.....
Con. Fm. Ind.	9-16	9-16	9-16	.....
Con. Fm. Ind. pfd.	7½	7½	7½	+ ⅛
East. Kodak	133	131½	132	+ ½
do pfd.	....	....	....	.....
Gen. Th. Eq.	10¾	10⅜	10½	— ⅛
Loew's, Inc.	....	....	....	.....
do pfd.	....	....	....	.....
Paramount	13¾	13½	13¾	+ ¼
Paramount 1st pfd.	106½	106½	106½	+ 1
Paramount 2nd pfd.	12⅜	12⅛	12¼	+ ⅛
RKO	2⅛	2⅛	2⅛	.....
RKO $6 pfd.	7⅝	7	7¼	+ ⅜
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5⅛	5	5	.....
do pfd.	70	70	70	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	....	....	....	.....
Par. B'way 3s55	56	56	56	+ 1
Para. Picts. deb. 4s56	99¾	99¾	99¾	.....
Warner Bros.' dbs. 6s48	....	....	....	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	⅛	⅛	⅛	.....
Sonotone Corp.	....	....	....	.....
Technicolor	6⅞	6⅝	6⅝	— ¼
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	....	....	....	.....
Universal Picts.	....	....	....	.....

So. Calif. ITOA to Make Survey of War's Effects

West Coast Bureau of THE FILM DAILY

Hollywood — ITOA of Southern California and Arizona has appointed a committee to make a survey of detrimental effects to independent theater owners in Southern California caused by the war.

The board of directors of ITOA also adopted a resolution calling upon all exhibitors in Southern California to give full co-operation to the greater Los Angeles Theater Defense Bureau.

The Broadway Parade

Picture and Distributor	Theater
Dumbo (RKO Radio Pictures—Walt Disney)—9th week	Broadway
How Green Was My Valley (Twentieth Century-Fox)—8th week	Rivoli
Forgotten Village (Mayer & Burstyn)—6th week	Belmont
Keep 'Em Flying (Universal Pictures)—4th week	Criterion
Laburnum Grove (Anglo-Film)—4th week (a)	World
They Met on Skiis (Fortune Films)—2nd week (a-b)	World
Kathleen (Metro-Goldwyn-Mayer Pictures)	Capitol
H. M. Pulham, Esq. (Metro-Goldwyn-Mayer Pictures)	Music Hall
Birth of the Blues (Paramount Pictures)—2nd week	Paramount
Blues in the Night (Warner Bros. Pictures)—2nd week	Strand
Confirm or Deny (Twentieth Century-Fox)	Roxy
The Night of January 16 (Paramount Pictures)	Loew's State
No Hands on the Clock (Paramount Pictures)	Globe
The Wolf Man (Universal Pictures)	Rialto
Suspicion (RKO Radio Pictures) (a-b)	Palace
The Royal Mounted Patrol (Columbia Pictures) (a)	New York
Blonde Comedy (Producers Releasing Corp.) (a)	New York

♦ FOREIGN LANGUAGE FEATURES ♦

Picture and Distributor	Theater
The Girl from Leningrad (Artkino Films)	Stanley
Carmen (Trio Films) (a)	5th Ave. Playhouse
The Blood of a Poet (Trio Films) (a)	5th Ave. Playhouse

♦ FUTURE OPENINGS . ♦

Picture and Distributor	Theater
Shanghai Gesture (United Artists-Arnold Presburger)—Dec. 25	Astor
Hellzapoppin (Universal Pictures)—Dec. 25	Rivoli
You're in the Army Now (Warner Bros. Pictures)—Dec. 25	Strand
Sundown (United Artists-Walter Wanger)—Dec. 25	Criterion
Bahama Passage (Paramount Pictures)—Dec. 25	Loew's State
Remember the Day (Twentieth Century-Fox Films)—Dec. 25	Roxy
Louisiana Purchase (Paramount Pictures)—Dec. 31	Paramount
Babes on Broadway (Metro-Goldwyn-Mayer Pictures)—Dec. 31	Music Hall
Unholy Partners (Metro-Goldwyn-Mayer Pictures)—Dec. 27	Globe
Two-Faced Woman (Metro-Goldwyn-Mayer Pictures)—Dec. 31	Capitol
All That Maney Can Buy (RKO Radio Pictures)—Dec. 24 (a-b)	Palace
Look Who's Laughing (RKO Radio Pictures)—Dec. 24 (a)	Palace
Forbidden Trail (Monogram Pictures)—Dec. 23 (a)	New York
Billy the Kid's Roundup (Producers Releasing Corp.) (a)	New York
Servant's Entrance (Scandia Films)—Dec. 27	48th St. Theater

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

Children's Matinees Will Spur Defense Stamp Sales

Cleveland—All local exhibs. are being lined up for special children's matinees during the Christmas holidays to further the sale of Defense Savings Stamps.

Plan sponsored by M. B. Horwitz, general manager of the Washington circuit in co-operation with John McSweeney, Ohio state administrator of defense stamps and bonds, provides for the sale of 10-cent savings stamps to children by house cashiers. Children will show the stamps to doormen in lieu of tickets at the special shows.

Exchanges will supply free films for the programs. Projectionists have agreed to donate their services. There will be no tax levied for the stamp matinees.

Loew's and Local 109 in Agreement on Eligibility

Loew's and Screen Office and Professional Employes Guild. Local 109 at a meeting before a Government examiner at the National Labor Relations Board reached complete agreement on Loew's employes' eligibility. Early harmony saves many weeks of deliberation and means a NLRB election will probably be held early next month, it was said.

Callaway Resigns Post As WB L. A. Branch Head

W. E. Callaway, manager of Warners Los Angeles branch office, has resigned.

Adjourn Anti-Five Trial In St. Paul Until Jan. 7

St. Paul — Trial of Paramount, RKO and 20th-Fox in Ramsey district court on charges they violated the new Minnesota anti-blocks-of-five law by selling pictures in blocks-of-five, was adjourned to Jan. 7, after Neil F. Agnew, vice-president of Paramount had testified for the defense.

Agnew gave evidence to show the reaction of picture patrons is such that few companies or officials can predict whether films will make or lose money.

"There are so many intangible elements in the business," he testified, "that it is difficult to lay down any hard and fast rules of conduct or of production or distribution."

RKO to Tradeshow Fourth Block-of-Five Jan. 5-8

RKO's schedule of trade screenings for the fourth block of five was announced Friday by Andy W. Smith, sales manager. The titles are "Joan of Paris," "Sing Your Worries Away," "Call Out the Marines," "Mexican Spitfire at Sea" and "Valley of the Sun." They will be shown in the various exchanges Jan. 5-8.

Dunn Safe In Shanghai

Harold Dunn, Far Eastern supervisor for Warners, has advised the home office that he is in Shanghai. Dunn's whereabouts were not known when the war started and at that time it was believed he was in Tokio.

COMING and GOING

JOSEPH H. MOSKOWITZ arrives from Hollywood today after studio conferences with Darryl F. Zanuck and Joseph M. Schenck.

GRADWELL L. SEARS, EDWARD C. RAFTERY and **ARTHUR W. KELLY** returned yesterday from the Coast.

ARNOLD PRESSBURGER, producer of "The Shanghai Gesture," and **JOSEF VON STERNBERG**, director, arrive tomorrow from Hollywood and will attend the press preview at night.

RAYMOND MASSEY arrived yesterday from Hollywood.

SAM WOOD, director, arrives aboard the Twentieth Century this morning

WILLIAM A. SCULLY, Universal's general sales manager, is in Florida for deals with the Sparks and Wometco circuits. He leaves for the studio after his trip is completed.

Para. to Start 16 Films Between Jan. 15-March 1

West Coast Bureau of THE FILM DAILY

Hollywood—Paramount will start camera work on 16 new pictures between Jan. 15 and Mar. 1. Studio currently has six important pictures in work, all of which will continue into January.

The next group of productions to be filmed will include "Road to Morocco," "Texas Guinan," "Channel Port," "Happy Go Lucky," "Red Harvest," "Wake Island," "Mrs. Wiggs of the Cabbage Patch," "You Go Your Way," "The Forest Rangers," "I Married a Witch," "The Black Curtain," "Silver Queen," "Washington Escapade," "Henry Aldrich, Editor," "Listening Post" and "Wildcat."

"Bugle Sounds" in Louisville

M-G-M's "The Bugle Sounds," will have its world premiere the night of Jan. 14 at Loew's Theater, Louisville.

NEW YORK THEATERS

RADIO CITY MUSIC HALL
"H. M. PULHAM, ESQ."
An M-G-M Picture with
HEDY LAMARR ● ROBT. YOUNG
RUTH HUSSEY
With the Music Hall's
Great Christmas Stage Show
1st Mezzanine Seats Reserved. Circle 6-4600

DON AMECHE—JOAN BENNETT
"CONFIRM OR DENY"
with
Roddy McDowall
PLUS A BIG STAGE SHOW
ROXY
7th AVENUE 50th STREET

RKO PALACE B'WAY & 47th St.
CARY GRANT—JOAN FONTAINE
in
"SUSPICION"

"PACIFIC BLACKOUT"

~~[illegible]~~

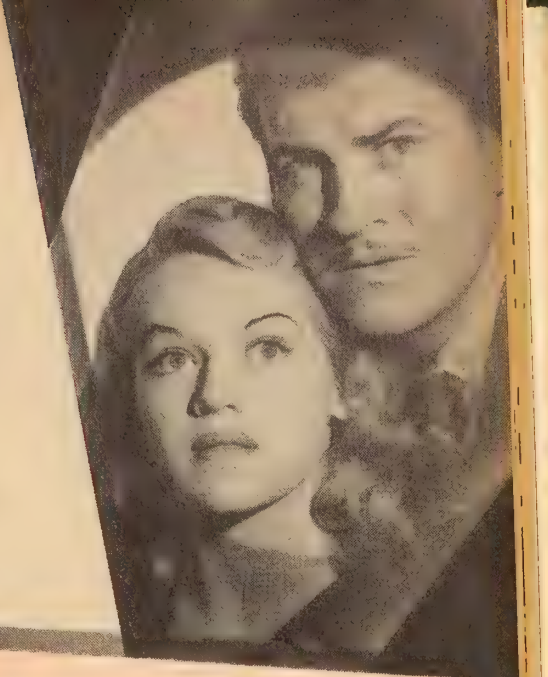
Sold: Third Block

Release: ~~[illegible]~~ JAN. 2

[illegible] O'DRISCOLL. DIRECTOR: RALPH MURPHY

[illegible] was inspired by the Seattle blackout which was [illegible] in script form, "PACIFIC BLACKOUT." Title [illegible] because of fear original title might [illegible] alarming."

[illegible] of thrills and excitement during West Coast [illegible] seizing the panic as opportunity to [illegible] call it "solid entertainment [illegible] "standout melodrama... [illegible]); "admirably [illegible]



INTER-COMMUNICATION

To ALL SALES DIVISION From NEIL F. AGNEW Home Office or Exchange ______ Date DEC. 18, 1941

RE: IMPORTANT CHANGES IN TITLE, RELEASE DATE, AND SELLING PLAN FOR ATTACHED!

OUTBREAK OF WAR, PLUS REAL BLACKOUTS ALONG THE PACIFIC COAST, MAKE THIS PICTURE TOO HOT TO HOLD. ORIGINAL TITLE NO LONGER "TOO ALARMING"--IT'S FACT, HEADLINED RIGHT NOW!

REVERT TO "PACIFIC BLACKOUT" TITLE AS ORIGINALLY PLANNED. SCHEDULE FOR RELEASE ON JANUARY 2, AND LET THE BOYS HAVE IT WHILE IT'S HOTTEST. LET PRESENT PARAMOUNT CUSTOMERS PLAY IT AND SETTLE TERMS WHEN THE THIRD BLOCK IS NEGOTIATED FOR. MAKE IT AVAILABLE TO THOSE NOT AT PRESENT PARAMOUNT CUSTOMERS, AND SELL IT INDIVIDUALLY!

Neil Agnew

A Showmanship Knockout!

"PACIFIC BLACKOUT"

A PARAMOUNT PICTURE with **ROBERT PRESTON**

MARTHA O'DRISCOLL · Philip Merivale · Eva Gabor ·

Directed by Ralph Murphy · Screen Play by Lester Cole and W. P. Lipscomb · Based on a story by Franz Spencer and Curt Siodmak

Paramount Pictures

Emergency Defense Org. Gets Under Way

(Continued from Page 1)

gram for participation in the defense program.

Members of the committee headed by Joseph Gould, SPG chairman are: Jonas Rosenfield, Jr., SPG; Paul Lazarus, Jr., Ampa; Maurice Kann, trade press; Sal Scoppa, Local 52, Motion Picture Studio Mechanics; and David Golden, Screen Office and Professional Employes Guild, Local 109.

Striking the keynote on how the organizations represented can join in the war effort, Francis S. Harmon, executive vice-chairman of the War Activities Committee stated the industry must continue to service country in civilian and military morale through wholesome entertainment.

Other speakers were Garson Kanin, film consultant of the Office of Emergency Management, who stressed the need of more full-length pictures that will depict the issues of the day in a fresh and entertaining manner; Eugene Plishet, assistant to Bob Weitman of the Paramount, who outlined the function of the theater as a means of air raid protection; and Capt. John W. Green, radio relations officer and aide to the commanding officer of the New York State Guard, who described the problems of the Guard and made a plea for assistance in publicizing the functions of the Home Guard.

Organizations represented included: SPG; Ampa; SOPEG; Local 306, Moving Picture Operators' Union; Association of Documentary Film Producers; Local 702, Lab Technicians; Local B51, Film Exchange Employes' Union; Local 52, Motion Picture Studio Mechanics; New York University Film Library; Municipal Service Commission; and MPTOA.

First-Runs for Mayfair

Baltimore—The Mayfair, city's newest downtown house, will adopt a first-run policy Wednesday. First attraction will be "Forty Thousand Horsemen," Australian feature.

DEC. 22

Earl W. Wingart L. J. Bamberger

▼ ▼ ▼

Exhibitor Profiles: Gus S. Eyssell

● ● ● ONE day in 1918, a lad out in Kansas City, Mo., decided to go to the movies......That was the year Elsie Ferguson, Marguerite Clark, William S. Hart, Mary Miles Minter, Alice Brady, Eugene O'Brien, Madge Kennedy, and legions of other luminaries were flashing their histrionics on the screen......But it was not to see these or any other celluloid idols of the day which brought the lad to the Isis Theater...... He walked right past the ticket window, and applied for a job...... It was Horatio Alger stuff, for the lad was concurrently going to the city's Central High School......Singularly, he got the job, but the latter was decidedly plural in that, as general assistant to the manager, his chores included keeping books, writing newspaper ads, carrying film, serving now and then in the box-office, erecting lobby displays, selling ad space in the program distributed to patrons, and, betimes relieving the projectionist......All this and school work, too!......

▼ ▼ ▼

● ● ● *THERE is no record as to what Gus S. Eyssell did in his spare time......But he was going places,—the next stop being the Newman Theater, a downtown stand, where he served as treasurer under his boss, Frank L. Newman......1922 found him managing the Royal Theater, and the following year managed the Newman......Then heeded in 1925 the wee sma' voice of Horace Greeley and headed for Los Angeles where he managed Paramount's Million Dollar Theater, venue of big pix and big premieres......Call to the Coast came about actually because the Para. forces had bought the Newman chain, and the new owners perceived that young Mister Eyssell was gilt-edge executive material......1927, switched over to managership of the Metropolitan, now the Paramount Theater...... His tenure in Los Angeles concluded via supervision, 1920-30, of the United Artists Theater......*

▼ ▼ ▼

● ● ● SO brilliantly had he applied himself on all these assignments that the Paramount-Publix solons decided to give him the job as their district manager of theaters in Dallas, Houston, and San Antonio, with the first named city his headquarters......Onward rolled the Eyssell "chariot," this time to New York where in 1931 he became city manager for New York Paramount, Brooklyn Paramount, Rivoli and Rialto Theaters under Milton Feld......Then Radio City Music Hall opened......Probing around for a managerial "ace," the powers-that-be beckoned Eyssell, who took the assistant managing director chair in January 1933, some two weeks after the giant playhouse debuted. ......His true title is secretary and assistant managing director of Radio City Music Hall Corp.......

▼ ▼ ▼

● ● ● *IMMENSELY versatile and astonishingly gifted in all phases of modern theater operation, he fills the role of Marshal Ney to his immediate leader, W. G. Van Schmus, Napoleon of the Music Hall......Is one of the best-liked personages in filmland......His gracious, flawless manners, coupled with intense humanness, diplomacy, and interest in people, eminently fit him for his lofty and exacting duties......Is one of filmland's most eligible bachelors......Appeared far more like a Sultan when he disembarked from the Ile de France in 1937 with the 46 Rockettes booked to dance at the Paris Exposition. ......The romantic Frenchmen were reportedly green with envy at the spectacle of "Half-Hundred Girls and a Man"......Historians may well record this as the first major blow to France's male morale.*

« « « » » »

Urges Industry Back Own Film Judgment

(Continued from Page 1)

Administration are attacked, especially when the attack comes from public officials.

Howe's statement resulted from the controversy over the Metro Garbo feature, "Two-Faced Wo[illegible]," which was under fire in Provi[illegible]e and Boston. Commented Howe:

"If any public official believes that a film violates the laws of obscenity, he always has recourse to the courts, but any other interference on the part of public authorities constitutes censorship. The motion picture industry and the Hays organization can, of course, go much further. They can censor their own product in the interests of good taste, public morals, popular approval, or anything else. This is a free country and the motion picture industry is free to produce or not to produce pictures as it sees fit.

"But once a big company has issued a picture and once the Hays organization has passed that picture, it then becomes the duty of the industry and the organization to back up its own judgment, especially if a public official censors a picture as officials in Providence and Boston censored 'Two-Faced Woman.'

"In such instances the motion picture company, the motion picture exhibitor, and the Hays organization should challenge in the courts the right of public officials to overstep their proper functions. The National Board of Review urges that responsible leaders of the motion picture industry draw these conclusions from what happened to 'Two-Faced Woman.'"

Brown on "The Pioneers"

West Coast Bureau of THE FILM DAILY

Hollywood—Columbia has assigned Harry Joe Brown to produce "The Pioneers" from the late Courtney Riley Cooper's last novel.

TO THE COLORS!

Quantico, Va.—U. S. Marine Corps orders disclose the promotion of William A. Halpern from second to first lieutenant in the Photographic Section. Halpern, a film industry vet., for some time has been engaged in the making of training pix for the Marines.

Wilmington, Del. — Scott Maule, projectionist, Rialto Theater, is enlisting in the Army Air Corps. A. J. Belair, owner-manager, and the house staff tender him a farewell party tonight.

Leonard Tobias, son of Lester Tobias of Price Premiums, has joined the Air Corps on the West Coast.

Emanuel Reuben of Loew's home office purchasing department has enlisted and leaves today to join the Army.

WHO?

Who Killed Elliott Carter, blackmailing publisher of Society Spotlight?

Who Killed Otto Strucker to save the reputation of a glamorous actress?

Who Killed beautiful Joyce Belmont the toast of Broadway?

MR. DISTRICT ATTORNEY
IN THE
CARTER CASE

JAMES ELLISON
VIRGINIA GILMORE
FRANKLIN PANGBORN
PAUL HARVEY · LYNNE CARVER
SPENCER CHARTERS

BERNARD VORHAUS, Director

Original screen play by Sidney Sheldon and Ben Roberts

Based on the Phillips H. Lord Radio Program, "MR. DISTRICT ATTORNEY"

A Republic PICTURE

Buy U. S. Defense Bonds

Portland Clearance Situation Revamped

(*Continued from Page* 1)

mutual consent of all parties and then re-opened at the request of Warner Bros., one of the defendants. Other defendants were Paramount and RKO.

Complainant protested against the policy of having to follow first-run by 91 days and asked that the clearance be cut to 45 days.

Under the new set-up, features licensed by those three companies in Portland shall be available for second-run not more than 42 days after the close of first-run, or the close of the third week of first-run, whichever closing date is earlier. Product for third-run shall be available not more than 14 days after second-run, the latter having 14 days to play and clear. The same clearance shall apply between fourth-run and second-run.

Fourth-run is to have seven days clearance over fifth-run, fourth-run having seven days to play and clear provided the award shall not apply to any feature, first-run of which has been completed prior to the date of the award.

Beacon, Pittsburgh, Case Decision Within 30 Days

Pittsburgh — Testimony in the "better-run" arbitration case of David N. Green, operator of the Beacon Theater here, against Paramount, 20th Century-Fox, Loew's, Inc., United Artists, RKO Radio Pictures, Vitagraph, Inc., and Warner Bros. theaters. was concluded Wednesday.

Arbitrator Samuel W. Pringle advised he would hand down a decision within 30 days.

Vitagraph and Warner Bros. Theaters were represented by J. Berkowitz and 20th Century-Fox by Felix A. Jenkins.

Pizor and Coane Withdraw Phoenixville, Pa., Squawk

Lewen Pizor and Herman Coane, operating the Colonial Theater, Phoenixville, Pa., have withdrawn their clearance complaint against the five consenting companies. Details of a settlement were not available.

Hear Asthon Complaint In New Orleans Today

New Orleans—Hearing on the Asthon Theater complaint for equal clearance with the United Theater chain has been set for today.

Savoy, Jamaica, Complaint Names RKO, Para., 20th-Fox

The Coy Operating Co., operators of the Savoy Theater, Jamaica, L. I., has filed a demand for arbitration involving designated run and naming RKO, 20th Century-Fox and Paramount.

Complainant charges that RKO and 20th-Fox have refused to license the Savoy for second-run, giving the product instead to Skouras' Jamaica Theater. Paramount, it is charged, refuses to sell second-run to the Savoy, favoring Loew's Hillside. Complainant seeks an award which will give it second-run from those companies.

☆ REVIEWS OF THE NEW FILMS ☆

"Mr. District Attorney in the Carter Case"

with James Ellison, Virginia Gilmore, Franklin Pangborn

Republic 68 Mins.

COMEDY CRIME YARN SHAPES UP AS ORDINARY PROGRAM ATTRACTION.

Based on the Phillips H. Lord radio program, "Mr. District Attorney," this comedy crime yarn in its more credible moments manages to furnish some entertainment but film goes off the beam too often. Longish title will not prove any help either.

Film's main fault lies in weakness of script. Antics of John Ellison and pretty Virginia Gilmore in the leads, however, are largely responsible for making film passable entertainment. Ellison handles assistant district attorney role and light comedy in easy manner while Miss Gilmore portrays the girl reporter in love with the assistant district attorney in capable style.

Tale is about a society man blamed for murder of a magazine publisher. Only persistent efforts of girl reporter keeps case from being closed. During musical number, wife of the accused is killed by bow and arrow in theater. Finale is one of the weirdest chases ever concocted. It ends up with Ellison and Miss Gilmore whirling down a steep hill on an ambulance bed that has wheels. The murderer is caught, naturally.

Substantial support is offered by Franklin Pangborn, who surprisingly enough is the killer, Paul Harvey, Lynne Carver, Spencer Charters and Doug Fowley.

While direction maintains tempo, it is unable to cope with script deficiencies.

CAST: James Ellison, Virginia Gilmore, Franklin Pangborn, Paul Harvey, Lynne Carter, Spencer Charters, Douglas Fowley, John Eldredge, Eddie Acuff, John Sheehan, Bradley Page.

CREDITS: Associate Producer, Leonard Fields; Director, Bernard Vorhaus; Screenplay, Sidney Sheldon and Ben Roberts; Cameraman, John Alton; Film Editor, Edward Mann.

DIRECTION, Routine. PHOTOGRAPHY, Good.

First Kyser Pic for State

"Playmates," third of RKO's Kay Kyser starrers, will have its Broadway premiere on Christmas Day at Loew's State. It's the first time that State has played a Kyser picture.

Zanders Opens Grant House

Grant, Mich. — Phil Zanders has opened the Grant Theater, 400 seater.

File Briefs in Oriental Alcyon Arbitration Case

Chicago—Rosenberg, Stein & Rosenberg, attorneys for Sam Meyers' theater circuit, filed a brief Friday to dismiss Meyers' circuit from the Pearl Alcyon Theater arbitration case. Chapman & Cutler filed brief today for the Oriental theater in that arbitration case.

"West of Cimarron"

with The Three Mesquiteers, Lois Collier

Republic 56 Mins.

SUBSTANTIAL WESTERN WITH THE EMPHASIS ON THE ACTION AND HARD RIDING.

The Three Mesquiteers ride high, wide and handsome in their latest adventure tale. Not much concern is paid to the yarn but Director Les Orlebeck has concentrated on the action phases to carry the film along in an effective manner.

Story has The Three Mesquiteers arriving in Texas shortly after the Civil War. Commander of local army post is unaware of fact that his civilian aide is a crook and that one of the chief officers is responsible for robbing and murdering of the ranchers.

Leader of the ranchers holding out are old friends of two of the Mesquiteers. It takes some convincing for the Mesquiteers to show they are really helping the ranchers. After the commander is shot in the back, considerable shooting goes on until The Three Mesquiteers subdue the villains.

Bob Steele and Tom Tyler adequately supply the action for the triumvirate with Rufe Davis furnishing the laughs. Lois Collier, James Bush, Guy Usher, Hugh Prosser offer capable support. Direction has good pace and action is well photographed.

CAST: Bob Steele, Tom Tyler, Rufe Davis, Lois Collier, James Bush, Guy Usher, Hugh Prosser, Cordell Hickman, Roy Barcroft, Budd Buster, Mickey Rentschler, Cactus Mack.

CREDITS: Associate Producer, Louis Gray; Director, Les Orlebeck; Screenplay, Albert DeMond and Don Ryan; Cameraman, Ernest Miller; Film Editor, Howard O'Neill.

DIRECTION, Average. PHOTOGRAPHY, Good.

☆ SHORTS ☆

"Blacksmith Dentist"

Universal 9 mins.

Interesting Footage

Audiences will find this an interesting nine minutes, during which several unusual sequences are shown, headed by the Montana blacksmith who forges steel teeth for human mouths, and even uses them himself to eat with. Further, he is amazingly skilled in making metal objects of various kinds. Second scene is of the miniature furniture fashioned by a Pennsylvania woman who turned this hobby into a paying business. This is followed by the gadget-making hermit who lives in a trailer and whose locks are as long as those of a House of David baseball player. Other oddities consist of the backyard roller coaster a little girl has in Pennsylvania; a top-flight flower manufactory in Rhode Island where the artificial blooms go Nature one better by having permanency; and the goofy walking machine contrived by a New Jersey gent.

☆ SHORTS ☆

"How War Came"

Columbia 8½ mins.

Animated History

Despite narration by the popular Raymond Gram Swing and adequate animated illustrations, this subject suffers because the period covered is too recent to need reviewing. Reel goes back to the Japanese invasion of Manchuria and shows how that incident inspired Italy to take over Ethopia and Germany to gobble up Austria and Czechoslovakia. Film is identified as the second in a series although an earlier subject covered events that took place as this one leaves off.

"War Clouds in the Pacific"

M-G-M 20 mins.

Background Stuff

Two-reeler compiled by the Canadian government provides a fairly comprehensive background to the present struggle in the Far East. Most interesting feature of the material gathered is the part played by the U. S. and Canadian governments in defending the vast areas of the Northwest which extend to Alaska. Another item worthy of mention is the clips showing the German influence in Japanese diplomatic circles. Comments about Pearl Harbor and other parts of the combat area have largely been cancelled out by subsequent events.

THE WEEK IN REVIEW

Films Doing War Bit

(*Continued from Page* 1)

Government's delay in answering interrogatories, to prepare its case.

* * *

MISCELLANY: At Coast meeting of UA owners and officials it was determined that the owners should adopt a "hands off" policy regarding distribution, devoting their attention to production only. Prexy Edward C. Raftery was elected board chairman. . . . In what Prexy George J. Schaefer called a move to "streamline" the company, Malcolm Kingsberg was placed in charge of all RKO theater activities. . . . Universal will stay on the unity plan sidelines, cheering on those actively participating, Charles Prutzman, counsel, stated. Unity plan's ratification is before the MPTOA board. . . . Francis S. Harmon will quit the Hays organization for a full-time executive post with the War Activities Committee — Motion Picture Industry (new name for the M. P. Committee Co-operating for National Defense). . . . Theater construction of $2,079,164. . . . Sam Shirley resumes as Metro's district manager in Chicago.

2,500 Houses Pledge Polio Drive Support

(Continued from Page 1)

paign, presided at a meeting of trade press reps. at the Hotel Astor Friday in connection with the drive. Harry Brandt, a co-chairman with Schenck, also outlined plans for the industry's participation. John Shubert attended as the representative of New York legit. theaters which will join in the campaign.

Schenck's appeal stressed the committee's hope that at least 10,000 theaters will sign the pledge to give active co-operation. The statement continued:

"Really, not too much is asked of us. We are merely asked to take collections in our theater lobbies during the week of Jan. 22-28.

"If we do that with the proper organization and enough enthusiasm, we can make a worthwhile industry contribution to the good cause.

"It is the hope of your committee that our industry will stand in the front rank and make our President proud of our group of workers.

"I will appreciate hearing from every theater as to your plans for the 1942 March of Dimes."

Carter Barron, D. C. drive chairman, advised Schenck Friday that he hoped to be the first to send in 100 per cent pledges; Barron expects to line up 60 theaters.

SPG, Producers Resume Pact Negotiations Today

(Continued from Page 1)

RKO, have signified a willingness to talk business on the signing of a union contract. The five companies have designated a committee of three to meet with the publicists.

Australia to Get Revised Version of Garbo's Film

A revised version of M-G-M's "Two-Faced Woman" will be sent to Australia. Picture in its original form was banned in that country last week.

STORKS!

The new arrival at the home of Mr. and Mrs. Martin Levine was a 6½-pound boy and not a girl as erroneously announced. He will answer to the name of Lawrence Edward. Mrs. Levine is the daughter of William Brandt.

Alma, Neb.—Paul Haecker, exhibitor here, is the father of an 8½-pound boy.

West Coast Bureau of THE FILM DAILY

Hollywood — The Tay Garnetts have a new son. Mother is the former English actress, Helen Moray.

C'est La Guerre!

Ware, Mass. — Bernard J. Satz, manager of the local movie theater, has announced that starting immediately he will accept from children for admission to matinees on Saturdays, a 10-cent Defense Savings Stamp, plus the Federal one-cent tax. Plan is designed to interest youngsters in buying Defense Stamps.

Northampton, Mass. — Preparations for assisting in bolstering civilian morale in the event of aerial attack by remaining open for business, are being made by local movie houses. Special asbestos curtains to shut off light to the outside are being installed in both the Calvin and Plaza Theaters, and sandbags are being placed on the roof of the Calvin to combat incendiary bombs.

Springfield, Mass.—Plans are being formulated for the training of personnel of Western Massachusetts Theaters, Inc., to cope with war emergency duties, Nathan E. Goldstein, president, announces.

Boston — The Boston Chamber of Commerce has petitioned for a return to daylight saving law for the duration of the war.

West Coast Bureau of THE FILM DAILY

Hollywood — Republic will make "Interceptor Command" with Leonard Fields as producer.

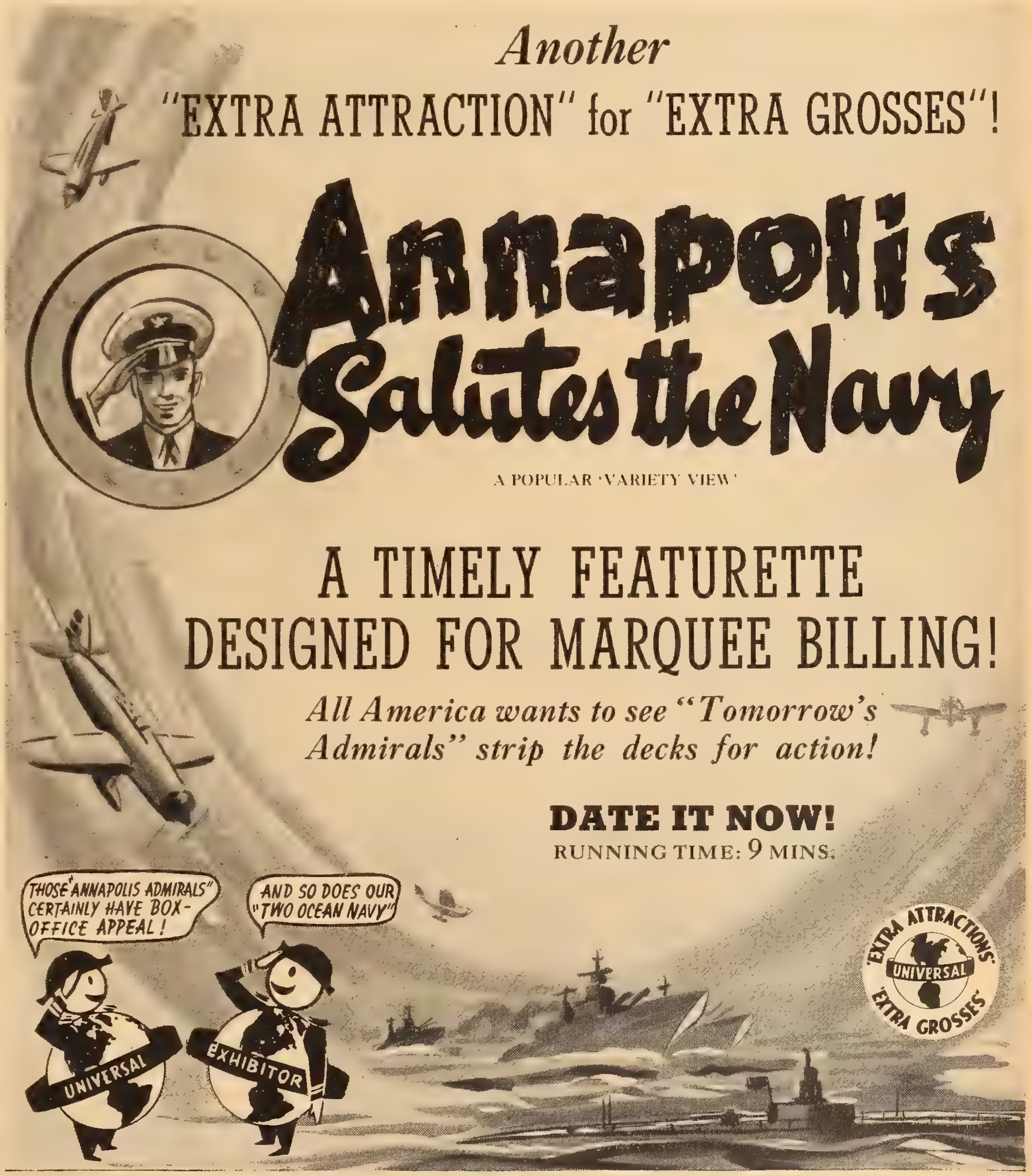
MPTOA Board Okay On Unity Plan Seen

(Continued from Page 1)

cuits, which indicates that all types of exhibitors are in favor of the unity plan, inasmuch as independent interests already have registered their favor.

Kuykendall said he was confident that all of his directors would okay the plan and that they would give their support when called upon. He said he was hopeful for complete success of the proposals.

Meanwhile, Jack Kirsch, chairman of the Motion Picture Industry Conference Committee, is urging activity by the groups within the committee so that a meeting can be called as soon after Jan. 1 as possible.



Another
"EXTRA ATTRACTION" for "EXTRA GROSSES"!

Annapolis Salutes the Navy
A POPULAR 'VARIETY VIEW'

A TIMELY FEATURETTE
DESIGNED FOR MARQUEE BILLING!

All America wants to see "Tomorrow's Admirals" strip the decks for action!

DATE IT NOW!
RUNNING TIME: 9 MINS.

THOSE "ANNAPOLIS ADMIRALS" CERTAINLY HAVE BOX-OFFICE APPEAL!
AND SO DOES OUR "TWO OCEAN NAVY"
UNIVERSAL
EXHIBITOR
'EXTRA ATTRACTIONS' UNIVERSAL 'EXTRA GROSSES'

M P PROD DIST
21ST FL
28 W 44TH ST
N Y C

Expect N. Y. Film Bills to Reappear

(*Continued from Page 1*)

lems to be dealt with is an equalization of tax on films reviewed by the Motion Picture Division. Late during the 1941 session, a bill was introduced by Sen. William Bewley of Lockport, chairman of Taxation, to raise the impost on 16 mm. film to $6 per reel on original film and $4 on copies thereof; 35 mm. is, of course, subject to $3 and $2 tax per reel on originals and copies. This is because 16 mm. full-length features require practically twice as much work in review as 35 mm. and the equalization will produce more revenue for state outlay.

After passing the Senate and moving to third reading in the Assembly, the bill was put over on the last night in 1941 due to a small defect, it being too late to amend the measure. Backed both by the State Education Department and ways and means legislators in both houses, the bill is regarded as likely to be passed in the next session.

Censorship May Be Issue

Also certain to be debated is a change in the powers of state censorship, due to wartime conditions. Section 1082, Education Law, now does not permit the censor to review or ban newsreels and the Nazi propaganda film "Sieg Im Westen" (Victory in the West) was shown in several theaters throughout the state because the censor lacked power to call it for review. Legislative action to tighten loopholes has been discussed by several members of the 1942 legislature.

Bills calling for uniform civilian observance of blackouts and air raids are certain to be introduced and it is easy to see that theaters and all places of public assembly may be affected somewhat in this respect.

Due again for consideration is the problem of children under 16 performing in theaters, radio stations, etc., with the express authority of school boards.

The old theater bills concerning prevention of sale of tickets when seats are not available and providing for more matrons for children are expected to gain new impetus due to wartime conditions.

Slight Chance of Circuit Tax

Proposals for tax on circuits, generally incorporated in a bill aimed principally at chain stores, will undoubtedly arise again but have little chance of consideration unless tremendous new imposts are needed for state redemption of the war effort.

IATSE is expected to continue its fight for the two men in a booth bill for cities, though the measure did not achieve a roll call last year.

A lessening of nuisance legislation is anticipated due to the war, but subjects of 16 mm. and a tightening of censorship may well highlight the film biz interest in the next legislature.

AMPP Publicists Com. To List War Workers

West Coast Bur., THE FILM DAILY

Hollywood—The AMPP Publicity Directors' committee will start immediately compiling lists of all persons engaged in war work so that official records on the industry will be available.

"WIN WAR NOW", INDUSTRY SLOGAN

"Everything Else is Chores" from Trade's Viewpoint, Declares MPPDA's President

"The motion picture industry in all its branches is enlisted for the duration," Will H. Hays, president of the MPPDA, declared following the regular quarterly meeting of the board of directors on Friday.

Hays said that the industry's slogan was "Win the war now—everything else is chores." He contended that the screen recognized its obligation to freedom and that its duty was to serve.

"In addition to direct assistance to our national Government, this means a regular flow of quality entertainment films to help maintain civilian and military morale," he said, adding that "our industry pledges this supply of entertainment as a responsibility to America."

The meeting Friday was described as routine. Attending the session were Barney Balaban, David Bernstein, E. W. Hammons, E. B. Hatrick, Austin Keough, John J. O'Connor, Charles Prutzman, George J. Schaefer, Nicholas M. Schenck, A. Schneider, W. C. Michel and Joseph H. Hazen. Hays presided.

Harry Ballance Heads Atlanta's Variety Club

Atlanta—Variety Club, here, has elected these 1942 officers:

Harry G. Ballance, 20th-Fox district manager, chief barker; E. E. Whitaker, district manager of Lucas & Jenkins Theaters, first assistant chief barker; Willis J. Davis, Lucas & Jenkins executive, second assistant chief barker; Paul Wilson, 20th-Fox Atlanta branch manager, property master, and R. B. Wilby, president of Wilby-Kincey Theaters, dough guy.

In addition to these officers the following will also serve on the board: Dave Prince, RKO; Jeff Davis, UA; Jimmy Harrison, Wilby-Kincey circuit; Sid Reams, president of Theatrical Printing Co., and Dick Ford, 20th-Fox.

New officers and directors will be installed Jan. 12.

Schaefer Heads AMPP's Foreign Dept. Committee

West Coast Bureau of THE FILM DAILY

Hollywood—Carl Schaefer of Warner Brothers has been unanimously elected chairman of the Foreign Department Committee of the AMPP succeeding Robert M. W. Vogel of Metro.

Scully Holding Fla. Meets

A series of circuit sales meetings in the South is being held by William A. Scully, Universal's vice-president and general sales manager. First two will be held with the Sparks circuit in Jacksonville and the Wometco circuit in Miami. Following the sessions, Scully will go to the Coast for product conferences.

Cost-of-Living Bonus Plus For Para. H. O. Employes

(*Continued from Page 1*)

to all workers with salaries up to and including $100 a week, the bonus being 4 per cent of present salaries retroactive to July 7.

In addition to the 4 per cent bonus, employes whose salaries do not exceed $75 a week received a week's salary up to a maximum of $50, plus their regular weekly checks.

The 4 per cent bonus was granted in view of the living costs which have gone up since mid-Summer.

A Christmas bonus will be paid to exchange employes this week.

Monogram Gives Defense Bonds and Stamps Bonus

A Christmas bonus payable in defense bonds and stamps is being paid to all Monogram home office employes and those in the New York. Philadelphia and Washington exchanges owned by Monogram. President Ray Johnston announced Friday.

"In this manner." Johnston said. "each employe will be contributing his bit toward the nation's defense."

226 "Purchase" Dates Despite Restrictions

Paramount's "Louisiana Purchase" has been booked into 226 cities during the Christmas and New Year holidays. despite the fact that it cannot be shown in any of the territories where roadshows of the Broadway stage hit are playing or will play. Picture has 87 Christmas openings and 139 New Year engagements.

L. J. Rubinstein Improving

Leon J. Rubinstein of Ruby Camera Exchange has undergone a second abdominal operation at Polyclinic Hospital, where he has been confined for the past month. His condition is satisfactory, with rapid recuperation indicated.

It's Done With Mirrors

Mirrors from the dining salon set in "The Shanghai Gesture" will decorate the lobby of the Astor Theater, Broadway, when the picture opens here Christmas morning.

Charge Agfa-Farben Deal to Split Mart

(*Continued from Page 1*)

Corp., I. G. Farbenindustrie and its officers, Ernest Schwarz, head of the Agfa-Ansco division, and Hermann and Dietrich Schmitz.

The Government claims that Farben and Agfa Ansco, which merged with General Aniline in 1939, entered into an agreement dividing the world market for photographic materials and developers. This agreement, made on March 19, 1928 gave Agfa exclusive control over the U. S. market with Farben controlling the foreign market, the Government states.

Agfa-Ansco agreed not to manufacture photographic developers but to act as sole distributing agents for Farben in the U. S. The Government charges under this arrangement free competition in the manufacture and distribution of photographic materials and developers was substantially prevented both here and abroad.

A maximum penalty of one-year imprisonment and a $5,000 fine is provided for by the Sherman anti-trust law. Indictment alleges General Aniline manufactures 15 per cent of all photographic materials sold in the U. S.

Detroit Variety Club Honors David M. Idzal

Detroit—David M. Idzal, managing director of the Fox Theater, has been elected chief barker of the Detroit Variety Club for 1942. Chosen as first and second assistant chief barkers respectively were John R. McPherson, manager of National Screen Service, and Earl J. Hudson, president of United Detroit Theaters.

Re-elected were David Newman. theatrical attorney, as property master, and John L. Saxe, treasurer of Monogram Pictures, as dough guy. Both have served since the founding of the local tent.

Thornton Hospitalized

Chicago—Hugh Thornton, managing director of Warners' Metropolitan theater, has been hospitalized at the Provident hospital following heart attack.

First Arbitrator To Sit on Second Case

Chicago—Thomas C. McConnell, well known attorney, has the distinction of being the first arbitrator to be called upon to hear two motion picture cases. McConnell heard the Portage Theater case and has now been selected by the New York office of the AAA to act as arbitrator in the Don Theater case, Downers Grove, which will be heard today.

James A. Sprowl, attorney, has been named arbitrator of the two cases filed by Bartelstein Bros. to be heard Dec. 30.

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

VOL. 80, NO. 123 NEW YORK, TUESDAY, DECEMBER 23, 1941 TEN CENTS

CIRCUITS NOT HIT BY CLEARANCE AWARDS

Connecticut Exhibs Ask Return of Block-Booking

Opposition to Consent Decree Expressed by 98% of Indies in Poll

New Haven — Ninety-eight per cent of the independent exhibitors in the New Haven territory, replying to a questionnaire, declared that they are opposed to the consent decree and are in favor of returning to the block-booking system but with a reasonable cancellation clause.

Details of the exhibitors' reaction were sent to Abram F. Myers, general counsel of Allied, by Max-

(Continued on Page 4)

Nat'l Board Votes "Citizen Kane" Best

"Citizen Kane," Orson Welles' first production for RKO release, has been selected as the best motion picture of 1941 by the National Board of Review of Motion Pictures.

"How Green Was My Valley," adapted from Richard Llewellyn's novel by 20th-Fox, was named the second best American film, and Sam Goldwyn's "The Little Foxes,"

(Continued on Page 6)

Nick, Facing Ouster Move, Resigns From Local 143

St. Louis—John P. Nick, former first international vice-president of the IATSE, resigned his membership in Local 143, operators, following an ultimatum by the membership to get out or face ouster on charges of conduct unbecoming a

(Continued on Page 6)

"War and Peace" on '42 Korda Schedule

West Coast Bur., THE FILM DAILY

Hollywood—Alexander Korda has added Tolstoy's "War and Peace" to his 1942 production schedule, with shooting to start in the early summer. Pic will be a late 1942 release.

Wisper, Detroit Circuit Operator, Suggests Government Ban Duals as War-Time Measure

Detroit—Elimination of double features by Government edict as a war measure is advanced by Lew Wisper, of Wisper & Wetsman Theaters, largest indie Detroit circuit.

Wisper suggests that the OPM might be the proper agency to rule out duals.

Another recommendation by the local circuit execs. is that operating hours be restricted, with midnight the maximum closing hour.

Loew's May Redeem Bonds and Preferred

Wall Street tickers yesterday reported that Loew's, Inc., was completing a financing arrangement with an insurance company whereby proceeds, together with company cash, would be used to redeem outstanding $11,581,000 of 3½ per cent debentures and $13,672,200 of $6.50 no par preferred stock.

The debentures are due in 1946 and callable at 102½ up to Feb. 15,

(Continued on Page 4)

Approach of Christmas Cuts Production's Pace

West Coast Bureau of THE FILM DAILY

Hollywood — Four new pictures are scheduled to go into production this week, the drop in activity reflecting the holiday season. The line-up:

Columbia: Four shooting. Title of "Blondie Greets a Guest" has

(Continued on Page 6)

War Risk Insurance Spurs U. K. Production

Creation of Britain's war risk insurance plan has stimulated British production and studios are humming with activity, according to Isador Goldsmith, producer of "The Stars Look Down," "Hatter's Castle" and others, who arrived here via convoy from England four days ago. Goldsmith left last night for the Coast.

Under the plan, the Government reimburses the producers for any

(Continued on Page 4)

Van Wagner to Head RKO Accounting and Auditing

Unification of all accounting and auditing activities of RKO Corp. and subsidiary companies under a comptroller was approved by the RKO board yesterday and Garrett Van Wagner was appointed to the position, it was announced by George J. Schaefer, president. Both the

(Continued on Page 6)

Tax Collections Hit 10 Million

November Banner Month for Admission Levy

Washington Bureau of THE FILM DAILY

Washington—A tremendous jump in collections of admission taxes throughout the country was reported yesterday by the Bureau of Internal Revenue.

The bureau said that total admission tax collections in November amounted to $10,411,197.95 as compared with only $6,812,275 in Octo-

(Continued on Page 6)

William Cadoret Dies Suddenly in Rochester

Rochester—Stricken with a heart attack, William H. Cadoret, general manager of Monroe Amusements, Inc., for 15 years, died suddenly Sunday. Cadoret, one of the best known theater men in the East,

(Continued on Page 4)

Checkup Reveals That Cut In Clearance Has Not Harmed Circuit's Grosses

Circuits whose theaters have had their clearances cut over competing houses by arbitration awards have not suffered any loss in grosses, according to a checkup. By the same token, distributors apparently have felt little or no ill effects by the cutting of clearance schedules.

It was pointed out yesterday that better grosses have been realized when the flow of product is faster. Quicker liquidation of product by the reduction of clearance has proved

(Continued on Page 6)

MPTO of St. Louis Ratifies Unity Plan

St. Louis—Members of the MPTO of St. Louis, Eastern Mo. and Southern Ill., meeting at the Fox screening room yesterday ratified the Chicago five-point industry unity pact. The unanimous view of those present was that all elements in the in-

(Continued on Page 6)

Noles Judgment Upheld In Screen Test Action

The Appellate Division of the N. Y. Supreme Court yesterday affirmed a judgment of $1,500 granted by the City Court against Loew's, Inc., for failing to give a screen test to Con-

(Continued on Page 6)

Odlum Sees Greater Amusement Spending

"A rising national income with its increased spending power" coupled with restricted output of so-called durable goods presages increased expenditure for films, plays and other amusements, it is indicated by Floyd B. Odlum, Atlas prexy, in a year-end statement released yesterday. Odlum states that "forced savings and anti-inflation taxation may also come into play."

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FINANCIAL

(Monday, Dec. 22)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	7¼	7⅛	7⅛	.....
Col. Picts. vtc. (2½%)	5⅛	5⅛	5⅛	.....
Columbia Picts. pfd.	24½	24½	24½	+ ¾
Con. Fm. Ind.	½	⅜	⅜	— ¼
Con. Fm. Ind. pfd.	7½	7½	7½	.....
East. Kodak	133	131	131	— 1⅛
do pfd.	....	....	....	.....
Gen. Th. Eq.	10½	10¼	10¼	— ¼
Loew's, Inc.	34⅞	34⅛	34⅝	— ⅛
do pfd.	106¼	106¼	106¼	+ ¾
Paramount	13⅞	13⅝	13⅝	— ⅛
Paramount 1st pfd.	106	106	106	.....
Paramount 2nd pfd.	12⅜	12¼	12¼	.....
RKO	2⅞	2¾	2⅞	+ ⅛
RKO $6 pfd.	45	45	45	.....
20th Century-Fox	7⅜	7	7	.....
20th Century-Fox pfd.	19	19	19	— ¼
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5⅛	4⅞	4⅞	— ⅛
do pfd.	....	....	....	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Warner Bros.' dbs. 6s48	95	95	95	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	⅛	⅛	⅛	.....
Sonotone Corp.	2	2	2	.....
Technicolor	6¾	6½	6½	.....
Trans-Lux	½	7-16	7-16	—1-16
Universal Corp. vtc.	6¾	6¾	6¾	— ¼
Universal Picts.	26¾	26¾	26¾	— ¼

NATIONWIDE—BUT NOT TOO BIG FOR FRIENDLY SERVICE!

Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

Employer's Right to Speak Out on Labor Policy Upheld

Washington Bureau of THE FILM DAILY

Washington—U. S. Supreme Court in a decision handed down yesterday opened the way for film companies as well as other employers to express views on labor policies or problems without necessarily being guilty of coercing its workers in violation of the Wagner Act. Opinion, to which there was no dissent, was read by Justice Frank Murphy.

The court said that the law contained no injunction against expressions by employers but that under certain circumstances such utterances, in conjunction with other acts, might constitute illegal coercion.

Edward E. Lewis Named RCA Mfg. Co. Vice-Prexy

Edward E. Lewis has been elected to the position of vice-president of the RCA Manufacturing Co., by the board of directors, it is announced by G. K. Throckmorton, president.

In his new executive position, Lewis will direct the activities of the company's finance and accounts division, and will continue in his former capacity as director of the priorities division. These assignments will relieve F. H. Corregan, vice-president and secretary, for general executive activities.

WB Theater District Meeting In Buffalo

Buffalo—Warner Theaters held a quarterly district managers' meeting here yesterday, with C. J. Latta, Albany zone manager, presiding over his initial confab there.

Speaking besides Latta were Ralph Crabill, Western New York district manager, Jamestown, and Charlie Smakwitz, zone publicity chief, who accompanied Latta on the trip.

"Sergeant York" Policy Stands, WB Tells ITO

Columbus, O.—Warners has advised the Ohio ITO that there can be no regular release of "Sergeant York" before July 4. Allied unit has been campaigning for an early release of the pic at regular admission prices.

20th-Fox Heading for Best Year Despite War, Wobber

In his holiday greetings to the 20th-Fox sales organization, Herman Wobber from Minneapolis congratulated the staff for their 1941 record. Regardless of the war, Wobber stated the company was heading for the best season in its history. Box-office product and the efforts of the sales force were attributed by Wobber as the explanation for his statement that 20th-Fox has sold more situations on every available block than any other distributor.

Mary Pickford Backing New Stereoscopic Camera

San Francisco — Mary Pickford told reporters here that in addition to taking a more active interest in United Artists production, she is back in the film business from another angle.

New venture is a stereoscopic camera that takes three-dimensional color pictures on glass transparencies. At present it is intended strictly for home use but it may eventually wind up competing for the nickels in the slot.

FWC Single Featuring Strong Pix in Frisco

San Francisco—Since the smash solo business of "Sergeant York," Fox West Coast houses are a good deal more open to the idea of single bills—if they figure the epic can take it. "Honky Tonk" played without a companion at most of the company's theaters and now "Babes On Broadway" will be booked single through all chain houses.

Motion to Dismiss Don Case in Chicago Denied

Chicago—Thomas McConnell, arbitrator in the Don Theater case, yesterday denied a motion by Alvin Landis, attorney for the Westmount Theater, to dismiss the complaint. McConnell also rejected a plea by Arthur Goldberg to dismiss for Paramount under Section 17 of the consent decree. Hearing was adjourned until Dec. 29.

F. F. F.

COMING and GOING

FRANCIS L. HARLEY, 20th-Fox's managing director in Great Britain, and **ROBERT T. KANE**, producer, arrived over the week-end from Lisbon by Clipper.

WILLIAM F. RODGERS leaves Friday for a three-week vacation in Florida.

J. A. McCONVILLE, Columbia foreign manager, arrives today from a South Amer- trip.

ISADOR GOLDSMITH, British producer of "The Stars Look Down," who arrived from England three days ago, left last night for Hollywood.

PHYLLIS BROOKS has arrived from Hollywood to attend the press preview tonight of "The Shanghai Gesture."

CLYDE ELLIOT, producer-director of Monogram's "Catch 'Em Alive," is en route to Brazil aboard the Uruguay to make some jungle shots.

HAROLD LEONARD, editor of the Film Guide Index is motoring to Hollywood where he will do a series of researches dealing with Hollywood personalities.

HARRY M. BESSEY, secretary-treasurer of Altec, has returned from Detroit.

JOE RUCKER, veteran Paramount cameraman, is the first American newsreel man to reach Hawaii.

BEN SMITH, Pamo salesman in Albany, and **MRS. SMITH** leave today for Toronto, to spend the holiday season.

Industry Part in Dimes March Gratifies F. D. R.

In a letter to Nicholas M. Schenck, chairman of the Motion Picture Committee to help fight infantile paralysis, Keith Morgan, national chairman of the March of Dimes campaign, wrote:

"Last week I had an opportunity, while in Washington, to tell our President of the enthusiastic manner in which you and your committee have taken hold of the 1942 campaign for the March of Dimes. He was gratified to know that the motion picture industry was organizing on a national basis to help the drive. I am sure he will watch the motion picture campaign with keen personal interest. Please express our appreciation to every person and theater co-operating."

Now It's Official

West Coast Bureau of THE FILM DAILY

Hollywood — It's official. Sam Goldwyn announced yesterday Gary Cooper would play Lou Gehrig.

MITCHELL MAY, Jr.
CO., INC.
INSURANCE
Specializing
in requirements of the
Motion Picture Industry
75 Maiden Lane, New York
510 W. 6th St. Los Angeles

'DINNER' is ready!

"THE MAN WHO CAME TO DINNER"

COME AND GET IT.. FROM WARNERS!

Conn. Exhibs. Want Block-Booking Back

(Continued from Page 1)

well A. Alderman, executive secretary of Allied Theater Owners of Connecticut, who conducted the poll.

Alderman wrote that "the main objections of the independent exhibitors indicate that the consent decree retained all the evils of the old block-booking system without offering any relief; that shorts and newsreels were forced upon the independent exhibitor, together with the forcing of prior blocks of pictures as a condition precedent to the purchasing of subsequent blocks; that under the consent decree no provision has been made for any cancellation privilege, whereas under the old system many contracts contained a cancellation privilege of anywhere from 10 to 20 per cent."

Connecticut Allied met yesterday and will hold another session next Monday, with Dr. J. B. Fishman presiding.

Loew's, Inc., May Redeem Its Bonds and Preferred

(Continued from Page 1)

1942 and at 102 until Feb. 15, 1943.

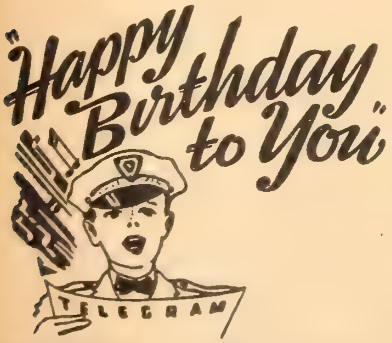
David Bernstein, vice-president and treasurer of Loew's, yesterday declined to comment on the Wall Street report but indicated he would make an announcement this afternion.

Japs Won't Get Singapore, Predicts Malayan Exhib.

Rochester — "Singapore will not fall to the Japs. I think in about a week we will begin to get good news from Singapore."

That's the opinion of "Singapore Joe" Fisher, operator of a chain of theaters in Malaya and the Dutch East Indies, who addressed the City Club here.

There undoubtedly will be heavy civilian casualties in the defense of Singapore, but the Japs cannot cause serious military damage, according to Fisher, who has houses in both Penang and Pasarbaroe, taken by the Japs.



John Cromwell
P. D. Cochrane
Leon Lee
James Roosevelt
Herman Pincus
L. Strampfer
Elanor Apel

▼ ▼ ▼

● ● ● ADD Signs of Unity: Up New Haven way, the Metro Pep Club and Paramount Club combined for a holiday dinner-dance at Oakdale Tavern last night with all employes of the two exchanges on hand. . . . ● It was at a FILM DAILY Golf Tournament that this corner first met Hazen J. Titus, who, some years back, was the managing mogul of the famous Glen Oaks Club up Great Neck way, which club has been the venue of several of the tourneys staged by your favorite trade paper......But it was immediately later that we got to know Mister Titus as a super-efficient person, for he saw that Phil M.'s wrist-watch, carelessly left in the locker room, got back home......Quite a correspondence blossomed from that incident, and then subsided to a point where the John Hancock-like signature of Mister Titus looms before us only on state-occasions and Xmastide, and then the letters are postmarked Miami Beach,—where he is the managing director of the renowned Roney Plaza, a favorite rendezvous of the film fraternity......

▼ ▼ ▼

● ● ● *WELL, yesterday we received an amazing missive from the aforementioned gentleman,—amazing because of its modest tenor in recounting what we hold to be a marvelous idea hatched by said Mister Titus to help Uncle Sam win this war......The Roney Plaza is sending to each of its vast clientele of guests an individual Defense Savings Stamp "album," with the first and final spaces holding actual 25-cent stamps as an incentive to them to strive for the balance in order to buy a Defense Bond......Enclosed with the explanatory letter was one of the "albums"......"I should like to see the idea used in all hotels throughout the country," says he......Here's hoping that they do......And that film theaters evolve some kindred plan to feed our Treasury's "kitty" for Victory......A salute to Mister Titus, whom this corner will think of henceforth as Mister Titan......*

▼ ▼ ▼

250 Attended Testimonial For Three RKO Sales Execs.

Chicago—Approximately 250 exhibitors, film executives and salesmen attended the week-end testimonial dinner for Walter Branson, Jack Osserman and Sam Gorelick who recently were appointed to new RKO posts. In view of war conditions, the trio asked that instead of gifts, the money be devoted to the Red Cross. However, traveling clocks were given them and the remainder of the gift money turned over to the Red Cross which is now campaigning for $50,000,000.

Warners to Build 14 Air Raid Shelters on Lot

West Coast Bureau of THE FILM DAILY

Hollywood—Four major air raid shelters situated in basements of steel and concrete buildings and honeycombed with sandbagging have been prepared at Warner Bros. and 10 more shelters are to be built.

Provisions have been made for evacuation for up to 300 employes within 12 minutes after a warning.

Unger and Souhami Get New Hoffberg Co. Posts

Oliver A. Unger, sales manager of Hoffberg Productions, Inc., has signed a five-year contract as vice-president in charge of sales. Unger along with Edward Souhami were elected to the board. Souhami was also named secretary of the company.

H. M. Warner Heads Film Div. of Red Cross Drive

West Coast Bureau of THE FILM DAILY

Hollywood—Harry M. Warner has accepted the chairmanship of the motion picture division of the annual Red Cross drive.

Zanuck Injured at Polo

West Coast Bureau of THE FILM DAILY

Hollywood—Darryl F. Zanuck sustained a fractured nose Sunday playing polo but was at the studio yesterday.

Para. Seeks Helen Hayes

West Coast Bureau of THE FILM DAILY

Hollywood — Paramount is negotiating with Helen Hayes for the title role in "Mrs. Wiggs of the Cabbage Patch."

War Risk Insurance Spurs U. K. Production

(Continued from Page 1)

loss caused by the war. If a star is injured or the studio is damaged, causing the suspension of production, the producer is paid back investment in the unfinished picture. It was this risk that practically halted production in the early days of the war, Goldsmith said yesterday.

"Hatter's Castle" was made for Paramount release and a print will arrive here shortly. Goldsmith said that his latest production deal is with C. M. Woolf for distribution through GFD in England. First picture under the deal will be "Grand Canary."

Goldsmith said that theater business in England never had been better. In the Midlands and the North where the workers have plenty of money, the theaters are receiving the major portion of the workers' spending money. He said about seven pictures currently were in work and that the only difficulty was to obtain studio space and technicians.

Goldsmith arrived on a convoy of approximately 30 ships which took 20 days for the crossing. A submarine, attempting to attack the convoy on the third day out, was destroyed.

William Cadoret Dies Suddenly in Rochester

(Continued from Page 1)

was in charge of the Palace, Temple, Century, Regent and Capitol.

Born in Hartford, Conn., he entered the theater business as owner of Lapetite Theater, Kankakee, Ill., in February, 1909. He joined the Comerford Theaters in 1921, and had been an associate of the late M. E. Comerford and Frank C. Walker, Postmaster General.

David Howard Stricken

West Coast Bureau of THE FILM DAILY

Hollywood — David Howard, 45, who had been directing the Tim Holt Westerns for RKO Radio, died suddenly.

WEDDING BELLS

West Coast Bureau of THE FILM DAILY

Hollywood—Engagement of Margery Lowe and William Raymond Lasky is announced. Lasky is youngest son of Mr. and Mrs. Jesse L. Lasky. Couple will be married early in January.

Indianapolis—Gladys Gillespie, of the Universal Pictures booking department married Lloyd Newman of the Army Air Corps, at Ft. Benjamin Harrison.

The DEVIL PAYS OFF

A Republic PICTURE

J. EDWARD BROMBERG
OSA MASSEN
WILLIAM WRIGHT
MARGARET TALLICHET
ABNER BIBERMAN
JOHN H. AUER—*Director*
Screen play by Lawrence Kimble and Malcolm Stuart Boylan
Original story by George Worthing Yates and Julian Zimet

Circuits Not Hurt By Clearance Awards

(Continued from Page 1)

advantageous, some distributors contend.

Except where it was felt that an exhibitor did not have a legitimate complaint about clearance, distributors have been willing to settle clearance disputes before reaching arbitration.

Nick, Facing Ouster Move, Resigns From Local 143

(Continued from Page 1)

member. Nick had been a member of the union for 30 years.

Prior to his resignation, Nick was given a week by the union in which to decide whether he would stand trial on the charge. In his letter of resignation, he stated that he felt that he could not obtain a fair trial.

Nick, who is still a member of Local 6, stage hands, and Clyde A. Weston, former business manager for Local 143, are scheduled to start 1942 in a Federal prison, having been convicted and sentenced to terms of five years each on charges of violating the Federad anti-racketeering law.

St. Louis MPTO Ratifies Five-Point Unity Plan

(Continued from Page 1)

dustry should work harmoniously in this time of national emergency.

Steps toward adoption of the level admission scale to eliminate mills and pennies were also taken. All theaters in St. Louis and St. Louis County are practically 100 per cent for this arrangement which was approved by theatergoers at a test made some weeks ago.

Admish Tax Collections Up to $10,411,197 for Nov.

(Continued from Page 1)

ber and $7,124,225.19 in November, last year.

In the New York City district collections amounted to $2,600,829.42 in November this year, as against only $882,332.10 in October, and $1,497,707.08 in November 1940.

Today's Helpful Hint

San Francisco — San Francisco drama editors up in arms about the type of hot air Hollywood press departments have been blowing since start of war. Studios have been attempting to tie personalities and pictures into war news in ways that are regarded as silly and ridiculous—and in some cases—in downright bad taste. Editors feel they are doing a big favor to Hollywood in killing the bulk of the copy at the desk.

« REVIEWS »

"Kings Row"

with Ann Sheridan, Robert Cummings, Ronald Reagan, Betty Field, Charles Coburn
Warner Bros. 127 Mins.

POWERFUL DRAMA, FINELY DIRECTED AND ACTED. WILL SCORE WITH ALL WHO LIKE THEIR ENTERTAINMENT STRONG AND STRAIGHT.

In this screen version of Henry Bellamann's novel which interlaced the sordid and the sweet in a small American town in the days of the dying horse-and-buggy, Warner Bros. has a stark and stirring saga which is catnip for film fans who like their entertainment heavy and realistic.

That none of us can tell the true character of a town and its people from the well-turned phrases on the community's road-signs is driven home through tracing the careers of a number of Kings Row families,—for such is the town's name.

Robert Cummings, in love with his childhood sweetheart, Betty Field, is prevented from seeing her via mysterious decree of her physician father, Claude Rains, who is preparing Cummings to pass his entrance examinations in order to study psychiatry in Vienna. The girl, an enforced recluse for a number of years, begs Cummings to take her with him. He refuses, and that same night she is murdered by her father, who then commits suicide, leaving his worldly goods to the youth.

The girl's insanity, inherited apparently from her mother, is the motive for the double deed. With Cummings in Vienna, spotlight of action falls upon his firmest friend, Ronald Reagan, who is in love with Nancy Coleman, daughter of the town's surgeon Charles Coburn. Considering Reagan poor material to be a son-in-law, because of his tendency to sow wild oats, Coburn, a sadist with the knife, needlessly amputates Reagan's legs after an accident, to make sure that the boy will not wed his daughter.

Ann Sheridan has the role of the pretty girl who lives across the railroad track, but who sticks to Reagan after his affliction. At this point, Cummings, hearing of his best friend's misfortune, returns to Kings Row from Europe and tries psycho-therapy on him to little avail.

Then it comes out that the amputation was unnecessary, which fact, communicated to Reagan by Cummings in a powerful climax scene restores the victim's willpower to face the world again with confidence. At the finale, Cummings woos and wins the hand of lovely Kaaren Verne.

"Kings Row" is a splendidly-fashioned film, beautifully acted and directed. It is interesting Americana and potent drama. Perhaps its punch would be greater among its contemporary big pictures had not the hand of war fallen over our land. Aside from the childhood sequences, there are few light touches to gladden. The accent is principally on the distaff side of human existence. But heady as this cinematic wine is, the current season will see few such stalwart, strong productions.

Photography is splendid, and there are laurels for all who had a hand in its making.

CAST: Ann Sheridan, Robert Cummings, Ronald Reagan, Betty Field, Charles Coburn, Claude Rains, Judith Anderson, Nancy Coleman, Maria Ouspenskaya, Harry Davenport, Kaaren Verne, Ernest Cossart, Scotty Beckett, Douglas Wheat, Mary Thomas, Ann Toss, Joan Duval, Pat Moriarity, Ilka Gruning, Thomas W. Rose.

CREDITS: Executive Producer, Hal B. Wallis; Associate Producer, David Lewis; Director, Sam Wood; Author, Henry Bellamann; Screenplay, Casey Robinson; Music by Erich Wolfgang Korngold; Art Director, Carl Jules Weyl; Assistant Director, Sherry Shourds; Director of Photography, James Wong Howe; Film Editor, Ralph Dawson.

DIRECTION, Fine. PHOTOGRAPHY, Excellent.

Approach of Christmas Cuts Production's Pace

(Continued from Page 1)

been changed to "Blondie's Blessed Event."

At M-G-M: Ten shooting, including "Fingers At Her Window," mystery drama, starring Lew Ayres. Charles Lederer directing and Irving Starr producing.

At Monogram: Three shooting.

At Paramount: Six shooting.

At Producers Releasing Corp.: Two shooting.

At RKO-Radio: Four shooting.

At Republic: Two shooting, including "South of Santa Fe," western, starring Roy Rogers with George "Gabby" Hayes, Judy Clark and Bobbie Beers. Joe Kane producing and directing.

At 20th Century-Fox: Eight shooting, including "My Gal Sal," musical (in Technicolor), with Rita Hayworth, Victor Mature, Carole Landis and John Sutton. Irving Cummings directing with Robert Bassler as producer; "Ten Gentlemen From West Point," drama, with Maureen O'Hara, John Payne, George Montgomery and Laird Cregar. Henry Hathaway directing for producer William Perlberg.

At United Artists: Korda shooting "To Be or Not to Be," and Roach shooting "Cobana' and "About Face."

At Universal: Five shooting.

At Warner Bros.: Three shooting.

Noles Judgment Upheld In Screen Test Action

(Continued from Page 1)

rad Noles, legit. actor. Decision of the high court upheld a test complaint filed by Noles who sought $3,000 damages, claiming that he had turned down offers for employment by other film companies because of a screen test contract made in March, 1939 which obligated him to give Loew's an exclusive option.

Ruling by the City Court held even though Loew's could properly refuse to hire Noles after making a screen test the company was legally obligated under the standard screen test contract to make a screen test. Since Noles would have been subject to an injunction suit had he signed with another company, the Court felt that Loew's must be subject to damages. The appellate term based its affirmance directly upon the opinion of the City Court.

Van Wagner to Head RKO Accounting and Auditing

(Continued from Page 1)

unification and the appointment were suggested by the management.

Schaefer also announced the election of Robert H. Dann and William F. Whitman as assistant secretaries of the RKO parent company.

Van Wagner has been with RKO for about nine years as a representative of the Irving Trust Co. During reorganization proceedings and later as assistant to the president and an assistant treasurer.

Nat'l Board Votes "Citizen Kane" Best

(Continued from Page 1)

also an RKO release, was the board's third choice.

The French film, "Pepe le Mo which starred Jean Gabin, [illegible] chosen as the best foreign-language picture. "Target for Tonight," British film, distributed here by Warners, was selected as the year's best documentary film. "The Forgotten Village," made in Mexico by John Steinbeck and distributed by Mayer & Burstyn was given honorable mention in the documentary film class. "Ku Kan," Chinese film and "The Land," U. S. Government subject, were chosen as the third and fourth best documentary films.

"The Stars Look Down," British film released by Metro, was fourth on the board's list of the ten best American pictures. Fifth was the Disney-RKO "Dumbo," sixth "High Sierra," (Warners) seventh "Here Comes Mr. Jordan," (Columbia) eighth "Tom, Dick and Harry (RKO) ninth "The Road to Zanzibar" (Paramount) and tenth "The Lady Eve" (Paramount).

Two polls, based on popular appeal, were taken, one by the Review Committee of the National Board and one by the Motion Picture Councils affiliated with the board.

The choices designated by the Review committee, in order of preference, were "How Green Was My Valley," "Sergeant York," "Citizen Kane," "Here Comes Mr. Jordan," "The Little Foxes," "Dumbo," "The Philadelphia Story," "Blossoms in the Dust," "Meet John Doe" and "One Foot in Heaven.'

The choices of the Motion Picture Councils, in order of preference, were "Sergeant York," "Blossoms in the Dust," "Here Comes Mr. Jordan," "The Little Foxes," "Meet John Doe," "One Foot in Heaven," "The Philadelphia Story," "Cheers for Miss Bishop," "Fantasia" and "Citizen Kane."

The Committee on Exceptional Photoplays cited the following screen performances apart from the general excellence of acting in all of the films chosen as the best:

Sara Allgood in "How Green Was My Valley"; Mary Astor in "The Great Lie" and "The Maltese Falcon"; Ingrid Bergman in "Rage in Heaven'; Humphrey Bogart in "High Sierra" and "The Maltese Falcon"; Gary Cooper in "Sergeant York"; Donald Crisp in "How Green Was My Valley"; Bing Crosby in "The Road to Zanzibar" and "Birth of the Blues"; George Coulouris in "Citizen Kane"; Patricia Collinge in "The Little Foxes"; Bette Davis in "The Little Foxes"; Isabel Elsom in "Ladies in Retirement"; Joan Fontaine in "Suspicion"; Greta Garbo in "Two-Faced Woman"; James Gleason in "Meet John Doe" and "Here Comes Mr. Jordan"; Walter Huston in "All That Money Can Buy"; Ida Lupino in "High Sierra" and "Ladies in Retirement"; Roddy MacDowall in "How Green Was My Valley"; Robert Montgomery in "Rage in Heaven" and "Here Comes Mr. Jordan"; Ginger Rogers in "Kitty Foyle' and "Tom, Dick and Harry"; James Stephenson in "The Letter" and "Shining Victory"; Orson Welles in "Citizen Kane.'

Just Friend-ly, Huh?

Friend, Neb. — Wally Johnson, two-town exhibitor who just joined the Omaha territory RKO sales staff, is being cited by fellow salesmen as unfair.

He owns a restaurant here, and they're accusing him of offering free meals to showmen who'll close on his block-of-five first.

TELL IT YELL IT!

★ You can't keep secrets in show business and expect the public to make a rush for your box office. ★ **Tell it! Yell it! That's the way to sell it!** Plaster your town . . . plaster your neighborhood. The show starts right in your lobby. ★ Use those press books. Plan your campaign like a general plans a battle. Every picture...big or little...is a battle to sell seats. Advertising is your ammunition. ★ Make it scream with entertainment-promise. Make it shout: Come in...look around. There's a good show inside. ★ Tell it— yell it— sell it —with

NATIONAL SCREEN SERVICE

Prize Baby of the Industry!

Tonight

AT THE ASTOR, THE INDUSTRY WILL BE THE FIRST TO SEE THE THUNDERBOLT PICTURE!

Tonight a specially invited audience of exhibitors, celebrities, syndicate writers and motion picture reviewers will thrill to this great screen event! CHRISTMAS DAY it starts the extended run of its WORLD PREMIERE ENGAGEMENT. Again New York will ring with cheers for the exciting characters, the suspense-filled drama that made the play outstanding in the entire history of the American theatre!

Arnold Pressburger
presents
"The SHANGHAI GESTURE"
starring
GENE TIERNEY
WALTER HUSTON · VICTOR MATURE · ONA MUNSON
with
Phyllis Brooks • Albert Basserman • Maria Ouspenskaya
Eric Blore • Clyde Fillmore • Ivan Lebedeff • Rex Evans
Directed by **JOSEF VON STERNBERG**
Adapted by Josef Von Sternberg with the collaboration of
Geza Herczeg, Karl Vollmoeller and Jules Furthman,
from the play by John Colton

RELEASED THRU UNITED ARTISTS

To You—and You—and You: Merry, Merry Christmas

FILE COPY
DO NOT REMOVE

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

L. 80, NO. 124 NEW YORK, WEDNESDAY, DECEMBER 24, 1941 TEN CENTS

NO FILM CENSORSHIP: F.D.R. TO MELLETT

Allied Asks Appeals Board End as Xmas Gift

Arbitration Appeal Body Held a Bill of Rights For the Existing Order

The abolishment of the appeals board is one of the gifts "Johnny Exhibitor" wants Santa Claus to leave in his stocking this Christmas. A national Allied bulletin addressed to Santa Claus and signed "Johnny Exhibitor" also asks for a ceiling on rentals, a policy of fair dealing by the distributors, a substitute for the blocks-of-five method of selling, unity within the industry, and, heading the list, victory for the United States in the present war.

It is the first time that Allied,

(Continued on Page 7)

★ A Merry Christmas ★

Callaway Named UA West Coast Manager

W. E. Callaway has been named West Coast district manager for United Artists. Callaway resigned as Warner Bros. branch manager in Los Angeles last week-end. He takes over his new duties on Jan. 1.

The district post formerly was

(Continued on Page 3)

★ A Merry Christmas ★

First Shipment of 16 mm. Films for So. Amer. Ready

The preliminary program of non-theatrical films for exhibition in South America will be shipped this

(Continued on Page 8)

40,000 Xmas Baskets Via Chicago Parties

Chicago — Approximately 40,000 underprivileged families here were assured baskets of Yuletide cheer through the annual Christmas basket parties held yesterday by film theaters, circuits as well as indies. Exchanges and unions co-operated fully with exhibs.

NO RESTRICTIONS ON FILMS - F.D.R.

Text of President Roosevelt's letter to Lowell Mellett, Director, Office of Government Reports, declaring that the Government desires no wartime motion picture censorship follows:

THE PRESIDENT

"The American motion picture is one of our most effective media in informing and entertaining our citizens. The motion picture must remain free insofar as national security will permit. I want no censorship of the motion picture; I want no restrictions placed thereon which will impair the usefulness of the film other than those very necessary restrictions which the dictates of safety makes imperative.

"The motion picture, especially as used by the Federal Government, has a very useful contribution to make during the war emergency. In order that the Federal Government's efforts in the field of motion picture production and distribution may serve most effectively and efficiently, it is desirable that all activities of the Federal Government be co-ordinated under the direction of one central office.

"Therefore, as President of the United States and Commander-in-Chief of the

(Continued on Page 4)

President Names Director of Office of Government Reports as Co-ordinator of Government Films During War Emergency; Harmon Will Represent the Industry

President Roosevelt wants no war-time censorship of motion pictures. This was declared by the President yesterday in appointing Lowell Mellett, Director, Office of Government Reports, as coordinator of Government films during the war emergency, the appointment having been made known in a letter from Mellett to George J. Schaefer, chairman of the War

(Continued on Page 4)

LOWELL MELLETT

FRANCIS S. HARMON

©Bachrach-Acme.

3,000 Chairmen for Dimes March Drive

County chairmen for every one of the 3,000 counties in the U. S. are expected to be designated for the industry's forthcoming March of Dimes campaign, it was reported yesterday at the national headquarters in the Hotel Astor as first pledges were received.

Including the major circuits and the theaters represented by national, state and county chairmen thus far appointed, it is estimated that close to 3,000 theaters have pledged participation in the drive. Each theater promises to show, at

(Continued on Page 9)

WAC Ships 3,000 Prints Of the Red Cross Trailer

Under the auspices of the War Activities Committee of the Motion Picture Industry, 3,000 prints of a Red Cross trailer have been shipped to 31 exchanges for distribution, according to Francis S. Harmon, executive vice-chairman. Trailer runs

(Continued on Page 3)

★ A Merry Christmas ★

Loew's Completes Its Refunding Plan

Loew's refunding loan plan calls for a $5,000,000 bank loan at 2¼ per cent and a $13,000,000 loan, via several insurance companies, at 3

(Continued on Page 4)

NT Declares $1,650,000 Div.

20th Century-Fox Will Receive $693,000

An annual dividend of $1,650,000 was declared by National Theaters at an annual board meeting held at the corporation's Jersey City office Monday.

Of that amount, Chase National Bank, which holds 58 per cent of the total shares, will receive $957,000, and 20th-Fox, which holds 42

(Continued on Page 3)

"Meet John Doe" Wins Batista Trophy in Cuba

Havana (By Cable)—Frank Capra's production for Warners, "Meet John Doe," has been selected as the outstanding American film of 1941 by the Federation of Theater,

(Continued on Page 8)

Col. Gives Bonus Of Defense Bonds

Columbia Pictures yesterday announced that a $25 Defense Bond will be presented today as a bonus to all home office and domestic branch employes who have been with the company for six months, or more, and are earning $50 or less per week.

THE NEWSPAPER OF FILMDOM
THE Film DAILY
ALL THE NEWS ALL THE TIME

Vol. 80, No. 124 Wed., Dec. 24, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Tuesday, Dec. 23)

NEW YORK STOCK MARKET	High	Low	Close	Net Chg.
Am. Seat.	7⅜	7¼	7⅜	+ ¼
Col. Picts. vtc. (2½%)	5¼	5⅛	5⅛	.....
Columbia Picts. pfd.	24½	24½	24½	.....
Con. Fm. Ind.	½	⅜	½	+ ⅛
Con. Fm. Ind. pfd.	7½	7⅜	7½	.....
East. Kodak	132	130	131	.....
do pfd.	....	....	....	.....
Gen. Th. Eq.	10⅜	10¼	10⅜	+ ⅛
Loew's, Inc.	34¾	34⅜	34½	— ⅛
do pfd.	106⅛	106⅛	106⅛	— ⅛
Paramount	13¾	13⅝	13¾	+ ⅛
Para. 1st pfd.	....	....	....	.....
Para. 2nd pfd.	12⅜	12⅛	12⅜	+ ⅛
RKO	2⅞	2⅞	2⅞	.....
RKO $6 pfd.	45	45	45	.....
20th Century-Fox	7⅛	7	7	.....
20th Century-Fox pfd.	....	....	....	.....
Univ. Pict. pfd.	152	152	152	+ 5½
Warner Bros.	4⅞	4⅞	4⅞	.....
NEW YORK BOND MARKET				
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	95½	95¼	95½	+ ½
NEW YORK CURB MARKET				
Monogram Picts.	⅝	9-16	9-16	— ⅛
Radio-Keith cvs.	5-32	⅛	⅛	.....
Technicolor	6¾	6⅜	6½	.....
Trans-Lux	½	½	½	.....
Universal Corp. vtc.	6½	6½	6½	— ⅛
Universal Picts.	23	23	23	— ½

★ A Merry Christmas ★

47 Writers, 6 Publishers Elected Ascap Members

Gene Buck, president of Ascap, announced yesterday that 47 new writer members and six new publisher members were elected to the society.

★ A Merry Christmas ★

Para. Choralists to Sing

Members of the Paramount Choral Society will take over as a modern New York equivalent of the mastersingers of old when on Christmas Eve they give a concert of Christmas carols in Grand Central Terminal from 5 to 6 p.m.

No Paper Tomorrow

There will be no edition of THE FILM DAILY published tomorrow, Christmas Day.

Krimsky-Cochran Suit Against UA is Settled

John Krimsky and Gifford Cochran, Inc., have settled their suit for $258,582 damages against United Artists, it was disclosed yesterday, when Federal Judge John C. Knox struck the case off the calendar.

Suit charged the violation of a 1934 distribution contract on the film "Emperor Jones." The plaintiffs, producers of the film, claimed a number of violations including charges that UA made overcharges on expenses and took no steps to sell 16 mm. rights.

★ A Merry Christmas ★

Disney to Make 20 Shorts For Showing to Our Sailors

West Coast Bureau of THE FILM DAILY

Hollywood — Twenty single-reel films, under a cost-only contract signed with Walt Disney Productions will be produced for the United States Navy at Disney's Studio.

These will be shown repeatedly to Navy personnel at all ship and shore stations. augmenting established method of learning plans and ship outlines by study of silhouette shorts.

These films will incorporate live or actual photography.

★ A Merry Christmas ★

FWC Circuit Distributes $96,000 in Bonuses

West Coast Bureau of THE FILM DAILY

Hollywood—Fox West Coast distributed $96,000 in Christmas bonuses to its employes. Former employes now in service with the U. S. armed forces were included in the division of funds.

Amount distributed was more than double the $40.000 in bonuses distributed by FWC last year.

★ A Merry Christmas ★

Chi. Xmas Open House

Chicago — Illinois Allied and the various Chicago film exchanges will hold Christmas open house today, with a large attendance from the trade expected.

EVERY TELEGRAM GETS INDIVIDUAL ATTENTION AT Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

Each Ascap Member Must Protect Own Rights in Neb.

Ascap has released its members for Nebraska as a result of statute there which makes it impossible for the society to protect the copyrights of its members.

Individual writers and publishers will be forced to take steps to protect themselves against infringements.

★ A Merry Christmas ★

Van Dyke Gives $10,000 To M. P. Relief Fund

West Coast Bureau of THE FILM DAILY

Hollywood — Major W. S. Van Dyke, II, of the U. S. Marines, contributed $10,000 to the motion picture Relief Fund as his Christmas donation. Officers may ask Van Dyke's permission to utilize the money to establish a medical clinic to be incorporated by an architect into the motion picture country building on the Woodland site.

Funeral Services Today For Evins in Atlanta

Atlanta—Funeral services will be held here today for John G. Evins, 69, pioneer exhib. and the oldest theater man in active service locally. Evins died yesterday after a nine weeks' illness. Formerly associated with Arthur Lucas in Savannah, he operated the Tenth St. and Plaza, nabes, here.

COMING and GOING

MATTY FOX has arrived from Hollywood to spend the Christmas holidays here.

SAM SHIRLEY, M-G-M's district manager for the Chicago territory, has gone to the West Coast where he is spending the holidays with his family

BERNIE KAMBER, UA exploiteer, has returned from Washington where he spent two weeks on the campaign for "The Corsican Brothers."

WILLIAM H. PINE, Paramount producer, is stopping at the Warwick Hotel.

NATHANIEL LIEF left yesterday for Hollyw[illegible] to begin work on a musical, "My Next Girl."

★ A Merry Christmas ★

Tele Society Down to Biz On "Defense Programs"

The American Television Society at its Monday night meeting here set up a number of committees to carry into effect its purpose of preparing gratis programs on national defense for tele stations. Personnel of the committees will be announced later.

Purpose of the so-called "defense pool" of acting and producing talent is to give the tele audience of approximately 50,000 persons in the New York area training in civilian defense activities.

★ A Merry Christmas ★

"Quiet Wedding" at Carnegie

"Quiet Wedding," British picture released by Universal, opens at the Little Carnegie Playhouse on Sunday.

allaway Named UA West Coast Manager

(Continued from Page 1)

eld by Ben Fish who resigned ast July. Since then the territory as been operating without a district manager.

★ A Merry Christmas ★

VAC Ships 3,000 Prints Of the Red Cross Trailer

(Continued from Page 1)

etween two and three minutes and s expected to play in more than 2,000 theaters within the next month.

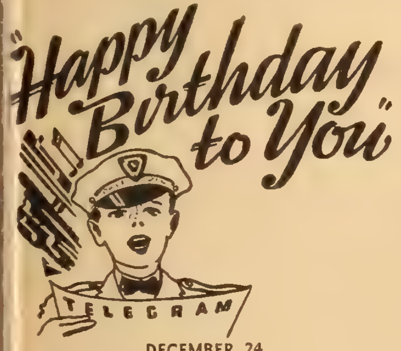
The Theater Division's program ommittee, of which R. B. Wilby is hairman, also has approved for theatrical release a 10-minute short itled "Safeguarding Military Information," produced under the auspieces of the Research Council of the cademy of Motion Picture Arts nd Sciences under the direction of Darryl F. Zanuck. These films orignally were designed for use in rmy camps.

★ A Merry Christmas ★

oew's Agrees to Writ n "War Clouds" Dispute

Loew's yesterday before Federal udge John Bright, consented to the ssuance of an injunction restraining it from distributing "War Clouds in the Pacific," a documenary two-reeler produced by Warvick Productions. Injunction renains in effect until March of Time eceives credits for furnishing maerial for the two-reeler, attorneys lisclosed.

Time, Inc., brought the copyright nfringement suit against Loew's, he producers of the film, and the Capitol Theater claiming that the ocumentary two-reeler had used naterial from five March of Time ssues dealing with the growing ension in the Pacific.



DECEMBER 24

Michael Curtis
Howard Hughes
Ruth Chatterton
J. W. Alicoate

Carl Brisson
Evelyn Hall
Wilfred Noy
Ted Toddy

Eulalie Jensen

DECEMBER 25

Joseph M. Schenck
A. P. Waxman
Helen Twelvetrees
George Brent
Joe Rock
Charles Cruze

Earle Fox
Beulah Marie Dix
Tom Reed
Marguerite Churchill
Charles Curran
Joe Bonomo

Sonya Levien

Blow, bugles of battle, the marches of peace;
East, west, north and south let the long quarrel cease;
Sing the song of great joy that the angels began,
Sing the glory of God and of good-will to man!
—John Greenleaf Whittier—

* * *

● ● ● ON a festive and gaily-lighted Broadway, United Artists held a special press preview of "The Shanghai Gesture" last night at the Astor Theater, as a prelude to public bow of this Arnold Pressburger classic at that house today......Actually, trade interest in the picture converted the preview into a full-blown industry function which rivalled many a first night on the Main Stem......Producer Pressburger was present as was Phyllis Brooks, who has one of the top roles in the opus......From a lobby vantage point a flock of ace personages could be seen wending their respective ways into the auditorium......Among them were George J. Schaefer, Joseph Bernhard, W. G. Van Schmus, Ned E. Depinet, Malcolm Kingsberg, Howard Dietz, Jules Levey, Joseph R. Vogel, Joseph Moskowitz, Sam Dembow, Andy Smith, Jr., Frank Buck, Harry Kalmine, Leonard Goldenson, E. C. Grainger, Clayton Bond, William A. Curley, C. C. Moskowitz, Charles Koerner, Dan Golenpaul, Jack Alicoate, Cal Swanson, Ed Churchill, E. L. Alperson, Leonard Schlesinger, Edward C. Raftery, Don Mersereau, Gradwell L. Sears, Arthur W. Kelly, Chester B. Bahn, Laudy Lawrence, Carl Leserman, Monroe Greenthal, Si Fabian, Spyros Skouras, Harry D. Buckley, Paul Lazarus, Sr., L. J. Schlaifer, James Mulvey, George Skouras, Mort Shea, Walter Vincent, Steven Pallos, Ed Peskay, Harry and Billy Brandt, Max A. Cohen, Fred Schwartz, Eugene Picker, Harry Mandel, Leon Netter, Oscar Doob, Leo Brecher, Walter Reade, Sam Rinzler, Louis Frisch, Harry Goldberg, Ed Hinchey, and Joe Egan......Closely co-ordinated with the big press premiere and today's initial public performance was appearance in the local dailies of powerful newspaper ads splendidly geared to heavily imress upon New York and New Yorkers that "Shanghai Gesture" is here with a bang......

* * *

● ● ● *BATTLE-CRY, "Hey Rube!," today sounds through the entertainment world, urging all branches of show biz to roll up their sleeves to achieve rapid and complete national Victory......Even as you read this, "Hey Rube!" flashes from coat lapels of Broadway's rank and file via celluloid buttons bearing the slogan, which is the traditional circus call to arms......Campaign originated with William Morris, Jr.......but it's up to the show world to put it over......So join in the cry—"Hey Rube!"......*

* * *

● ● ● ANENT slogans, Oscar Neu, prexy of Neumade Products, clairons: "There Will Always Be a Santa Claus!"......He proved it yesterday by hosting firm's annual Xmas party which is probably still in progress......Oscar sent 22c in bright coins with each "invite," directing recipients to wire acceptances. . . .● Topping today's carnival spirit is the Paramount Pep Club's Christmas Party which gets under way at 1 p.m.......Phil M. understands that there'll be refreshments in Mister Zukor's library (where books are more intensely read that Santa's nose) and smorgasbord in the Club Room......Virtually all Para.'s big-wigs will be on deck......

* * *

● ● ● *MANY merry Christmases, friendships, great accumulation of cheerful recollections, affection on earth, and Heaven at last for all of us...... —Charles Dickens—*

$1,650,000 Dividend Is Declared by NT

(Continued from Page 1)

per cent of the shares, will receive $693,000.

Earnings are equivalent to .91 2/3 cents a share for a total of 1,800,000 shares. Dividend melon cut by National Theaters is equal to that of 1940. Although annual earnings will not be disclosed until after the end of the calendar year, it was estimated the net will be considerably above the dividend figure.

★ A Merry Christmas ★

Raybond Adds Brooklyn Rivoli

Brooklyn's Rivoli, 900-seater, has been sold by George Giegerich to the Hartle Realty Corp., which has leased it to Ben Weinstock's Raybond Circuit.

C'est la Guerre!

British-produced film, "Our Russian Allies," directed and written by J. B. Priestley, is missing somewhere in Lisbon. Film was dispatched for the Clipper by air express but has been sidetracked somewhere en route.

Jimmy Durante, star of Warners' "You're In The Army Now," returned to New York yesterday after making a p.a. at Camp Langdon, Portsmouth, N. H. Durante was given an honorary commission as head of the kitchen police, and an outfit that included a campaign hat with crossed knife and spoon, brisk brushes for epaulets and a medal for "distinguished dish washing."

Rochester — Five hundred new Bausch & Lomb Optical Co. employes are wearing the U. S. Navy "E" pins, awarded for their part in the company's war production effort.

West Coast Bureau of THE FILM DAILY

Hollywood—Metro has scheduled "Six Girls in Uniform," a story of women's war work by Robert Hopkins, for production with Ann Sothern, Marjorie Main, Virginia Grey, Virginia O'Brien and Ann Rutherford. Lee Bowman is expected to play the male lead, and George Haight will produce.

West Coast Bureau of THE FILM DAILY

Hollywood—Republic in addition to the serial "Spy Smashers," already announced, will make "G-Men vs. the Black Dragon," also a serial, dealing with the activities of Japanese spies in the U. S.

West Coast Bureau of THE FILM DAILY

Hollywood — Newest item in the lease-lend catalogue is Dorothy Lamour's sarong, which is now on its way to the London Sunday Pictorial as first prize in an all-Empire contest open to all members of His Majesty's armed forces.

"I Want No Film Censorship," Asserts President

Mellett and Harmon Will Co-ordinate Government, Industry Film Activities

(*Continued from Page* 1)

Activities Committee of the Motion Picture Industry.

At the same time, Schaefer announced that Francis S. Harmon, who has been executive vice-chairman of the War Activities Committee, had been named by the co-ordinating committee to represent all branches of the film industry in dealing with the Government. Harmon will open offices on Jan. 1 in Suite 408, Paramount Building.

The War Activities Committee had recently recommended to the President that a single agency or individual be designated to handle requests from all Governmental departments and bureaus which are made on the industry in connection with motion pictures, and that, in turn, industry requests to the Government be transmitted through a committee representative.

Films Must Remain Free

In his letter to Mellett, President Roosevelt wrote that the American motion picture "is one of our most effective media in informing and entertaining our citizens." He stressed that the motion picture "must remain free insofar as national security will permit," and added:

"I want no censorship of the motion picture; I want no restrictions placed thereon which will impair the usefulness of the film other than those very necessary restrictions which the dictates of safety make imperative.

"The motion picture, especially as used by the Federal Government, has a very useful contribution to make during the war emergency."

Mellett Praises Industry

In writing to Schaefer, Mellett said:

"During the past 15 months, as you know, I have fulfilled the function of the Co-ordinator of Government films to a limited extent. During that time I have been greatly impressed by the sincerity of the motion picture industry as a whole in its purpose to aid our national defense in every way. All my experience with you and those you represent has been pleasant and I have every reason to feel sure the same will be true during the months ahead. I am confident that we can make this co-operation very effective, indeed."

On receipt of this letter, Schaefer yesterday telegraphed to Mellett:

"Your reference to the sincerity of this industry's effort during the past 15 months in aiding the national defense program is deeply appreciated. You may count upon our vigorous co-operation in the achievement of complete victory in this war against those who threaten all freedom."

No Restrictions on Pix-F.D.R.

(*Continued from Page* 1)

Armed Forces, I direct that you, as Director of the Office of Government Reports, act as Co-ordinator of Government Films for the duration of the war.

"The functions you will discharge in this capacity are:

(1) Act as liaison officer of the Federal Government with theatrical, educational and industrial producers and distributors in connection with the preparation, production and distribution of films;

(2) Establish a clearance office through which all of the Government's civilian films must clear, whether they are to be distributed through theaters or through non-theatrical organizations;

(3) Plan, so far as necessary, such Government motion picture production and distribution as is deemed necessary to inform and instruct the public during the war-time crisis;

(4) Consult with all Government departments in connection with film production and distribution program and consult with and advise motion picture producers of ways and means in which they can most usefully serve in the national effort.

"I further direct that you transmit a copy of this letter to the heads of all Federal agencies."

Circuit Workers Paid Odd Cents in Defense Stamps

Des Moines—Highly successful plan for effecting sale of Defense Stamps, and subsequently Defense Bonds, has been instituted by Central States Theater Corp. and Tri-States Theater Corp., it is announced here by L. M. McKechneay, treasurer.

Both circuits have contacted their theater managers, who, in turn, have gained the consent of house employes to accept Defense Stamps in their pay envelopes instead of the odd change which accompanies bills each week. Thus far, response has been overwhelming, the greater number of theaters' employes co-operating 100 per cent, and balance co-operating 90 per cent.

Individual managers keep a supply of Defense Stamps on hand with petty cash. Each employe is supplied with a book of 25c and 10c denominations in which the stamps are pasted, or the managers retain the "albums" and place the stamps therein each pay day for the employe, thus relieving the latter of the detail. When books are full, they are converted into bonds for the account of each participant in the plan.

Idea, McKechneay asserts, has proved so practical that all theaters in the nation are urged to take it under consideration and adopt it. With between 16,000 and 17,000 theaters participating, a huge sum can be raised for prosecuting the war to a successful conclusion.

★ A Merry Christmas ★

Shearer-Taylor to Co-star

West Coast Bureau of THE FILM DAILY

Hollywood — Metro will co-star Norma Shearer and Robert Taylor in "Slightly Platonic," temporary title.

★ A Merry Christmas ★

Hank Linet, Masonic Master

Hank Linet of Universal's home office publicity staff has been installed as Master of City Lodge, No. 408, F & A M.

Ky. Tax Com. Suspends Permits of Two Houses

Frankfort, Ky.—The State Tax Commission suspended the permits of two Kentucky theaters, the action being the first of its kind since the state's amusement tax law was passed in 1936.

Assistant Revenue Commissioner Ward Oates stated that the two theaters were the Dixie, at Olive Hill, and the Mills theater at Morehead, both owned by L. H. Mills.

The charges as placed by the tax commissioner stated that the theaters failed to keep written records, did not tear all admission tickets in two after they were sold, and failed to produce their records for revenue department representatives as required by law.

The suspension starts Jan. 2, next.

★ A Merry Christmas ★

Screen and Stage Stars Entertain at Naval Station

Broadway and Hollywood stars entertained last night a large detachment of sailors stationed at the Naval Station in Newport, R. I. Show put on at the Paramount under the auspices of USO-Camp Shows, Inc., featured Barbara Pepper, Mary Healy, the Kim Loob Sisters, Stuart and Taylor, Gil Lamb, and Alan Cross and Henry Dunn.

Following show, Governor J. Howard McGrath of Rhode Island, and Bert Lytell, a USO-Camp Shows, Inc., director, who was recently appointed Co-ordinator of Entertainment for the Embarkation Area, accompanied members of the troupe to a Christmas dance at Newport's Civic Auditorium for the Navy.

★ A Merry Christmas ★

Junior Americans In RKO Shots

RKO has made several of its theaters in the Metropolitan area available to the Junior Americans of the United States, Inc., which will hold its activities in the houses on Saturday mornings.

Loew's Completes Its Refunding Plan

(*Continued from Page* 1)

per cent, covering a 15-year perioc with no amortization for the firs five years. Details of the $18,000,000 refunding were completed yesterday.

The money will be used to ca of Loew's outstanding $11,581,00 3½ per cent debentures due in 1946 and the $13,672,200 $6.50 no pa preferred stock.

The preferred stock will be callec Feb. 15 at 105, but the money wil be available after Jan. 12. The 3½ per cent debentures are callable Feb 16 at 102 and money will be available, too, after Jan. 12.

The debentures will be sold to the Massachusetts Mutual Life Insurance Co., John Hancock Mutual Life Insurance Co., Sun Life Assurance Co., Penn Mutual Life Insurance Co., New England Mutual Life Insurance Co., State Mutual Life Insurance Co., Union Central Life Insurance Co., Continental Casualty Co. and Continental Assurance Co.

★ A Merry Christmas ★

"Name" Bands Volunteer Services to USO-Shows

All the leading "name" bands in the country have volunteered their services to USO-Camp Shows, Inc., to participate in 100 engagements a week in more than 100 service posts and naval stations. Bands will pay their own expenses and transportation to the shows which will be gratis for the service men.

Co-operation of James C. Petrillo, American Federation of Musicians prexy, was an important factor, with existing contracts and stringent union rules waived for the occasion. Organizations in the band-booking business also co-operated 100 per cent. They included General Amusement Corp., Music Corporation of America, The William Morris Agency, Consolidated Radio Artists, Inc., Frederick Bros., Glasers, Inc. and Moe Gale.

Twenty-two bands have already been scheduled in the New York area to play between Jan. 1 and 15 with other shows being booked all over the country.

★ A Merry Christmas ★

Reopen Willimantic Gem

Willimantic, Conn.—Warner Theaters will reopen the 761-seat Gem tomorrow after being closed for 5 years, featuring "Lady Scarface" and "Last of the Duanes." Joseph Miklos, assistant at the Capitol, New Britain, will be manager of the Willimantic house. The policy will be four changes a week, admission 20-30 cents evenings and 20 cents matinees.

STAGE
LOEW'S THE
PRESENT
NOW SH

MICKEY ROONEY • JUDY GARLAND in "BABES ON BROADWAY" with Fay Bainter • Virginia Weidler • Ray McDonald • Richard Quine • Donald Meek • Alexander Woollcott • Screen Play by Fred Finklehoffe and Elaine Ryan • Original Story by Fred Finklehoffe • Directed by BUSBY BERKELEY • Produced by ARTHUR FREED • An M-G-M Picture

"Ushers! Get out the tape for Mickey Rooney, Judy Garland in M-G-M's 'Babes On Broadway'!"

Here is a picture in the best traditions of show business which has just about everything needed to bring crowds to the theatre and joy to the hearts of patrons of all ages, and to the exhibitor.
—M. P. HERALD

One of the most palatable and substantial entertainments ever to find its way into celluloid. Talent and versatility are apparently boundless, and in this toe-tickling, heart-warming musical, are employed to their best possible advantage. There are enough breath-taking highlights in the film to have assured successful reception for three motion pictures. *—BOXOFFICE*

Entertainment-laden money show. A showman's natural and can't miss being a big money picture. *—EXHIBITOR*

Great show; sock entertainment. As great a job as has ever been put into one picture. Any ticket buyer will go out raving. A whale of a box-office attraction with Mickey Rooney, the nation's top male draw, and Judy Garland, heading the cast and doing the best jobs of their careers. The answer to every exhibitor's prayer. Boys and girls, it's a show, and what a show!
—HOLLYWOOD REPORTER

Just about everything the average movie fan could desire. Place "Babes On Broadway" right on top . . . the best Rooney-Garland co-starrer to date. Head and shoulders above all other recent musicals. Bound to be a hit with any audience, will shoot box-office grosses upward in every situation.
—SHOWMEN'S TRADE REVIEW

Should do as well as its predecessors, "Strike Up The Band" and "Babes In Arms," at the box-office—which was very good.
—VARIETY (Weekly)

In exploiting this attraction, showmen are warranted in going the limit. The picture contains 15 musical numbers, among them some of the best they've ever seen. Busby Berkeley, director, has seen to it that all of his past experience in the field of dance direction is reflected in the enterprise . . . Audience shrieked their delight. *—M. P. DAILY*

Will be a box-office smash of the season. One of the most refreshing and enjoyable musicals to ever grace the screen. It has everything, and exhibs. can prepare for holdovers and top grosses.
—FILM DAILY

An avalanche of sure fire entertainment, paced by the certified box-office names of Mickey Rooney and Judy Garland. It has everything with which to mop up—youthful zest, heart-tug, infectious rhythm, constant amusement and excitement, stirring performances, substantial story interest, captivating music and lavish production. *—DAILY VARIETY*

400 HAPPY NEW YEAR DATES LAUNCH 1942's FIRST TRIUMPH!

LITHO U.S.

Rentals Ceiling Wanted for Xmas by Nat'l Allied

Allied Begs Santa Claus For a Substitute for the Blocks-of-Five Pix Clause

(Continued from Page 1)

even though disguised as Johnny Exhibitor, has come out in opposition to the appeals board. In this regard, the bulletin asks that the board be abolished or, at least, "completely change its personnel so that whatever is good in the arbitration system can be salvaged."

Finds No Curbing of Monopoly

"I am sorry," the mythical "Johnny" continues, "to inject this sour note in a good-will letter but a study of the decisions of the board shows that instead of giving effect to the purpose of the decree to curb monopoly and restore competition, it has interpreted the decree as a bill of rights for the existing order. It has emasculated virtually every award in favor of an independent exhibitor and has offered gratuitous advice to the circuits and distributors as to how to evade the decree."

ABRAM F. MYERS

Despite the burdens imposed upon him, "Johnny" declares that he "did not raise half of my customary hell." He said he was too busy trying to save his property and business in the face of increased operating costs and taxes. He said he had played the defense reels, "Land of Liberty" and entered whole-heartedly into the USO and Red Cross campaigns. Having kept out of mischief, the bulletin asserts that "Johnny" is entitled to write Santa concerning his wishes.

Exhibitor's Letter to Santa Claus

Aside from the remarks on the appeals board, the hypothetical exhibitor asks for the following:

"Victory. Over, above and beyond all else, I ask for a prompt and decisive victory for my beloved country over her treacherous enemies and the establishment of a just peace that will endure forever.

"Unity. I also hope for the success of the newly-launched Motion Picture Industry Conference Committee to the end that it may serve as a mighty shield and defender of the industry and at the same time afford a forum for the discussion and adjustment of industry problems.

"**Consent decree.** Please, Santa, place in my stocking an acceptable substitute for the blocks-of-five method of selling pictures, to go into effect on June 1. Every dire prediction concerning this 'noble experiment' has come to pass and I do not believe I could survive another year under this unworkable and now discredited system.

Film Rentals Attacked

"**Ceiling for rentals.** My buddies and I are genuinely alarmed by the ever-increasing film rentals demanded by the distributors. A few years ago a spokesman told a Congressional Committee that film rentals averaged only 25 per cent of the expense of theater operation. We were frightened when the distributors asked 30 per cent and 35 per cent on percentage engagements. We were shocked when this reached 40 per cent, paralyzed when the distributors asked 50 per cent and even 75 per cent for a few special attractions. We are afraid the day will come when we can no longer earn a profit and we will have to relinquish our theaters to the distributors.

"So Santa, please give us a ceiling on film rentals that will assure us a fair profit. We hope this can be accomplished without governmental action. All that is needed is vision on the part of the producer-distributors who must realize the inevitable consequences of profiteering when the country is at war. They should, for their own protection, view the rentals being currently demanded in the light of their reported earnings and then consider the impression which these will create in the minds of officials charged with preventing inflation.

Resent Withholding Films

"**Fair dealing.** Please put in my stocking a tacit resolve on the part of the distributors not to resort even occasionally to practices which they cannot justify in equity and good conscience. For instance, the withholding of pictures which the exhibitors are fairly entitled to receive under their contracts. I did not squawk very loud about 'Unfinished Business' and other cases because I was too busy, but I resented them.

"Also, let there be no more instances of withholding pictures unless exhibitors increase their admission prices. I have taken pains to explain to my patrons how patriotic the motion picture industry is. I am anxious that they see that inspiring picture 'Sergeant York.' But if I require my customers to pay double the usual admission price in order to see this epic of American heroism, I am going to have to make some embarrassing explanations.

"Yours truly,
"JOHNNY EXHIBITOR"

TO THE COLORS!

Rochester — Joe Lingo has left here to enlist in the Army. He had been assistant to Manager Lester Pollock at Loew's.

Wilkes-Barre, Pa.—Leo Hill, doorman of the Strand Theater, has enlisted in the Army.

Indianapolis—John Keller, of the Warner Bros., staff has been called to Army duty and will report Dec. 29.

WHO'S WHO IN HOLLYWOOD

• • • *Introducing Interesting Personalities* • • •

JACK BERNHARD. Producer. Born in Philadelphia, 1913. Educated at Valley Forge Military Academy and Penn State University. Studied aeronautical engineering. Worked in Warner Bros. exchanges and theaters in New York, Pittsburgh and Indianapolis. Was in selling department of the exchanges, and a booker in Warner Bros. Theater department. Came to California in 1937. Joined Universal as an assistant director and later became a cutter. Became a writer. Wrote westerns and shorts. Wrote an original story, "If We Live." Made assistant to Executive Producer Jack Gross. Promoted to a producership and produced "Man-Made Monster," "Horror Island," "Sealed Lips," "The Strange Case of Doctor R." Weight, 158 pounds. Height, five feet-nine. Eyes, hazel. Hair, dark brown.

M & P Houses to Entertain Service Men on Christmas

Boston—The M & P Theaters will be hosts on Christmas Day to several thousand soldiers, sailors and marines. Uniforms will serve as tickets.

Kaltenborn Reel Handled By Troob and Blumenthal

Lester Troob and Roy Blumenthal have taken over the national distribution excluding New York City of "Kaltenborn Edits the News" short subject series shown here exclusively at the Embassy Newsreel.

Crescent Decision After January 1

Nashville—Judge Elmer Davies of the United States District Court stated yesterday that he would not render his decision in the anti-trust suit of the Government against Crescent Amusement Co. and others before Jan. 1 and could not say how soon thereafter it might come. However, it is believed locally that his decision may come before District Court convenes for its next session on Jan. 15.

Judge Davies admitted that he probably would read little of the 15 briefs some containing more than 100 printed pages but that these would be available in case of an appeal from his decision to a higher court.

Local attorneys point to the great value of a decision in the Crescent suit to litigations set for 1942. Defense attorneys in the Schine case would use the confirmed action of Judge Davies in eliminating all local theater acquisitions from consideration and would be certain to point to the little or no value to the Government of correspondence and other documents of both exhibitor and distributor defendants which was allowed to be requisitioned for plaintiff's examination by order of the court.

The Crescent case is also full of the issues that may predominate in the Government's suit against the "Little Three" set for a Jan. hearing. The hearing as to Universal, United Artists and Columbia was largely one of attack on, and defense of, the distributors' methods of contracting for the licensing of their film products.

★ A Merry Christmas ★

Radio A-cross Words, New Game, In Riviera Debut

Radio A-cross words, new type of audience participation game opens tonight at the Riviera Theater, 97th St. and Broadway. Game, a feature of the Golden Gate International Exposition on the West Coast during 1940, was created by Leonard E. L. Cox, a former program manager at WOR. For the past six years Cox has been on the West Coast. Harry L. Gilbert placed Cox's game through the Skouras offices.

★ A Merry Christmas ★

Jane Withers to Freelance

Hollywood—Upon the expiration of her 20th-Fox pact, Jane Withers will freelance.

STORKS!

Scranton, Pa.—Willard Matthews, manager of the Strand Theater, has a new son, James William.

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"The Man Who Came to Dinner"

with Monty Woolley,Bette Davis,
Jimmy Durante

Warner Bros. 112 Mins.

A WITTY, SMART AND SOPHISTICATED COMEDY; ONE OF THE TOP LAUGHS AND BOX-OFFICE HITS OF THE SEASON.

News from the Warner Bros. home office front is cheerful. They launched "The Man Who Came to Dinner" and all objectives were gained handily in a sweeping offensive of mirth and merriment. Drive, although a little less than two hours, rolled on with laugh after laugh and is slated to capture top box-office grosses with ease.

Film is a huge success. On a number of counts it even surpasses the George S. Kaufman and Moss Hart stage version. Problem of the broad dialogue has been handled cleverly by Julius J. and Philip G. Epstein without detracting from the biting humor of the original.

William Keighley has virtually transplanted the play before the cameras. It is to his credit and directorial talents that the film maintains its sparkle, no mean feat itself for screenplay of that length. Keighley also displays a keen sense of comedy and timing.

Story is about the now well-known character of Sheridan Whiteside, noted author and lecturer and pal of the greats of the cultured world, who breaks his hip as he is about to enter the home of the Stanleys in Thessalia, O., for dinner. In his short stay there, he turns things topsy turvy with his manner which is at times domineering, insulting and even enjoyable.

Among other things, his secretary falls in love with the town's editor. Whiteside attempts to break up the affair by importing an attractive actress who is on the make for a British nobleman. Secretary gets wise to scheme and almost busts it up. Christmas Day and other factors soften Whiteside up and after rather drastic methods paves the way for his secretary to marry the newspaper man.

Monty Woolley, who played the leading role of Sheridan Whiteside on the stage, takes to the cameras whiskers and all, and contributes another splendid comedy performance. The Whiteside character whose fount of inspiration is Alexander Woollcott receives a rich and full treatment from Woolley.

In the role of the secretary, Bette Davis is given a sympathetic and extremely likeable role. Change of pace will prove helpful in her case. Miss Davis, the excellent actress she is, is splendid throughout. Ann Sheridan is swell as the actress Whiteside calls upon to break up the romance.

While on the screen for a short time and only toward the end, Jimmy Durante as Banjo, patterned after a Hollywood comedian, is splendid. He's so funny that in the short time allotted to his role he becomes one of the film's standouts. Another excellent bit is that of Reginald Gardner as the British actor. Gardner's acting is a splendid satirical characterization.

Lesser roles are played by capable performers, Richard Travis, the editor; Grant Mitchell and Billie Burke, as the Stanleys; Mary Wickes, the nurse; and Ruth Vivian, mysterious-looking sister of Stanley, are all good.

CAST: Monty Woolley, Bette Davis, Richard Travis, Billie Burke, Grant Mitchell, Elisabeth Fraser, Russell Arms, Ruth Vivian, Mary Wickes, George Barbier, Ann Sheridan, Reginald Gardner, Jimmy Durante, Edwin Stanley, Betty Roadman, Laura Hope Crews, Chester Clute, Charles Drake.

CREDITS: Executive Producer, Hal B. Wallis; Director, William Keighley; Associate Producers, Jack Saper and Jerry Wald; Screenplay, Julius J. and Phillip G. Epstein; Original Play, George S. Kaufman and Moss Hart; Cameraman, Tony Gaudio; Film Editor, Jack Killifer.

DIRECTION, Very Good. PHOTOGRAPHY, Top-Notch.

"Billy the Kid's Round-Up"

with Buster Crabbe, Al St. John,
Carleton Young

PRC 58 Mins.

OKAY WESTERN FOR ACTION; FOLLOWS COWBOY FORMULA IN REGULAR MANNER.

Buster Crabbe aligns himself with the forces of civic good against local corruption. As in all good westerns, good triumphs over evil and our heroes come out on top. Film has fair share of action and will do as a programmer for the subsequent spots.

Yarn opens with Crabbe and his two pals, Al St. John and Young, on their way to aid their friend who is the honest sheriff of the town. On orders of the saloon keeper, the sheriff is killed and efforts to ambush trio fail. Crabbe and his friends have the assistance of the local newspaper editor. The gang tries to wreck the plant but it is saved in time. In a bangup fight, the tough element is decisively beaten and on the run.

Crabbe, St. John and Young perform adequately in the principal roles with assistance from Joan Barclay and John Webster. Direction is routine but keeps film moving at good tempo.

CAST: Buster Crabbe, Al St. John, Carleton Young, Joan Barclay, Glenn Strange, Charles King, Slim Whitaker, John Webster.

CREDITS: Producer, Sigmund Neufeld; Director, Sherman Scott; Screenplay, Fred Myton; Cameraman, Jack Greenhalgh.

DIRECTION, Routine. PHOTOGRAPHY, Average.

First Shipment of 16 mm. Films for So. Amer. Ready

(Continued from Page 1)

week, it was announced yesterday by John Hay Whitney.

Distribution of these 16 mm. productions is being effected by committees set up in each country under the direction of Phil Reisman, vice-president of RKO. Those films for Brazil have been sound-tracked in Portuguese. The programs were assembled by Kenneth Macgowan and his staff.

Six of the 12 subjects known as "Erpi Classroom Films" go out this week. Other subjects currently are being edited and prepared by Macgowan.

"Dangerously They Live"

with John Garfield, Nancy Coleman,
Raymond Massey

Warner Bros. 77 Mins.

EXCITING, TIMELY MELLER DEALING WITH SINISTER NAZI ESPIONAGE RING. GOOD FARE FOR VIRTUALLY ALL STANDS.

Pulling no punches in its condemnation and recounting of the Nazi espionage menace, "Dangerously They Live," is powerful melodrama which will have audiences on chair edges virtually from start to finish. Story, while not particularly original in concept or treatment, is, nevertheless, swift-moving and timely.

It recounts the falling of Nancy Coleman, a pretty British agent, into the clutches of a sinister German spy ring headed by Raymond Massey, and his arch-aide, Moroni Olsen. Injured in a taxi accident, the girl is taken to a hospital apparently suffering from amnesia.

To make sure that she cannot get away with the all-important secret locked in her mind, Massey, an eminent psychiatrist as well as being the ring-leader, arrives at her bedside with Olsen, latter posing as her father. Together, they whisk her off to their pretentious rendezvous,—an aristocratic mansion quite some distance from a town. Also taken along is the young interne, John Garfield, who is in the case now both professionally and romantically.

Climax of the picture relates how the Nazi agents try to pry from her the secret information as to the location of a British convoy in the Atlantic. After she tricks them, she and Garfield make good their escape; the British bombers annihilate the Nazi subs who would have destroyed the convoy; and the heroic couple finds love triumphant.

Robert Florey has directed with eye to pace and suspense, and results are good. L. William O'Connell's photography is tip-top, and so are the performances turned in by the capable cast. Folks seeking thrills will get them in this production.

CAST: John Garfield, Nancy Coleman, Raymond Massey, Moroni Olsen, Lee Patrick, Christian Rub, Roland Drew, Frank Reicher, Esther Dale, John Harmon.

CREDITS: Associate Producer, Ben Stoloff; Director, Robert Florey; Dialogue Director, Hugh Cummings; Art Director, Hugh Reticker; Sound, C. A. Riggs; Assistant Director, Les Guthrie; Director of Photography, L. William O'Connell; Film Editor, Harold McLernon.

DIRECTION, Excellent. PHOTOGRAPHY, Tip-Top.

Mills Novelty Employes To Share $45,000 Bonus

. . Chicago—Mills Novelty Co. Panorams manufacturers, are distributing $45,000 in Christmas bonuses to employes.

★ A Merry Christmas ★

Set Two Foster Vehicles

West Coast Bureau of THE FILM DAILY

Hollywood—Para. has set "Dancing Debs" and "Merton of the Movies" as starring vehicles for Susanna Foster.

"The Lone Rider Fights Back"

with George Huston, Al St. John,
Dorothy Short

PRC 64 Mins.

WESTERN WITH ROUTINE PLOT AND OUTDOOR ACTION SUFFERS FROM WEAK SCRIPT.

There is not much to say about this western which stars George Huston. Obviou[illegible] a minimum budget action film, it has [illegible] moments but they are few and far between.

Huston is the Lone Rider who is out to avenge the death of his old friend. A local promoter has swindled Huston's friend out of the mine. The swindler is in cahoots with a local gang. Huston takes advantage of the situations by setting the men against each other until a few of the principals dispose of each other and then the Lone Rider and the sheriff step in to make it complete.

Fair direction and an inferior script place a great strain on the dramatic credibility of the yarn. Huston does okay but does not rate with the rest of the screen heroes. Al (Fuzzy) St. John furnished whatever comic relief there is.

CAST: George Huston, Al St. John, Dorothy Short, Dennis Moore, Frank Hagney, Charles King, Frank Ellis.

CREDITS: Producer, Sigmund Neufeld; Director, Sam Newfield; Screenplay, Joseph O'Donnell; Cameraman, Jack Greenhalgh; Film Editor, Holbrook N. Todd.

DIRECTION, Fair. PHOTOGRAPHY, Average.

"Meet John Doe" Wins Batista Trophy in Cuba

(Continued from Page 1)

Motion Picture and Radio Writers, and accordingly will receive President Batista's Trophy.

Other selections in order of rank and the accompanying awards by the Federation follow:

AMERICAN — "Citizen Kane" (RKO-Weelles) Mayor of Havana's Trophy; "That Mamilton Woman" (UA-Korda) Association of Sports' Trophy; "Blood and Sand" (20th-Fox) President of Guatemala's Trophy; "Back Street" (Universal) Commercial Association's Trophy; "Pride and Prejudice" (Metro) CMQ Radio Station's Trophy; "The Great Dictator" (UA-Chaplin) Federation of Writers' Trophy.

IN SPANISH—"Historia de una Noche" (Argentine) Cine Grafico's Trophy; "Los Martes Orquideas" (Argentine) Federation of Writers' Trophy; "Veinte Anos y una Noche" (Argentine) Mayor of Havana's Trophy; "El Milagro del Cristo" (Mexican) Trophy.

The Federation selected the following films for special Diplomas, apart from the "Eleven Best."

"Historia Musical" (Russian), "Mala Yerba" (Mexican) and the Noticiario Cinematografico Cubano SMQ-El Crisol and the Royal-New-RMC El Pais-Cadena Azul.

,000 Chairmen for Dimes March Drive

(Continued from Page 1)

very performance for one week starting Jan. 22, the appeal trailer by Clarke Gable, and to make lobby ollections in the auditoriums.

The campaign book being prepared by Ernest Emerling of Loew's ertising staff, will be ready for ribution by the week-end. All supplies will be furnished gratis to heaters, but will be paid for by the national committee out of total collections.

ounty Chairmen Appointed For Va. Dimes March Drive

Richmond, Va.—W. F. Crockett, president of the MPTO of Virginia and chairman of the Virginia motion picture "March of Dimes" campaign, announces the following county chairmen will serve: Leonard Gordon, Newport News; H. J. Lyons, Lawrenceville; Herman Rubin, Petersburg; Allan Sparrow, Richmond; Benjamin T. Pitts, Fredricksburg; Wade Pearson, Arlington; Roscoe Drissel, Norfolk; Hunter Perry, Charlottesville; Charles Abercrombie, Danville; Elmore Heins, Roanoke; C. C. Lincoln, Glade Springs; Charles Roth, Washington; H. W. Robertson, Covington.

incey Completes County hairmen for N. C. Drive

Charlotte, N. C.—H. F. Kincey, state chairman for the movies' March of Dimes campaign has completed his list of county chairmen. Serving are:

Charles B. Floyd, Whiteville, N. C.; Roy Rowe, Burgaw; J. C. Thompson, Jacksonville; C. A. Turnage, Washington; J. H. Webster, Elizabeth City; Lyle M. Wilson, Roanoke Rapids; C. H. Arrington, Rocky Mount; S. S. Stevenson, Henderson; Roy P. Rosser, Sanford; J. Francis White, Jr., Asheboro; W. H. Hendrix, Greensboro; Ivan Anderson, North Wilkesboro; A. F. Sams, Jr., Statesville; Fin W. Davis, Morganton; Carl Bamford, Asheville; J. E. Massie, Waynesville; A. E. Miller, Lincolnton; E. L. Hearne, Albemarle; H. P. Howell, Smithfield.

xpect 400 Okla. Theaters Will Support Dimes Drive

Oklahoma City — L. C. Griffith, Oklahoma state chairman for the motion picture theaters' "March of Dimes" drive, expects to enroll nearly 400 theaters through an organization of county chairmen that blankets the state. County leaders include:

Clyde Phillips, Walter Shuttee, Frank Deaton, J. F. Spangler, George Stovall, L. H. Boehm, T. M. Davidge, Ray Rector, E. R. Slocum, H. M. Lowenstein, Claude E. Thompson, Dwight Seymour, F. B. Phillips, John H. Wisdom, J. E. Holt, Max Brock, Forrest Finley, Foster Lyman, Melvin Blackledge, Kenneth Taylor, J. B. Denney, C. E. Norcross, Fielding Norton, Geo. Limerick, L. E. Brewer, Carl Barber, W. T. Henderson, Joe DeIorio, Watt Long, C. S. McDowell, Jack Pierce, Frank Aydelotte, W. T. Spears, Ed Crews, Ed Linch, R. L. Browning, John Thomas, Howard Jaggers, John Kniseley, W. O. Kemp, Gerald Stottmund, A. R. Powell, Lamong King, Levi Metcalf, Jewl Callaham, J. P. Jones, Donald Abernathy, Bertha M. Barrett, Fred Allred, W. D. Kerr, Hugh Marsh, J. B. Terry, C. V. Fleming, Bill Slepka, I. E. Hoig, Coy McCullough, Clark Abbott, J. H. Giffin, A. R. Bender, Claude Leachman, Alex Blue, Mrs. I. G. Killough, Adam Hornbeck, Jess Cooper, Elmer Cook, Calvin Council, Paul Shipley, H. G. Smith, R. J. Wilbern, C. M. Funk, Earl Settle, Ralph Talbot, Ed Luna, Kenneth Blackledge, M. Jay, Homer Jones and D. V. Terry.

☆ REVIEWS OF THE NEW FILMS ☆

"Wild Bill Hickok Rides"

with Bruce Cabot, Constance Bennett, Warren William

Warner Bros. 81 Mins.

ROBUST AND HE-MAN WESTERN KEYED FOR ACTION; STACKS UP AS SWELL PROGRAM ENTERTAINMENT.

Warner Bros. has turned out a spanking good western based on a fictionized interlude in the life of Wild Bill Hickok. It is keyed for action and stacks up as swell program entertainment.

Producer Edmund Grainger and Director Ray Enright demonstrate how the formula for westerns can be embellished and further enhanced with a substantial yarn and good acting. As outdoor action tale, film will please in all situations.

Pic has a good cast with Bruce Cabot as Wild Bill Hickok. He handles the role with ease and assurance and makes a thoroughly believable western hero. Constance Bennett is good as the woman who runs a gambling house and also falls in love with Wild Bill Hickok.

Story is about the efforts of land pirates who want to grab the rich valley of Powder River in Cheyenne. Chief villain and brains behind the gang is Warren William. He sets up Miss Bennett as an operator of the gambling house and tries to use her to snare Cabot. She falls in love with him instead, and at the last moment warns him the gang is going to blow up the dam which would flood the valley.

Betty Brewer stands out as the adopted daughter of Wild Bill and the rancher who is murdered by the gang. The youngster reveals that she is a capable actress. In lesser roles, Ward Bond, Russell Simpson, Howard da Silva and Lillian Yarbo are good.

Direction emphasizes story values and gives proceedings certain amount of dramatic credibility. It also keeps film going at good tempo.

CAST: Bruce Cabot, Constance Bennett, Warren William, Ward Bond, Betty Brewer, Russell Simpson, Frank Wilcox, Howard da Silva, Trevor Bardette, Lillian Yarbo, Lucia Carroll, Faye Emerson, Elliot Sullivan, Ray Teal, Dick Botiller.

CREDITS: Associate Producer, Edmund Grainger; Director, Ray Enright; Cameraman, Ted McCord; Film Editor, Clarence Kolster.

DIRECTION, Good. PHOTOGRAPHY, Good.

☆ ☆ Short Subjects ☆ ☆

"Nix On Hypnotricks"

(Popeye)

Paramount 7 mins.

Unusually Funny

Short but sweet from the standpoint of laughs, this newest adventure of the spinach-guzzling Popeye ranks among the best of the Fleischer series. The sentimental sailor is reading Romeo and Juliet to the waiting-to-be-petted Olive Oyl. She answers the ringing telephone, the call coming from an East Indian hypnotist who, seeking a human subject on whom to practice his scientific stuff, has picked her name at random from the phone book. His Svengali "passes" are even effective over the wire, and she heads at once for the mystic's apartment. In her trance, she has hair-raising escapes from death, as does the frantically following Popeye. Latter at length, after swallowing a goodly swatch of spinach, mops up the mystic, and is in turn mopped up by the indignant Olive whom he has handled roughly to end her trance.

"Nothing But Nerves"

(Robert Benchley Comedy)

Paramount 10 mins.

Mirthful Ten Minutes

Reaction of nerves, on the morning-after-the-night-before, is conveyed in high good humor by the irrepressible Bob Benchley. Jitters, irritability, loss of co-ordination, and that feeling that the whole world is against you are some of the post-binge manifestations illustrated. Jarring episodes to the heir of the hangover include inability to lift the a.m. cup of coffee; the annoyance of the maid's appearance; wrong-number telephone call; and, finally, the advent of plumbers to effect repairs. Benchley finally takes refuge in his shower bath, only to have the visiting pipe-fitters further dampen him, body and soul. Tag it as a mirthful 10 minutes.

"You Make The Stars"

Myron Datry 10 mins.

Novel Idea

Myron Datry has come up with a novel audience participation idea. In this short subject, which he produced and directed, he presents five players and the audience is asked to name its favorite. Kay Hughes and Alan Baldwin play sweethearts, while Sam Ash and Lillian West enact the parents of Kay. Patsy Alden plays Kay's sister. Datry contends fans create movie stars and that he will have his short subjects introduce likely star material.

Name Exhibitors Committee For Dimes Drive in Missouri

St. Louis—Exhibitors Committee for the March of Dimes campaign in this territory was organized at a meeting called here by Harry C. Arthur, Jr., state chairman. It comprises Louis K. Ansell, Empress, St. Louis, chairman; Fred Wehrenberg, St. Louis; Jack Seipker, Webster Groves; Fred Soutter, St. Louis; George H. Karsch, Farmington; I. Weinshienk, Alton, Ill.

All branch managers have assigned salesmen to contact groups of theaters in Missouri and Southern Illinois. John X. Quinn was made chairman of the Exchange Committee.

Chi. Amusement Industry Will Back Nat'l Drives

Chicago—The Chicago amusement industry organized yesterday at the Blackstone Hotel to co-operate with the Government and other national drives. Van Nomikos, Allied vice-president, was named chairman of the Red Cross drive for $31,000. Jack Kirsch, John Balaban, James Coston and Eddie Silverman were named the committee to direct operations.

Kirsch announced acceptance yesterday of unity committee appointments from George Schaefer, RKO prexy, Spyros Skouras, Ben Kalmenson of Warners and Leonard Goldenson of Paramount.

★ A Merry Christmas ★

M. P. Academy to Make Awards to Documentaries

West Coast Bureau of THE FILM DAILY

Hollywood — Academy of Motion Picture Arts and Sciences has voted to give "special awards" this year in the documentary field, one of the best feature length and one best short documentary film of the past year.

★ A Merry Christmas ★

SWG Names Ralph Block

West Coast Bureau of THE FILM DAILY

Hollywood—Screen Writers' Guild has appointed Ralph Block chairman of its committee to function with the Motion Picture Committee Co-operating for National Defense, recently renamed War Activities Committee—Motion Picture Industry.

★ A Merry Christmas ★

Loew's Xmas Party Today

Loew's annual Christmas party for employes will be held at a luncheon today at the Hotel Astor. The home office, annex, exchange and Radio Station WHN will close at 12:30 P.M.

THE SPIRIT OF THE NEW YEAR . . .

HEY RUBE!

TAKE YOUR PLACES

The traditional circus call to arms — the rallying cry of Show Business — again thunders through the great American world of entertainment.

The Big Show has been attacked!

Down through the pages of our country's history — whenever security and decent living were endangered by the wanton acts of international outlaws — our fathers and our fathers' fathers closed their fists about every last weapon at hand to defend their nation's life and liberty.

Our country needs us now. There are a thousand ways to help — a thousand ways to roll up our sleeves and heed the traditional battle-cry of Show Business. Take your places! Grab the best weapon at hand — and come out fighting!

HEY RUBE!

★

OUR SEASON'S GREETINGS TO SHOW BUSINESS

ESTABLISHED 1898

WILLIAM MORRIS AGENCY Inc.

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

OL. 80, NO. 125 NEW YORK, FRIDAY, DECEMBER 26, 1941 TEN CENTS

OPM SURVEYS STUDIOS ON REQUIREMENTS

Loew's Sues Local 306 Under Anti-Trust Act

Charges Union Would Stop It from Licensing Pix to Houses Not Using 306 Men

Charging Local 306 of the motion picture machine operators' union with violating the Sherman anti-trust laws in seeking to force film distributors to cease servicing theaters employing other than 306 projectionists, Loew's, Inc., filed an injunction suit in the Federal court

(Continued on Page 8)

St. Louis Arbitrator Gives Fee to Exhib.

Although he ruled against the Palm Theater, St. Louis, in a recent arbitration case, J. W. McAfee, arbitrator, waived his fee and asked that it be given to Victor Thien, the complainant. Thien's costs were

(Continued on Page 7)

Nine-Point War Program For Local 109's Members

In a letter to its members, the Executive Council of the Screen Office and Professional Employes Guild, Local 109, UOPWA, has out-

(Continued on Page 7)

Raid Alarm Hookup Weighed by Circuit

Springfield, Mass.—In the interests of both safety and efficiency during potential air raids on this community, Liberty Theaters circuit is contemplating, use of its intercommuncations telephone system linking the chain's headquarters and each of its local theaters. Managers, it is tentatively planned, will be informed of any impending blackout from a central board which will operate immediately following Liberty headquarters' notification of an alarm. One of the downtown houses, perhaps Loew's Poli, which is centrally located would also be called, thus obviating numerous messages being relayed among local stands.

Editorial:

Films, Morale and Victory

. . . the industry's war-time mission

By CHESTER B. BAHN

IT IS less than three weeks since war came suddenly, swiftly and deadly to these United States.

What of the motion picture industry in that period . . . and what of the industry's mission in the grim and trying days of stress ahead?

As to the first, the evidence is conclusive that, of all national industries essentially dedicated to the service of a country at peace, the motion picture industry has made the adjustment with a minimum of strain and with scant confusion.

That this has been so is due to the sensitivity, sagacity and diligence of its leadership, dedicated patriotically for many months to vigorous national defense. With little public attention, there had been established the Motion Picture Committee for National Defense, and, when M-Day came, the industry, even as the armed forces, was prepared to put into instant operation a carefully formulated and comprehensive program.

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CONSIDER the impressive accomplishments in the last fortnight. The defense organization resolved itself into the War Activities Committee-Motion Picture Industry; trade associations in all fields of activity placed themselves at the President's command; the studios revised line-ups to keep in step, met the blackout problem by adopting a day-time operating schedule, yet, at the same time, expanded the Government film production program; theater operators everywhere drilled personnel to meet the potential threat of air raids, made provision to safely shelter not only patrons but others who might require instant refuge, and turned with a will to speeding the sale of Defense Bonds and Stamps and aiding other war drives.

These immediate industry contributions to the nation's cause, important as they

(Continued on Page 2)

Cuban Circuit Terms Find Distribs. Cold

Havana (By Air Mail)—With the exception of Paramount, Universal and Columbia, all American distributing companies are refusing to close new season contracts with the new combine brought about by the consolidation of the Smith and Valcarce circuits. Dispute is over deals

(Continued on Page 4)

State Dissolves 87 Amusement Co.'s

Albany—Listed among 11,500 companies dissolved by proclamation of Secretary of State Michael F. Walsh, for failure to file reports and pay corporation taxes for three successive years, are 87 in the amusement field.

Any corporation listed as dissolv-

(Continued on Page 6)

4 Execs. Take Unity Posts

Schaefer, Skouras, Kalmine, Goldenson Accept

George J. Schaefer, RKO president, and Spyros Skouras, president of National Theaters, have agreed to serve as temporary chairmen of sub-committees of the Motion Picture Industry Conference Committee. In addition, Leonard Goldenson, head of Paramount theaters operations, and Harry M. Kalmine, as-

(Continued on Page 7)

Capital Funeral Rites Today for Ray O. Hall

Funeral rites will be held in Washington today for Ray O. Hall, chief of Newsreel Liaison, Bureau of Public Relations, War Dept., and widely known newspaper and newsreel

(Continued on Page 4)

Detailed Questionnaires Sent to All Studio Heads; Brylawski Checks Exhibs.

By OSCAR HUME
Washington Bureau of THE FILM DAILY

Washington—A survey of film studios is being conducted by the Office of Production Management to determine their requirements of vital materials during the coming year, THE FILM DAILY learned Wednesday.

Detailed questionnaires listing the various critical materials and requesting information on total usage during 1940 and the first three-quarters of 1941, together with anticipated requirements during 1942,

(Continued on Page 8)

Newsreels to Co-op On War's Coverage

Co-operative coverage of the world-wide war front has been arranged among the five newsreel companies, it was learned on Wednesday.

Ten cameramen, two from each

(Continued on Page 4)

$1.50 Top Admission for New Year's Eve in Chi.

Chicago—Price scales to be in effect for New Year's Eve shows establish that the top admission will be $1.50, including tax, at the Chicago theater.

Other B & K Loop theaters will ask

(Continued on Page 7)

Cuban Rotary Club Gives RKO Trophy

Havana—A silver trophy has been presented by the Rotary Club to Pedro Saenz, RKO manager for Cuba, in recognition of the good relations which always have existed between RKO and Cuba and for the selection of Havana as the scene of the company's Latin-American convention.

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CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Wednesday, Dec. 24)

NEW YORK STOCK MARKET	High	Low	Close	Ne: Chg.
Am. Seat.	7⅜	7⅜	7⅜	.....
Col. Picts.vtc. (2½%)	5¼	5⅛	5⅛	.....
Columbia Picts. pfd.	24¼	24¼	24¼	— ¼
Con. Fm. Ind.	⅜	⅜	⅜	— ⅛
Con. Fm. Ind. pfd.	7⅜	7⅜	7⅜	— ⅛
East. Kodak	132	131	132	+ 1
do pfd.	....	....	....	.....
Gen. Th. Eq.	11⅜	10¾	11⅜	+ 1
Loew's, Inc.	35	34⅜	34¾	+ ¼
do pfd.	106¼	106	106	— ⅛
Paramount	14	13⅝	14	+ ¼
Para. 1st pfd.	107	107	107	+ 1
Para. 2nd pfd.	12½	12⅛	12⅛	+ ⅛
RKO	3	2⅞	3	+ ⅛
RKO $6 pfd.	45½	45½	45½	+ ½
20th Century-Fox	7⅛	6⅞	7⅛	+ ⅛
20th Century-Fox pfd.	18	18	18	— 1
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5	4⅞	5	+ ⅛
do pfd.	....	....	....	.....
NEW YORK BOND MARKET				
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	56½	56⅛	56⅛	+ ⅛
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	95¾	95½	95½	— ¼
NEW YORK CURB MARKET				
Monogram Picts.	½	½	½	—1-16
Radio-eKith cvs.	5-32	5-32	5-32	.....
Sonotone Corp.	2	2	2	.....
Technicolor	6½	6⅛	6½	+ ½
Trans-Lux	9-16	7-16	9-16	+1-16
Universal Corp. vtc.	....	....	....	.....
Universal Picts.	....	....	....	.....

Orphans, Heineman's Guests

At a post-Christmas party tomorrow, William J. Heineman, Universal's assistant general sales manager, will entertain orphans from the St. Joseph School for Girls at his Forest Hills home. Playing a delayed Santa Claus, Heineman will offer refreshments, movies, games and dinner for the orphans.

Open Three in Central Ill.

Springfield, Ill.—Kerasotes circuit reopened the remodeled Strand and Pantheon here yesterday while the Frisina Amusement Co. opened the new Frisina-Joy at Pawnee.

Films, Morale and Victory

. . . the industry's war-time mission

(Continued from Page 1)

patently are, tell only part of the story. The rest is to be found in the "all-out" dedication of the trade to the task of assuring and providing the entertainment so vitally needed by service man and civilian alike.

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VICTORY today as never before is predicated upon high national morale. In a total war, it cannot be otherwise. For it must be remembered that this conflict is being fought not only by men in uniform on land, on sea and in the heavens but by the miner in the coal fields, the steel worker in blast furnaces and rolling mills, the scientist and technician in the laboratory, the skilled craftsman in shop and factory, the farmer toiling in the fields and the housewife going about her domestic duties.

Without exception, civilian physical and mental health, the dual keystone of morale in the last analysis, requires relaxation and amusement that the strain of long hours and top-speed production effort and the anxiety and concern felt for those on the far-flung fighting front may be relieved.

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THE motion picture theater, with its cheerful atmosphere, its comfort, its modest admission price, its accessibility, its diverting entertainment and its guarantee of safety, rightly takes its place in an advanced position in the nation's second line of defense.

Parenthetically, it is for reasons in kind that the Government has seen to it that motion picture facilities kept pace with the growth of the armed forces during the defense period preceding the outbreak of the war. Provision for film theaters and adequate screen entertainment was a War Department "must," and will remain so for the duration.

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THE exhibitor can and will contribute materially to the ultimate victory by emphasizing and re-emphasizing the recreational advantages and the opportunity for relaxation to be found in regular film attendance. This is not a matter of theory. The tonic and electric effect of screen entertainment has been tellingly demonstrated in Great Britain, doubly so in that period when Nazi bombers were waging the aerial blitz.

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NOT without reason, there long has been a saying in our sister democracy that its wars are won on the playing fields of Rugby and Eton, Oxford and Cambridge. Out of this, the greatest of all titanic struggles between liberty and slavery the world has known (and, please God, ever will know), may come another attesting to the heroic role of the American motion picture.

M-G-M Preparing Dozen For Early Release

M-G-M will start the new year with a dozen pictures in various stages of production and others being edited and previewed. Studios are reported to be busier than at any corresponding period in the last several seasons.

Three important films completed are "I Married An Angel," "Rio Rita" and an untitled musical.

Other new product includes "Mrs. Miniver," "Tortilla Flat," "Love Me Not," "The Courtship of Andy Hardy" and "Fingers at the Window.' '

In production are "Out of the Past," "Just Between Us," "Then There Were Two" and "Monkey Delano."

Significant in the list of current productions is the high quota of young talent represented.

Consider Big Screen Tele For N. Y. Training Camps

Plan for the installation of large screen television in the Army training camps in the New York area is being considered by Army and United Service Organizations as an aid to trainee morale and as an inexpensive means of providing first-class entertainment.

Because too expensive for tele stations to sponsor on their limited budgets at present, and because the plan requires the buying of equipment either by the Government or USO, tele execs. have agreed to cooperate 100 per cent with the USO and Army officials in presentation of such programs.

Two Hawks on "Cheyenne"

Hollywood—William Hawks will produce and Howard Hawks will direct RKO's "Cheyenne."

F. F. F.

COMING and GOING

SANTA CLAUS left town yesterday.

WILLIAM R. RODGERS leaves for Florida today for a three-week vacation.

JOHN GRIERSON and ROSS McLEAN, of the National Film Board of Canada, are at the Warwick Hotel.

ANTONIO de G. OSIO, Mexico City exhibitor and his wife, will leave tomorrow for home

FREDDY MARTIN and his band, who rece finished an assignment in RKO's "The Mayor of 44th Street," leave Hollywood for New York Sunday.

ROBERT RISKIN, screen writer, has arrived in New York from England.

JEANETTE BERLINER, Republic booker, New Haven, leaves Dec. 31 for a short Florida vacation.

ADOLPH G. JOHNSON of the Strand, Hamden, Conn. and MRS. JOHNSON spent Christmas with son Robert in U. S. service at Jacksonville.

EARL WRIGHT, 20th-Fox salesman, New Haven, leaves today to spend a week in Waterville, Me.

HAL ROACH leaves the Coast today on the Super Chief, arriving here Monday.

WILLIAM BENDIX is here from Hollywood for the holidays.

British Shorts at Museum

Museum of Modern Art is now showing daily except Sundays a 45-minute program consisting of six short subjects made in England showing citizens what to do during an air raid. Screenings start at three o'clock.

NEW YORK THEATERS

RADIO CITY MUSIC HALL
"H. M. PULHAM, ESQ."
An M-G-M Picture with
HEDY LAMARR • ROBT. YOUNG
RUTH HUSSEY
With the Music Hall's
Great Christmas Stage Show
1st Mezzanine Seats Reserved. Circle 6-4600

BING CROSBY :: MARY MARTIN
in Paramount's
"BIRTH OF THE BLUES"
IN PERSON ORRIN TUCKER AND BAND
featuring WEE BONNIE BAKER
PARAMOUNT TIMES SQUARE

CLAUDETTE COLBERT
"REMEMBER THE DAY"
with
John Payne
A 20th Century-Fox Picture
PLUS A BIG STAGE SHOW ROXY 7th AVENUE 50th STREET

RKO PALACE B'WAY & 47th St.
"LOOK WHO'S LAUGHING"
Edgar Bergen-Chas. McCarthy
"ALL THAT MONEY CAN BUY"
Edward Arnold-Anne Shirley

GENEROUS CONTRIBUTORS

BECAUSE of their exceptional ability — each in its own field — to record completely the beauty of every scene, Eastman negative films have contributed their part to the success of modern screen productions. Eastman Kodak Company, Rochester, N. Y.

J. E. BRULATOUR, INC., *Distributors*
Fort Lee Chicago Hollywood

PLUS-X
for general studio use

SUPER-XX
when little light is available

BACKGROUND-X
for backgrounds and general exterior work

EASTMAN NEGATIVE FILMS

Cuban Circuit Terms Find Distribs. Cold

(*Continued from Page* 1)

offered by the consolidated circuits.

American exchange managers here told THE FILM DAILY that the terms proposed by the two allied circuits "are completely ridiculous."

Paramount, Universal and Columbia closed their contracts before the merger.

Capital Funeral Rites Today for Ray O. Hall

(*Continued from Page* 1)

editor. Hall died at Doctors Hospital there Tuesday night after three week's illness from pneumonia.

Born in Kentland, Ind., Dec. 11, 1879, Hall was a graduate of Indiana University, Class of 1904. Previous to entering the motion picture industry, he was a widely-known newspaper man, being connected with the UP and INS. He entered the newsreel industry in 1914 as editor of Hearst-Selig News Pictorial, and later was editor of Screen Telegram and Newsreel for the Mutual Film Co.

In 1918 he was in charge of motion picture production and editor of the Official War Review for the Committee on Public Information. From 1919-25, was editor and production manager of Kinogram Newsreel. In the succeeding two years, Hall was production manager of Fox Variety. From 1931-40, he was associated with various motion picture enterprises in an executive capacity.

He joined the War Dept. as Chief Liaison for Newsreel in the Bureau of Public Relations in March 1941, and officiated in that capacity until his death. He is survived by his widow Marion J., three sons and his daughter.

His body will be sent to Kentland, Ind., for interment.

DECEMBER 26

Mort Blumenstock
Charles A. Alicoate

DECEMBER 27

Marlene Dietrich
John Bowers
Sam Coslow
Bodil Rosing
Edward L. Klein
Maria Alba

DECEMBER 28

Lewis Ayres
Maris Wrixon
Arch Reeve
Frank Butler
John LeRoy Johnston
Lee Bowman

▼ ▼ ▼

The Morning After:

● ● ● **AMONG the Yuletide garlands are those The Redbook Magazine is soon to shower on Warners' "Sergeant York" and its star, Gary Cooper......Award is that publication's silver cup for "Distinguished Contribution to the Art of the Motion Picture"......The editors selected the pic both because of its excellence and its stirring affirmation of the American way of life at a critical time in our history......Presentation'll be made during a Gulf Screen Guild performance of a radio version of the drama o'er CBS on Sunday, Jan. 18......Douglas W. Churchill, Redbook's movie editor, will introduce Martha Scott, a member of the "Our Town" company which grabbed the award last year, and she'll do the actual presenting to Gary......**

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● ● ● *FILE under Tsk, Tsk:.....Bob Livingston's employes at the Capitol Theater, Lincoln, Neb., asked him what he wanted for Christmas......Bob said he'd like to have an old rocking chair in which he could sit at the curb in front of the theater on summer nights......The employes discovered that the only old rocking chair available in town was an antique, and they didn't have enough dough to buy it......So-o-o Bob will have to sit on the curb or pace up and down......*

▼ ▼ ▼

● ● ● **WIN, lose or draw in the Sugar Bowl tilt with the Missouri pigskin warriors, the Rapid Rams of Fordham will get a rousing welcome home party at the RKO Fordham Theater on Monday night, Jan. 5...... Highlight of the shindig, which Harry Mandel is arranging, will be a movie of Jimmy Crowley's lads in action during the regular season and in the New Orleans classic itself......Pathe News will provide the footage whereby the Rams will see themselves as others see 'em. . . . ● Anent the New Year's Day pigskin proceedings, George Hall is thinking of renaming his Franklin, Neb., theater in tune with the times......Stand has been operating for several years as the "Rose Bowl," and Exhibitor Hall is now considering changing it to the "Duke". .....Incidentally, George can save both 'lectric bulbs and 'lectric bills with the 50 per cent slash in theater's moniker.......**

▼ ▼ ▼

● ● ● *STUFF:.....Up Troy, N. Y., way (birthplace, by the way of an impressive number of fillum folks), Irving Liner, Fabian city manager there, and one of the few surviving members of the famed Lost Battalion in World War No. 1, has offered his services to Uncle Sam, and may be utilized in the air raid warden set-up. . . . ● Mayor Frank Hogan of Troy has appointed Harry Brooks, State Secretary of IATSE and head of the Troy operators' union, to his Defense Council along with theater managers Sid Sommer, Charlie Wilson, Leonard L. Rosenthal, Irving (aforementioned) Liner, Jack Rosen, and Jack Swartout. . . . ● LaHiff's Tavern, renowned industry eating emporium, has resumed lunches and dinners, and is again open to our Film Row-ites, after having completed installation of new kitchen equipment. . . . ● Prize telegram of the holiday span: that wire which Bob Hope sent to Oscar Neu declining the invitation to attend the latter's annual party in New York on the eve of Christmas Eve! . . . ● Everyone in our celluloid kingdom should make it an absolute MUST to read the article by Howard (Metro) Dietz in the Jan. 3 issue of Liberty Magazine (it is titled, "Before You Pan Hollywood")—a swell and thrilling defense of filmland's capital. . . .*

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● ● ● **REMEMBER Pearl Harbor!......**

Newsreels to Co-op On War's Coverage

(*Continued from Page* 1)

company, have been selected and either are at their posts or on their way over. The cameramen, who will probably be placed on a war cor spondent basis and their territor are: Bill Gerecke, Canal Zone, and Joe Rucker, Hawaii, Paramount; Len Roos, Hawaii, and Mervin Freeman, Philippines, Pathe News; Earl Crotchett, Iceland, and Irving Smith, Atlantic Fleet, Universal Newsreel; Norman Alley, Pacific, and Sam Greenwald, emergency, Universal Newsreel; and A. Brick, Pacific, and Jack Barnett, Alaska, Movietone News.

Before the cameramen were selected, it was understood the FBI gave them a clean bill of health. Army and Navy are still working on rules for coverage, it was said.

Hold New York Meeting On Ned Depinet Drive

Captain Nat Levy of the Ned Depinet Drive forces who with Harry Gittleson has completed a tour of RKO Radio Eastern and Southern branches conducted a meeting at the New York exchange, headed by Bob Wolff.

Sales manager Andy Smith addressed the gathering. Others from the home office present included Bob Mochrie, Harry Michalson, A. A. Schubart, M. G. Pollar, W. J. McShea and Ed Smith.

Captain Levy and Gittleson, who conducts a Drive house organ from the field, will continue the tour of exchanges just after the first of the year.

Sarnoff Sees Tele Advancing in 1942

Television will make further advances in 1942 despite the fact that the nation is at war, David Sarnoff, RCA president, declares in his year-end review and forecast, released today.

DAVID SARNOFF

Sarnoff writes:

"As a post-war industry, television holds great promise of becoming a new radio service to the public. Television today is testing its wings over the New York area through NBC's pioneer television station WNBT. Its immediate assignment like that of all radio—research, manufacturing, communications and broadcasting—is national defense."

☆ ☆ REVIEWS OF THE NEW FILMS ☆ ☆

"The Shanghai Gesture"

with Gene Tierney, Walter Huston, Victor Mature, Ona Munson

ited Artists-Pressburger 106 Mins.

VISH PRODUCTION FETTERED BY CHAIC HANDLING AND LACK OF ACE, BUT HEROICALLY ACTED.

This screen version of the well-known tage play which John Colton penned, and hich enjoyed solid success on Broadway, is carcely on a par with the legit offering rom the standpoint of quality. However, n celluloid form, the scope and stature f the story are enhanced. On the credit ide, too, is the acting, impressive throughut and giving to theaters a bevy of magnetic ox-office names, high in fan favor. Many f the sets are lavish, particularly the great aming rendezvous which possesses much of he grandeur of a super Monte Carlo.

On the debit side is, first off, the act that the action is slow, taking on beimes the halting, meditative pace of a hess game, creating impatience rather than uspense. True, toward the finale there is chieved a better tempo, but this steppingp comes too late to salvage the attracion for the pic patron. Another flaw of he cinema "Shanghai Gesture" is the deelopment of the yarn along the pattern of he original play, and spiking that developnent with dialogue which at times assumes he form of archaic melodrama.

Four characterizations stand out like eacon lights,—those entrusted to the voluptuous Gene Tierney, exotic Ona Munson, nd that skilled pair of thespians, Walter Huston and Victor Mature. Supporting cast s excellent, yes and valiant as the leads n the attempt to make the picture click.

The story recounts the threatened eviction f a glittering shrew,—a woman of Mongolian stock—, from Shanghai's International ettlement, along with her gambling house. This role is essayed by Ona Munson. The viction is sponsored by Walter Huston, n official whose attractive daughter, Gene Tierney, is gambling away his money at the Munson establishment. As matters turn ut, Miss Munson, once the wife of Huson whom he exploited and allegedly disoiled of her money, gets her revenge.

Of course, Gene Tierney is the couple's ffspring who loses respect for her dad hen he is exposed before a sinister sort f dinner party and his past and deeds laid are by his erstwhile spouse. Miss Munson, nsulted by her recalcitrant daughter, kills he girl.

As Hollywood has made the Coltonenned property, it is more of a social nd psychological study of the polyglot opulace of the Shanghai of other days than t is up-to-date entertainment, and about s swift moving as a weighty text book. osef Von Sternberg's direction is lacking n zip and modernity. Paul Ivano's photogaphy is tip-top.

CAST: Gene Tierney, Walter Huston, ictor Mature, Ona Munson, Phyllis Brooks, lbert Basserman, Maria Ouspenskaya, Eric lore, Ivan Lebedeff, Mike Mazurki, Clyde illmore, Grayce Hampton, Rex Evans, Mikail Rasumni, Michael Delmatoff, Marcel alio.

CREDITS: Producer, Arnold Pressburger; daptation, Josef Von Sternberg in colaboraion with Geza Herczeg, Karl Vollmoeller, ules Furthman; Author, John Colton; Director, Josef Von Sternberg; Associate Producer, Albert de Courville; Photography, Paul Ivano; Sound, C. A. Noyes; Film Editor, Sam Winston; Assistant Directors, Charles Kerr, Fred Pressburger.

DIRECTION, Fair. PHOTOGRAPHY, Fine.

"Sons of the Sea"

with Michael Redgrave, Valerie Hobson, Griffith Jones

Warner Bros. 91 Mins.

BRITISH-MADE SAGA OF THE START OF STEAMSHIP TRAVEL ACROSS THE ATLANTIC, SHOULD HAVE GENERAL APPEAL.

Strong bond between the United States and England is emphasized in this saga of the steamship. It was produced at the Teddington Studios in England by Warner Bros. Film is fairly absorbing historic drama whose background should have general appeal.

In early years of the 19th Century, there existed great rivalry between the ship owners of Liverpool and Glasgow. One such firm was the MacIver Brothers. Charles split with his brother David because he felt the latter had no vision over the development of steam to replace the sail.

There is an interesting portion devoted to the early sailing vessels which carried emigrants to North America. Charles almost loses his life on one of those boats where profit is the primary consideration. He returns to London where he meets Samuel Cunard who views with the same enthusiasm the future of steam. They build the Britannia which sails for America and breaks the record for Atlantic crossings.

Throughout the tale, there runs a romantic thread which revolves around the MacIver Brothers and the daughter of a shipowner. The girl, although engaged to David, is inspired by Charles' enthusiasm. She loves Charles and his love for her is acknowledged after the initial crossing of the Britannia.

While undistinguished, direction is çapable with appreciation for the historic significance of the story. Script is a workmanlike job.

Michael Redgrave, as Charles, is properly courageous and visionary. Valerie Hobson, the girl, Griffith Jones, as the other brother, and Hartley Power, as Cunard, are all good.

CAST: Michael Redgrave, Valerie Hobson, Griffith Jones, Margaretta Scott, Hartley Power, Bessie Love, Milton Rosmer, Frederick Leister, Henry Oscar, Edmund Willard.

CREDITS: Director, Walter Forde; Screenplay, Gordon Wellesley, Edward Dryhurst, Emeric Pressburger; Original, Derek and Wynne MacIver; Cameraman, Basil Emmott; Editor, Terrance Fisher.

DIRECTION, Good. PHOTOGRAPHY, Good.

6,500 Bausch & Lomb Employes Given Bonus

Rochester—A bonus was distributed to 6,500 employes of the Bausch & Lomb Optical Co. Employes on the payroll last Dec. 30, numbering about 5,500 received an extra week's compensation, while employes hired between Jan. 1 and June 30, numbering about 1,000, received a half week's pay.

☆ SHORTS ☆

"She's Oil Mine"

Columbia **17½ mins.**

Mild Slapstick

A melange of pratt falls and other varieties of slapstick that is reminiscent of some of the old silent comedies that were shot extemporaneously with just a couple of situations for inspiration. Buster Keaton is the plumber who saves an oil heiress from a foreign suitor and is challenged to a duel for his trouble. Most of the aged gags come on the field of honor as Buster accepts the invitation, only to have the affair broken up when a hunter scares off the participants.

"Crystal Flyers"

RKO **8 mins.**

Swell Reel

Slightly off the beaten path of ordinary subjects about skiing is this magnificently photographed reel. Main reason for its appeal is that it shows the Swedish ski patrol in action. There is a lot more to skiing than gliding down a picturesque mountain side and these boys demonstrate how it should really be done. Excellent program material for this time of the year. Frederic Ullman, Jr., produced.

"The Kitchen Quiz No. 2"

Columbia **9 mins.**

Good Novelty

Second appearance of radio's Ed East and Polly should be well received, especially by the femmes. The good-natured team, via questions to its studio audience, offers a number of household hints including how to remove grease spots from clothing, a method of determining whether eggs are fresh and how to pick up dog hairs before they are shed.

"Information Please"

RKO **11 mins.**

Fun for All

Cornelia Otis Skinner is the guest expert with the regular panel of John Kieran, Franklin P. Adams and Oscar Levant. Clifton Fadiman is again the interlocutor. Happily, the reel finds Levant alert and humorous. He gives the reel the air of spontaneity it needs. Charades, musical questions and the like are used to stump the experts but they perform spryly and amusingly.

"Screen Snapshots No. 4"

Columbia **10 mins.**

Weak Subject

Evidently made up of silent films taken on a Billy Gilbert personal appearance tour, this Snapshot is pretty dull. Instead of the expected Hollywood backgrounds the footage turns out to be a San Francisco scenic with Gilbert and his wife clowning in front of various public buildings. Any 16 mm. camera owner has similar stuff on other cities with his own friends as the "actors."

"A Quiet Fourth"

RKO **15 mins.**

Surefire Slapstick

Everything happens to Edgar Kennedy on the Fourth of July that one would expect in a two-reel comedy. Most of the slapstick is good for laughs. All set for a picnic, Kennedy takes his neighbor's two boys along with him. The spot they choose for the picnic has been designated as a testing ground for the Army's ordnance division. Kennedy and his party flee. Then Kennedy does a "burn" when he returns and witnesses his neighbor reclining in the hammock.

"Chef Donald"

RKO **7½ mins.**

Can't Be Beat

Walt Disney and his staff of skilled assistants have turned out another hilarious reel which should provide a swell laugh interlude for the program. Donald tunes in on a radio program broadcasting the recipe for making waffles. Everything goes wrong as the batter becomes tough and rubbery. Donald takes a beating as the bowl keeps knocking him over during all sorts of situations. Reel ends up with Donald going off to batter the cooking expert. Reel is in Technicolor.

F. F. F.

Interesting—Isn't it?

State Dissolves 87 Amusement Co.'s

(Continued from Page 1)

ed may proceed to annul its dissolution, at any time within three months from Dec. 15 through the payment of its back corporate taxes, penalties and interest charges, and a fee of $50 for the filing of a certificate of reinstatement.

Any corporation listed as dissolved, if such listing is through error, can on proper application, be reinstated without payment of any fee. As corporate taxes due constitute a lien against any property owned by a corporation, any going concern, with its name appearing on the list should take immediate steps to secure reinstatement.

List of dissolved corporations, which by name are indicated to be amusement companies, follows:

A. J. M. Amusement Corp., A. T. Amusement Co., Inc., A. W. B. Amusement Corp., Abbott Theaters, Inc., Abra Amusement Corp., Acme Films Corporation, Adams Amusement Corp., Almer Theaters, Inc., Astor-Bijou-Morosco Theaters Realty Corp., Attom Amusement Corp., Automatic Amusement Corp., Avondale Theaters Corp.

Bar-Rit Amusement Corp., Beach Theater, Inc., Benly Theaters, Inc., Brisk Amusement Corporation.

C. B. M. Productions, Ltd., C. F. Amusement Corp., Cavalcade Pictures, Inc., Char Amusement Corp., Church Ave. Theater Corp., Court Theaters Corp., Commodore Pictures Corp., Con-Wil Amusement Corp., Crescent Theaters Corp.

Dama Amusement Corp., Demgar Amusement Corp., Dixie Motion Picture Attractions, Inc.

East Coast Studios, Inc., Eron Pictures, Inc., Excelsior Theatrical Corp.

F. B. P. Theater Co., Inc., The Film Exchange, Florence Theaters, Inc., Fredmar Amusement Corp.

G. F. G. Amusement Co., Inc., Gim Theatrical Corp., Greyhound Amusement Corp.

The Hampton Theater of Southampton, Inc., Home Theater Corp.

Industrial Cinemas, Inc., International Distributors Corp., International Photo Play Distributors, Inc.

Joleen Amusement Corp., Junction Cities Amusements, Inc.

K. & G. .Theatrical Enterprises, Inc., King Cameron Productions, Inc., Kraupin Amusement Co., Inc.

Lake Shore Amusement Corp., Liat Productions, Inc., Linwood Amusement Corp.

Mackey Theater Ticket Service, Inc., Marilyn Amusement Corp., Memmor Theaters, Inc., Misam Theatrical Corp., Mormen Theaters. Inc., Mount Vernon Exhibition Corp., Musical Entertainments, Inc.

Nehoc Theatrical Enterprises, Inc.

Oxford Theater Realty Corp.

Pitkin Amusement Corp.

Radio & Film Methods Corp., Regal Theater, Inc., Regent Pictures, Inc., Rex Film Corporation, Robar Theater Corp., Rosemar Theater Co., Inc., Ross Theater Corp., Rugby Theater Corp., Russian Theater in America, Inc.

Scott Theaters, Inc., The Seaboard Amusement Corp., Sias Theaters Corp., Southern Dutchess Amusement Corp., Stainless Theater Corp., Star Pictures Corp., Syndicate Amusements, Inc.

Technfilm Laboratories, Inc., Thalrose Photo and Stage Theater Corp., Treklog Films, Inc. Triboro Playhouse, Inc.

Unity Amusement Co., Inc.

W. G. Amusement Corp., The West Farms Amusement Corp., Woodland Amusements, Inc.

The One Act Play Theater, Inc., 67th Street Amusement Corp.

John Payne Signs 20th-Fox Pact

West Coast Bureau of THE FILM DAILY

Hollywood—John Payne has been signed to new long-term contract at 20th Century-Fox.

ELECTION TIME IN THE INDUSTRY

Cleveland Variety Club To Induct Zucker Jan 24

Cleveland—Lester Zucker will be formally inducted into the post of chief barker of the Variety Club, together with the recently elected officer personnel on Jan. 24. Zucker, Columbia branch manager, succeeds Bert Stearn, who leaves the Cleveland United Artists district managership on Jan. 1 to take over his duties as UA western division sales manager.

The Jan. 24 affair will also be the occasion of a testimonial dinner for Frank Boyd who has resigned as local representative for American Seating Co. to become general sales manager for the S. G. Frantz Engineering Co. of New York.

Detroit Industry Leaders On Variety Club's Board

Detroit—New directors elected by the local Variety Club for 1942 are: David M. Idzal, managing director, Fox Theater; Ray Branch, president, Allied Theaters of Michigan; Earl J. Hudson, president, United Detroit Theaters; Jack McPherson, manager, National Screen Service; Edgar E. Kirchner, Family Theater; John L. Saxe, treasurer, Monogram Pictures; David Newman, Moule and Newman Theaters; Wade Allen, Fine Arts Theater; Lew Wisper and Frank Wetsman, Wisper & Wetsman Theaters; and Carl W. Buermele, Co-Operative Theaters of Michigan.

John Howard, retiring chief barker and manager for Paramount, was named National Convassman. Delegates to the 1942 convention at Hollywood are Idzal and McPherson, with Allen and J. Oliver Brooks, head booker of the Butterfield Circuit, named as alternates.

Romulus Albu, New Master Of Detroit Daylight Lodge

Detroit—New officers being installed by Daylight Lodge, F & A M, (theatrical) are: Romulus Albu, worshipful master; William Swistak, senior warden; Eric E. Newman, junior warden; Sidney L. Day, treasurer; Edward A. Smith, secretary; Philip Majeske, senior deacon; Nathan Goldstaff, junior deacon; Michael Badarak, senior steward; Kurt Holschauer, junior steward; A. M. Young and Walter L. Rickens, associate stewards; Sherman J. Lambly, chaplain; Paul J. Beebe, marshal; Howard S. Taylor, musical director; Herbert S. Rosten, projectionist; and Paul H. Pitzer, tiler.

Cleveland Exchange Workers Unon Again Honors J. C. Wein

Cleveland—At a meeting of the Film Exchange Employes B-5, John C. Wein, RKO shipper was re-elected president for his third successive term. Other officers elected to serve through 1942 are: vice-president, George Sendry, Paramount; financial secretary, Irving Sears, Warner Bros.; recording secretary, Grace Rice, 20th-Fox; business agent, John C. Wein; Board of trustees for the year are Harry Lymon, Universal; Jerry Krupka, Paramount, and Kitty Deubel, Warner Bros. The executive board consists of George Sendry, Henry Fosbender, Pearl Geib, Gertrude Swee, Anthony Reinman, Viola Taffs and Jerry Krupka. Justin Compton of Universal was elected sergeant-at-arms, and John C. Wein and Irving Sears were named delegates to attend the national convention in Dallas.

Local 186, Springfield, Re-names Williamson, Hull

Springfield, Mass. — Louis Williamson and Benjamin J. Hull were re-elected president and business agent, respectively, of the Local 186, operators, at the annual meeting. Others elected: Vice-president, Granville G. Best; secretary, Arthur J. Payette; executive board, Edwin B. Webber, Samuel Small and Edward O'Connor; sergeant-at-arms, Joseph Rodriguez.

Installation of officers will take place on Jan. 5.

Local 382, Operators, Picks Philip Default for Prexy

Holyoke, Mass.—Local 382, operators, has elected the following officers for 1942: President, Philip Default; Vice-president, Henry Desnoyers; secretary and treasurer, William Hancock; business agent, Philip Desnoyers; recording secretary, Harold L. Dufault; sergeant-at-arms, Frank Roberts; trustees, Arthur Gagnon and Herman Hamel.

Maurice O'Donnell was elected as alternate delegate to the international convention to be held in the early Summer. The union voted to purchase $500 in United States Defense Bonds. Hancock was returned to office for his 21st consecutive year.

Local 488, IA, Harrisburg Elects Katz for 11th Term

Harrisburg, Pa.—Lawrence Katz, president of Local 488, IATSE, was re-elected for his eleventh consecutive term.

Other officers elected include: Horace Gladfelter, vice-president; Paul Paterson, treasurer; Samuel Reuben, business agent; Walter Rice, recording secretary; Charles Reed and John Bruner, members of the executive board; Harry Michaels, Vinson Morgan and James

(Continued on Page 7)

Des Moines Poll Spans All of Iowa

By **STERLING BEMIS**
of the
Des Moines Register and Tribune

Des Moines—Inaugurating a new policy, Tri-States Theater Cor representing 36 Iowa theaters— the Des Moines Register & Tribune this year are co-operating in THE FILM DAILY'S poll to select the "Ten Best" films of the 1940-41 season.

Readers of The Sunday Register's magazine section were asked to select their "Ten Best" lists. Tri-States theater employes will compile the entries into a state-wide choice of "Ten Best" flickers.

The result will be submitted to the national poll, representing the Register and Tribune on a par with selections made by the professional critics of other newspapers.

Prizes are being arranged by Tri-States for Iowa participants whose "Ten Best" lists exactly match the nation-wide poll results.

Although the reward will not be as heavy as that offered in neighboring Nebraska, where Lincoln's Sunday Journal and Star is offering 57 prizes including a trip to Hollywood wide participation is expected due to The Register's heavy Sunday circulation, now topping 400,000.

Fawcett Magazine Readers Pick Outstanding Movies

Readers of Fawcett's Movie Story Motion Picture and Hollywood fan magazines have selected these pictures as 1941's outstanding productions, and fiction versions are presented in the second annual Movie Story Year Book, just published:

"The Little Foxes," Samuel Goldwyn; "Sergeant York," Warner Brothers; "The Philadelphia Story," Metro-Goldwyn-Mayer; "Citizen Kane," RKO-Radio; "A Woman's Face," Metro-Goldwyn-Mayer; "Here Comes Mr. Jordan," Columbia; "Honky Tonk," Metro-Goldwyn-Mayer; "Kitty Foyle," RKO-Radio; "The Road to Zanzibar," Paramount; "I Wanted Wings," Paramount; "Blossoms in the Dust," Metro-Goldwyn-Mayer; "Ladies in Retirement," Columbia; "A Yank in the RAF," Twentieth Century-Fox; "That Hamilton Woman," Alexander Korda; "You'll Never Get Rich," Columbia.

Max Stuart Grandfather Twice Within a Week

Max Stuart, head of Barnes Printing Co., printers of THE FILM DAILY, became a grandfather for the second time in a week on Wednesday when a nine-pound son was born to his son, Charles Stuart and his wife, at the French Hospital. Grandfather is reported to have succumbed to the two births in conjunction with the holiday season and still to be celebrating the three events. First grandchild was born to Stuart's daughter and her husband, Mr. and Mrs. Julian Kaye, last week.

Four Executives Take Unity Posts

(Continued from Page 1)

istant general manager of Warner Theaters, have accepted memberhips on other sub-committees.

Schaefer will head the committee covering Point 5 of the unity plan; namely, co-ordination of policy and action protecting the good name and integrity of the industry as a whole. Schaefer, in a letter to Jack Kirsch, general temporary chairman, said he would be glad to serve on two other sub-committees as outlined in Points 1 and 4.

Declaring that he was in "hearty accord with the plan of action," Skouras accepted the post of temporary chairman of sub-committee on Point 1; namely, co-ordination policy and action in reference to taxation. Kalmine agreed to serve on the same committee.

Goldenson also will be a member of Skouras' group as well as the sub-committee for the formulation of plans for institutional advertising and other good-will activities.

As to the last named sub-committee, Kirsch already has recommended to the members that they enlist the aid of public officials and prominent personages in urging the people to continue their usual pastimes and diversions.

Tri-States Cuts Prices for Service Men in Uniform

Des Moines, Ia. — The Tri-States Theaters Corp. put reduced admission prices for all United States service men in uniform into effect Christmas day in all its houses in Iowa, Illinois and Nebraska.

At the same time the RKO-Orpheum Theater here announced the same reduced prices would prevail for soldiers and sailors in its house.

A. H. Blank, president of Tri-States, said the policy will continue "for the duration."

In Des Moines the admission price for soldiers, sailors and marines will be 25 cents, including taxes, at all times for first-run houses. Regular prices are 46 cents. In second-run houses the prices will be whittled to 20 cents.

C'est la Guerre!

The SPG Auxiliary will hold a Defense Party tomorrow night at the New York Newspaper Guild Club, 40 E. 40th St. There will be door prizes and refreshments. Subscription is 50 cents. Uniformed men in the Allied armed forces will be admitted free.

West Coast Bureau of THE FILM DAILY

Hollywood—Paramount will precede "Henry Aldrich, Editor," with "Henry Aldrich, ROTC," Jimmy Lydon starring.

ELECTION TIME IN THE INDUSTRY

(Continued from Page 6)

Leone, trustees; Paul Hipple, sergeant-at-arms, and Katz, delegate to the National convention.

John O'Connell Will Head Local 74 for Fourth Term

New Haven—Local 74, stage employees, unanimously reelected John O'Connell president for the fourth term. Other officers on the new slate include Charles C. McBride of the Paramount staff, vice-president; Harry Feldman, Shubert, financial secretary and treasurer; John J. Miller, Loew-Poli, business representative, and Robert C. Watson, secretary. Trustees include officers, and William O'Connell of the College; Morris Wasserman, Shubert; Joseph Dietle, Shubert, and Wallace Miller, Shubert, sergeant-at-arms.

Racine Operators Union Re-elects All Officers

Racine, Wis.—Local 460, operators, has re-elected officers as follows: Frank Sparr, president; Elmer Bornofski, vice-president; William Hanson, treasurer, and Adolph Thielen, business agent.

Raymond Conrad Elected President of Local 325

Wilkes-Barre, Pa.—Raymond Conrad was named president of Local 325, Motion Picture Operators, at the annual election meeting. Other officers elected: Vice-president, Edward Parsons; financial secretary-treasurer, Joseph D. Malloy; business representative, William Piatt; recording and corresponding secretary, Robert Piatt, Jr.; sergeant-at-arms, Peter Klem; delegate to Central Labor union, George Tate; executive board, Kain Jacobs, Herbert Rinkenberger, Mark Thomas, Ted Hayden; examining board, Fred Alles, C. M. Piatt, Ivan Welhaf, John Zuritski, Leonard Gabel; trustees, Donald Eggleston, Robert Piatt, Kenneth Barber.

Wilkes-Barre's Local B-96 Re-names Ruth Martin Prexy

Wilkes-Barre, Pa. — Local B-96, has elected:

Ruth Martin, president; Tom Curley, vice-president; Robert McWilliams, recording secretary; Karl Thomas, financial secretary; William Tosline, business agent; Eva Davis, sergeant-at-arms; John Swipes, Tom Groves, Tina Morgan, Mary Freeman, executive board; Harry Jones, Marion O'Neill, James Boney, trustees; William Tosline, Ruth Martin, delegates to the Central Labor Union.

Miss Martin, Thomas and Tosline were re-elected.

Milwaukee Musicians Ass'n Re-elects Volmer Dahlstrand

Milwaukee — Volmer Dahlstrand has been re-elected president of the Milwaukee Musicians' Association. Other officers named are Walter L. Homann, vice-president; Roland Kohler, secretary; Charles G. Wagner, treasurer; Otto Boettcher, trustee, and J. W. Follansbee, sergeant-at arms.

Nine-Point War Program For Local 109's Members

(Continued from Page 1)

lined a nine-point program detailing how the membership can participate in the war effort.

Members are asked to support, or wherever possible, participate in the armed forces. It is suggested members enlist as air-raid wardens or fire wardens. Contributions for the USO and all the relief agencies of the Allies are urged. Members are requested to give a day's pay or 10 per cent of their bonus to the UOPWA relief fund. Purchase of defense bonds and stamps, and other practical methods of aiding defense are also listed.

Letter counsels members not to get frightened, indifferent or cynical. It concludes with: "Many of us have never seen or felt the strength of united action by many millions of people for their own safety and future. We are seeing it now. We are part of it. We can't lose.

"U" Sets March Releases

Universal's release schedule for March, includes "The Saboteur," March 6; "Frisco Lil," March 12; "The Ghost of Frankenstein," March 20, and "Juke Box Jennie," March 27.

$1.50 Top Admission for New Year's Eve in Chi.

(Continued from Page 1)

$1.10, including tax, The Uptown, Marbro, Tivoli and Southtown, will be scaled to $1, the Harding, Riveria and Granada, 65 cents, and the other houses of the circuit 55 cents.

Warner circuit will charge $1 at the Avalon, Capitol and Stratford theaters, while the other houses of the circuit will charge 55 cents.

New house scales for B & K theaters, starting Christmas day, call for these advances: From 17 cents to 20 cents; 22 to 25; 28 to 30; 33 to 35, and 39 to 40 cents.

Juvenile admission charge of 11 cents at nabes will not be changed.

New Haven—The Paramount and Shubert will be the only midnight New Year's eve stage shows. Shubert will charge $1.50 top and $1.10 and Paramount, $1.25 all over the house. The Arena will have no stage show this year.

Boost Admish in Milford

Milford, Conn.—When the 750-seat Capitol reopens under the new management of Bernard Gordon after complete renovation, admission will be raised from 30 cent to 39 cent top. Lucy Flack operated the house for many years.

St. Louis Arbitrator Gives Fee to Exhib.

(Continued from Page 1)

$60; arbitrator received $50 which he returned to the complainant, making the total cost of the case $10.

In a letter to the St. Louis tribunal, McAfee said:

"The only consideration which induced me to accept appointment in this matter was my desire to make some slight contribution to the efforts which you are making to apply to the court's decree in the motion picture case, in a socially and economically desirable manner. I regard the efforts of the Association as experimental in character and worthy of full public co-operation."

McAfee is a former district court judge.

First Michigan Arbitration Decision in Watervliet Case

Detroit—First Michigan arbitration award was filed Wednesday by former Attorney General Paul W. Voorhies as arbitrator in case brought by Ritz Theater of Watervliet. Award substantially leaves the situation in status quo.

Case involves two other nearby small towns, Heart theater of Hartford, and Loma theater of Coloma. Ritz is three years old, others 15 to 20. Size, accommodations, and prices of all houses are about equivalent.

The arbitrator held that clearance of seven and 14 days granted the Heart and Loma theaters is reasonable, denying the claim of Ritz for parity on clearance. The arbitrator further held that the complaint of the Ritz that clearance actually results in it being unable to get films until 60 to 90 days after two competitors is an administrative problem and not subject to award under clearance clauses of the New York consent decree. The latter problem appears due to alleged non-availability of prints in area.

WEDDING BELLS

Marriage of Burton Robbins, son of Herman Robbins, president of National Screen Service, to Gladys Kaplan took place yesterday. They have left for a New Orleans honeymoon.

Budd Getschal of the Paramount exploitation staff and Rosalind Terker were married at the Hotel Biltmore Christmas eve. They will spend their honeymoon in Miami.

Engagement of J. Bonnafield, Pathe News film editor, and Miss Doris Monqrque of the publicity department, has been announced.

Loew's Sues 306 Under Sherman Law

(*Continued from Page* 1)

against the union on Wednesday.

The suit seeks to nullify demands allegedly made upon Loew's on Dec. 11 that it license its films only to employers of 306 projectionists and that Loew's films be shipped solely through IA unions. According to the complaint, the union is threatening retaliation by an immediate strike of projectionists in the 65 Loew's metropolitan theaters, a strike of projectionists in the home office and New York exchange of the company; a walkout by all other IA unions including the film exchange employes' union Local B-51 of the IATSE and the affiliated unions at the Loew's West Coast studios.

Loew's Would Suffer Big Loss

Negotiations were started between Loew's and Local 306 for a renewal of the contract covering employment of projectionists in the company's home office and New York exchange which expired on Aug. 31, 1940, the complaint states. In the course of these negotiations, it is alleged, the demands were made upon Loew's.

The complaint cites statistics showing that there are 300 independent theaters in New York City 20 per cent of which do not employ 306 projectionists. Were Loew's to be compelled to discontinue distributing to these houses, it was stated, it would lose $400,000 during the 1941-42 season. Were the 65 Loew's metropolitan houses forced to close, it is further alleged, the company would drop $400,000 weekly in its revenue.

The complaint proceeds to say that at present Loew's ships its films through common carriers, express or parcel post. It is claimed that the IATSE and Local 306 are forcing the contract upon Loew's preliminary to making similar demands upon the other major companies and minor distributors. Officials of the unions have so advised Loew's, it is said.

Seeks Restraining Order

Such a contract, it is claimed, would require the company to interfere in the internal affairs of independent exhibitors who do not employ 306 projectionists or do not use delivery carriers approved by that union. In addition, it is said, compliance with the demand would be a violation of the equity consent decree which forbids Loew's restricting the distribution of its product.

A declaratory judgment is demanded adjudicating the contract violative of the Sherman anti-trust Act and of the consent decree. A restraining order is sought to prevent Local 306 from calling strikes or from inducing the IATSE to take similar action.

HOLLYWOOD SPEAKING-

By RALPH WILK

—HOLLYWOOD

RKO Producer Joe McDonough is negotiating for George Murphy's original story, "The Chicago Method," a plot based on the activities of the British Commandos.

If the negotiations are completed, Murphy will ask his home lot, Metro, to permit him to play the lead in "The Chicago Method." Central character is a former Chicago hoofer and dancer who is in England, and organizes the Commandos on the theory that Chicago gangster kidnapping methods are best even in international warfare.

• •

WILLIAM WITNEY will direct solo on the Republic "Spy Smasher" serial. Jack English, who usually co-directed on the serials, moves over to the "Three Mesquiteer" westerns. Move is occasioned by the daylight working schedule of studio which means only one director will be necessary.

• •

PARAMOUNT Producer-Director Edward H. Griffith is studying "Rose of Nevada," Anton Weiler's novel based on life of Rose Neumann, famous western frontier character, as a possible future assignment. Griffith is currently directing "Out of the Frying Pan."

• •

REPUBLIC has purchased "War of the Wild Cat," an original story by Thomson Burtis which Leonard Fields will produce. It is laid in the early 1900's and is an oil adventure story.

• •

A PRINT of a special 200-foot cartoon, which was produced by Leon Schlesinger and which will be used by the Government in its Defense Savings bonds campaign, has been airmailed to Secretary of the Treasury Morgenthau, Jr. It is in Technicolor and has "Bugs Bunny," star of "Merrie Melodies," singing "Any Bonds Today?"

• •

EARL BALDWIN has been signed by Edward Small to do the screenplay on "Up In Mabel's Room." Allan Dwan will direct.

• •

JOSEPH ALLEN, JR., and Sheila Ryan have been set for the leads in 20th Century-Fox's "Hearses Don't Hurry," which will be produced by Sol M. Wurtzel. Picture will be directed by Zolley W. Lerner, formerly director at the Kansas City Community Playhouse, and other Community Playhouses.

• •

REPUBLIC has purchased an original, "Water Carnival" by Mauri Grashin and Robert Shannon. Picture is slated for Summer production and will feature swimming stars.

• •

THE Andrews Sisters and Gloria Jean have been set for important roles in Universal's "Wake Up and Dream," which Ken Goldsmith will produce.

• •

BERNARD VORHAUS will direct "Find Jimmy Valentine" for Republic. Picture starts the second week in January with Leonard Fields as associate producer.

• •

LLOYD NOLAN, Marjorie Weaver and Helene Reynolds have been set by 20th Century-Fox for the leads in "No Coffin for the Corpse," fifth of the Michael Shayne series, which executive producer Sol M. Wurtzel will produce. Picture is scheduled for Jan. 15 starting date. Also on Wurtzel's program are, "Sundown Jim," second picture to star John Kimbrough, and "Whispering Ghosts," a mystery comedy with Milton Berle and Brenda Joyce in the leading roles.

• •

REPUBLIC has purchased "Gold Runs the River," an original by J. Robert Bren and Gladys Atwater, for John Wayne. It's a story of early California during the gold rush era. Robert North has been set as associate producer.

• •

WILLIAM GARGAN will play Shirley Temple's dad in Ed Small's "Annie Rooney."

• •

BRYAN FOY has registered the title, "Kelly of the U.S.A.," with the Hays office and intends to make film on the life of the war hero. He will get in touch with the flier's widow.

• •

PRODUCER-DIRECTOR Edward H. Griffith has added Billy Bevan, famed old-time comedian, to the cast of "Out of the Frying Pan" at Paramount. Bevan will play the butler of Robert Benchley, a producer who stages a show for young hopefuls.

• •

DIRECTOR Al Green has obtained screen rights on "Clown Alley," biographical novel by Len Clarke, veteran clown with the Ringling Brothers and Barnum and Bailey circus for years. Green has just finished "The Mayor of 44th St." at RKO.

• •

BARTON MacLANE and Mrs. MacLane (actress Charlotte Wynters) had 35 guests at their home for Christmas dinner, which featured nine kinds of fish and wild game bagged by MacLane on recent hunting and fishing trips.

Sterling Films Wholly Owned by Oscar Hanson

Toronto—Oscar R. Hanson, who recently broke with N. L. Nathanson to form his own film companies, has announced that he continues to hold 100 per cent ownership in Sterling Films, Ltd., which was generally considered to be linked with Nathanson enterprises.

Hanson intimated that he will shortly issue a statement regarding product for Pioneer Films, Ltd., which is in process of organization.

"Swamp Woman" to Have Central Premiere Today

New York premiere of PRC's "Swamp Woman," starring Ann Corio and Jack LaRue, starts today at the Central Theater, Broadway. Picture also has been set in approximately 25 other cities.

Meanwhile, Arthur Greenblatt, general sales manager, has announced that recent PRC product deals include those with approximately 10 large circuits.

Surveys Studios On Requirements

(*Continued from Page* 1)

are being mailed out to all studio heads.

From this information, OPM hopes to obtain an over-all picture of industry requirements that will able it to make an over-all all tion for the industry. It is doubtful that all requirements will be filled, but OPM is reported as presently determined to make supplies available wherever really necessary.

The motion picture unit of OPM is headed by A. Julian Brylawski, Warner Brothers executive and outstanding as an independent exhibitor for a number of years. He is vice-president of the MPTOA and president for the past 18 years of the Washington MPTO.

Brylawski revealed Wednesday he already has conducted a survey of requirements of exhibitors, and that while they naturally will be required to share in the general shortages, he feels that OPM will do all possible to avoid forcing any theaters to close.

"Apparently there will be no new construction, or even major alterations that require considerable critical materials," he said, "and some sacrifices likely will have to be made in comfort of patrons. But if it comes to the question of actually closing a house, I believe OPM will co-operate."

Columbia Stepping Up Quality Pix Production

Pictures of greater importance than have been filmed during any previous entire year will be started by Columbia during the early months of 1942, executives announced Wednesday. Reason for the move, it was said, is the expected increasing demand for entertainment during the war emergency.

Meanwhile, Columbia's studios are rushing to completion three big pictures for early release. They are "Tonight's Our Night," "Adventures of Martin Eden" and "Trinidad."

Scheduled to go before the cameras by the second week in January are "The Gentlemen Misbehave" and "Highly Irregular." In varying stages of preparation are "He Kissed the Bride," "My Sister Eileen," "Salute to Tobruk," "Pal Joey," "Miss Grant Took Richmond," "Destroyer Men," "Burma Road" and others.

English Circuit Drops Two

Albany—The Harvey English Circuit, Hancock, has sold two of its southern New York tier theaters. William Wynkoop has taken over the Downsville, Downsville and William Griffin is now operating the Roxbury at Roxbury.

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THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

VOL. 80, NO. 126 NEW YORK, MONDAY, DECEMBER 29, 1941 TEN CENTS

"LET SCREEN TELL WHY WE FIGHT"—KENT

National Theaters Reps. to Guide Hoyts Circuit

Powers to Be Australian Circuit's Board Chairman, Graham as Gen'l Mgr.

Sydney, Australia (By Cable) — William T. Powers, John Cecil Graham and Herschel Stuart, visiting representatives of National Theaters, are slated to take over the managerial reins of the Hoyts circuit, it was reported here in authoritative circles Wednesday.

New setup will have Powers as chairman of the board. Graham will assume the active role of general manager and Stuart will be assigned to a prominent executive post.

According to the report, Charles

(Continued on Page 4)

Dietz to Take Unity Sub-Committee Post

Howard Dietz, executive in charge of promotion for M-G-M, is slated for the chairmanship of the subcommittee covering Point 3 in the industry's unity plan. Point 3 calls for the "formulation of plans for institutional advertising and other good-will activities."

Other sub-committee chairmen include George J. Schaefer, president

(Continued on Page 10)

Loew-Local 306 Suit Has Jurisdictional Background

Plans for calling out approximately 2,000 members of the Moving Picture Machine Operators Union, Local 306, were mulled over the

(Continued on Page 4)

Bette Davis Quits As Academy Prexy

West Coast Bur., THE FILM DAILY

Hollywood—Bette Davis has resigned as president of the Academy of Motion Picture Arts & Sciences because she feels it is a full time position and she has not the time nor strength to do it justice. First Vice-President Walter Wanger will automatically become president.

Twentieth Century-Fox Will Not Reduce 1942-43 Program; Planning 48 to 52 Pix

Twentieth-Fox will not cut its production schedule for the 1942-43 season, Sidney R. Kent disclosed Friday. Kent stated the company will make between 48 and 52. Size of the budget will be determined by varying factors, including increased costs, Kent stated.

Kent will leave for Hollywood Jan. 9 for product conferences with Darryl F. Zanuck. He will be accompanied by Tom Connors, his executive aide.

Film Industry Assumes Major War Effort Role

All Branches Making Notable Contributions to U. S. Victory Program; Economic Shock Cushioned; 60% of Season's Films Ready by Jan. 1; $185,000,000 Budget

By JACK ALICOATE
Publisher of THE FILM DAILY

Its creative manpower, its great resources and facilities and its production program alike keyed to the divergent demands of a nation in arms, the American film industry crosses the threshhold of 1942 fully prepared to play that integral role in wartime for which it alone is fitted.

Executive foresight and wise planning over a period of many months did more than cushion the war's economic shock to the industry. They assured that the needs of the day and of the hour would be and were anticipated.

Thus, signally, the industry was ready to transform an all-embracing trade national defense organization, headed by George J. Schaefer and Francis S. Harmon, co-ordinator, into the War Activities Committee-Motion Picture Industry virtually overnight.

The ramifications of the industry's war program—for which no "tooling up" was necessary—are numerous indeed. Primarily, of course, there is the continued and continuous production of quality entertainment that will provide urgently needed relaxation and surcease in the grim days ahead for civilian and service man

(Continued on Page 8)

Realign RKO Theater Groups

Sol Schwartz Heads Out-of-Town Division

Designed to provide closer personal supervision of theaters, a new divisional set-up within the RKO theater organization has been announced by Charles W. Koerner, general manager.

A newly created division of out-of-town theaters has been assigned to Sol Schwartz, division manager of Bronx and East Side Manhattan

(Continued on Page 7)

Goldenson and Montague In March of Dimes Posts

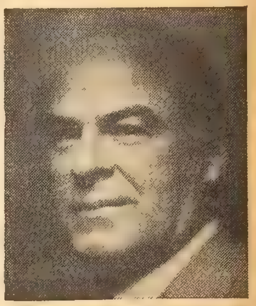
Nicholas M. Schenck, national chairman of the industry's March of Dimes campaign, Friday announced the appointment of Leonard H. Goldenson as chairman of the Home Office Committee. Goldenson has enlisted the following executive heads to help

(Continued on Page 9)

"Our Obligation to Enact In Picture Form the Story And Sacrifices of America"

By DAVE GOLDING
FILM DAILY Staff Writer

In addition to making motion pictures of straight amusement, the industry can best fulfill its role in the war by producing entertaining pictures which will inform the people of what we are fighting for, Sidney R. Kent, 20th-Fox president, told THE FILM DAILY on Friday in an exclusive interview.



SIDNEY R. KENT

Before discussing the importance

(Continued on Page 7)

Name Aaron Loew's Ass't Sales Chief

Edwin W. Aaron has been named assistant general sales manager of Loew's, Inc., it was learned over the

(Continued on Page 7)

Mrs. Roosevelt Will Pay Industry Tribute

The important part that film theaters are playing in the 1942 March of Dimes campaign will be emphasized in a Coast-to-Coast radio talk by Mrs. Eleanor Roosevelt on Jan. 19. Broadcast will originate in Washington.

Mrs. Roosevelt will report on the number of theaters enrolled in the drive and pay tribute to the industry.

Harry Brandt, national co-chairman, urges all state chairmen to rush in theater pledges so that a great total may be given to Mrs. Roosevelt before Jan. 19.

THE NEWSPAPER OF FILMDOM THE Film DAILY ALL THE NEWS ALL THE TIME

Vol. 80, No. 126 Mon., Dec. 29, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(December 26)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	7⅛	7⅛	7⅛	— ¼
Col. Picts. vtc. (2½%)	....	....	....	.....
Columbia Picts. pfd.	23¾	23¾	23¾	— ½
Con. Fm. Ind.	⅜	⅜	⅜	.....
Con. Fm. Ind. pfd.	7¼	7⅛	7⅛	— ¼
East. Kodak	134½	134	134	+ 2
do pfd.	....	....	....	.....
Gen. Th. Eq.	11¼	11	11	— ⅜
Loew's, Inc.	35½	34⅞	35⅜	+ ⅝
do pfd.	106⅜	106⅜	106⅜	+1-16
Paramount	14⅜	14	14⅜	+ ⅜
Para. 1st pfd.	107¾	107½	107½	+ ½
Para. 2nd pfd.	12¾	12½	12⅝	+ ⅛
RKO	3⅛	3	3⅛	+ ⅛
RKO $6 pfd.	45½	45½	45½	.....
20th Century-Fox	7⅛	6¾	6¾	— ⅜
20th Century-Fox pfd.	19	19	19	+ 1
Univ. Pict. pfd.	....	....	....	.....
Warner Bros.	5	4⅞	5	.....

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	....	....	....	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	96	96	96	.....

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	....	....	....	.....
Radio-Keith cvs.	5-16	⅛	⅛	.....
Sonotone Corp.	....	....	....	.....
Technicolor	6¾	6½	6½	.....
Trans-Lux	½	½	½	— ⅛
Universal Corp. vtc.	....	....	....	.....
Universal Picts.	....	....	....	.....

PEOPLE WHO PREFER FRIENDLY SERVICE USE

Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

The Broadway Parade

Picture and Distributor	Theater
Dumbo (RKO Radio-Walt Disney) 10th week	Broadway
Forgotten Village (Mayer & Burstyn)—7th week	Belmont
Birth of the Blues (Paramount Pictures)—3rd week	Paramount
H. M. Pulham, Esq. (Metro-Goldwyn-Mayer Pictures)—2nd week	Music Hall
The Wolf Man (Universal Pictures)—2nd week	Rialto
Tarzan's Secret Treasure (Metro-Goldwyn-Mayer Pictures)	Capitol
Hellzapoppin (Universal Pictures)	Rivoli
You're in the Army Now (Warner Bros. Pictures)	Strand
Sundown (United Artists-Walter Wanger)	Criterion
Shanghai Gesture (United Artists-Arnold Pressburger)	Astor
Remember the Day (Twentieth Century-Fox)	Roxy
Unholy Partners (Metro-Goldwyn-Mayer Pictures)	Globe
Swamp Woman (Producers Releasing Corp.)	Central
All That Money Can Buy (RKO Radio Pictures) (a-b)	Palace
Playmates (RKO Radio Pictures)	Loew's State
Look Who's Laughing (RKO Radio Pictures) (a)	Palace
Forbidden Trail (Monogram Pictures) (a)	New York
Billy the Kid's Roundup (Producers Releasing Corp.) (a)	New York

◆ FOREIGN LANGUAGE FEATURES ◆

Picture and Distributor	Theater
The Girl from Leningrad (Artkino Films)—2nd week	Stanley
Servant's Entrance (Scandia Films)	48th St. Theater
The King (Trio Films) (b)	World

◆ FUTURE OPENINGS . ◆

Picture and Distributor	Theater
Babes on Broadway (Metro-Goldwyn-Mayer Pictures)—Dec. 31	Music Hall
Louisiana Purchase (Paramount Pictures)—Dec. 31	Paramount
Two-Faced Woman (Metro-Goldwyn-Mayer Pictures)—Dec. 31	Capitol
Mad Doctor of Market Street (Universal Pictures)—Jan. 3	Rialto
The Man Who Came to Dinner (Warner Bros. Pictures) (c)	Strand
I Wake Up Screaming (Twentieth Century-Fox) (c)	Roxy
How Green Was My Valley (Twentieth Century-Fox)—Dec. 31	Palace
Outlaws of the Desert (Paramount Pictures)—Dec. 30 (a)	New York
Riot Squad (Producers Releasing Corp.)—Dec. 30 (a)	New York

(a) Dual bill. (b) Subsequent run. (c) Follows current bill.

Export Licenses Needed For European Shipments

Film shipments to Sweden, Switzerland and Portugal must have export licenses under a ruling issued last week by the State Department. Shipments previously to those countries did not require licenses.

Meanwhile, Massce & Co., film forwarders, reported at the week-end that film shipments to the Far East were being continued insofar as loading the cans on the ships were concerned, but that there was no assurance of prompt delivery at their destinations.

Donoghue on Doob's Staff

Terry Donoghue, formerly of the editorial staff of the Newark Ledger, Journal-American and other N. Y. dailies, has joined the Loew's theater publicity department, assigned to Loew's State theater and general newspaper contact work. Herman Silver has been assigned to the Loew neighborhood publicity staff, covering Manhattan theaters.

Agnew and Gillham Will Leave for Coast Jan. 1

Neil Agnew, Paramount's vice-president in charge of sales, and Robert M. Gillham, advertising and publicity director, will leave for Hollywood on New Year's Day for the purpose of screening completed product and planning distribution compaigns.

Among the product which will be viewed are "Reap the Wild Wind," "The Fleet's In," "The Lady Has Plans" and "Holiday Inn."

"Captains" Tradeshow Jan. 15.

With release of "Captains Of The Clouds," Technicolor special, set for Feb. 22, Warners has scheduled a national tradeshow for the picture Jan. 15.

John M. Donaldson Dead

Detroit—John M. Donaldson, 87, a leading Detroit architect and designer of several of the city's older theaters, is dead.

F. F. F.

Three little letters—

COMING and GOING

NEIL F. AGNEW and **BOB GILLHAM** leave for Hollywood Thursday for studio conferences.

NORTON V. RITCHEY, vice-president in charge of Monogram's foreign sales, returned Christmas Day from a 15-week trip of South America.

MORTON GERBER, of the Warner Bros. publicity department, is honeymooning in Atlar City.

JIMMY DURANTE and **JEFFREY LYNN** left for Hollywood over the week-end.

FRED PRESSBURGER is in from the Coast and stopping at the Warwick Hotel.

PAULETTE GODDARD has arrived in New York for a scheduled radio appearance tonight.

BEN LOURIE, Columbia salesman, New Haven, is on a two-weeks vacation, part of which he will spend in Boston.

AARON JONES, SR., Jones, Linick & Schaefer circuit prexy, and his wife, have gone to Florida for the annual winter vacation.

JORIS IVENS, president of the Documentary Producers Association, has returned from the West Coast.

Warner Club Annual Ball At Waldorf on March 14

Annual Warner Club banquet and ball will be held at the Waldorf-Astoria March 14. Affair is the 13th consecutive one the Club has held.

NEW YORK THEATERS

RADIO CITY MUSIC HALL
"H. M. PULHAM, ESQ."
An M-G-M Picture with
HEDY LAMARR ● ROBT. YOUNG
RUTH HUSSEY
With the Music Hall's
Great Christmas Stage Show
1st Mezzanine Seats Reserved. Circle 6-4600

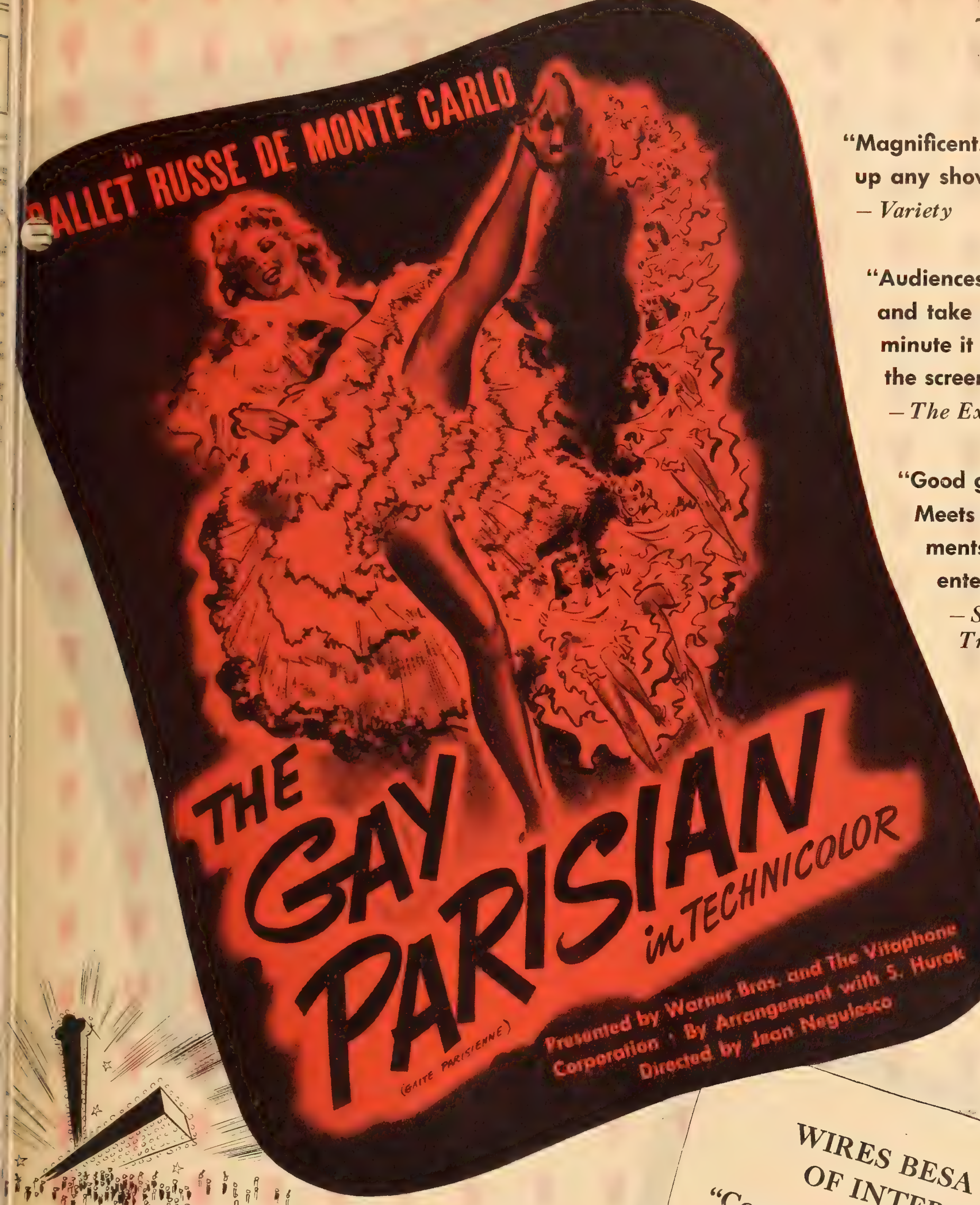
CLAUDETTE COLBERT
"REMEMBER THE DAY"
with
John Payne
A 20th Century-Fox Picture
PLUS A BIG STAGE SHOW ROXY 7th AVENUE 50th STREET

RKO PALACE B'WAY & 47th St.
"LOOK WHO'S LAUGHING" Edgar Bergen-Chas. McCarthy
"ALL THAT MONEY CAN BUY" Edward Arnold-Anne Shirley

AT LAST IT'S ON THE SCREEN
"HELLZ A POPPIN"
OLSEN & JOHNSON • MARTHA RAYE
UNITED ARTISTS RIVOLI BROADWAY & 49th ST.
MIDNIGHT SHOW • DOORS OPEN 9:30A.M.

"EXHIBITORS HAVE A GRAND BOXOFFICE BET!"

—Film Daily


in
BALLET RUSSE DE MONTE CARLO
THE GAY PARISIAN
in TECHNICOLOR
(GAITE PARISIENNE)
Presented by Warner Bros. and The Vitaphone Corporation · By Arrangement with S. Hurok
Directed by Jean Negulesco

"Magnificent. Will dress up any show."
—Variety

"Audiences will sit up and take notice the minute it flashes across the screen. Excellent."
—The Exhibitor

"Good general appeal. Meets the requirements of mass entertainment."
—Showmen's Trade Review

PREMIERED IN PATERSON

to a capacity audience of silk mill and defense industry workers — and how they loved it! The theater manager yells: "This subject should be played in every town in the country!"

WIRES BESA SHORT OF INTERSTATE:

"Congratulations to Warner Bros. and Vitaphone for giving the screen one of its finest contributions. We are proud of it."

Holiday Week-end Biz in N. Y. Good

War or no war, Broadway theaters got their share, and more so, on the amusement-seekers' money over the holiday week-end. Only in a few spots did business fail to come up to expectations.

Radio City Music Hall and the Roxy led the parade. The Roxy shattered all-time Christmas day records with "Remember the Day," playing to 20,491 persons with receipts totalling $14,278. The Music Hall had a capacity Christmas Day but Friday was the biggest after-Christmas day in the history of the house. With "H. M. Pulham, Esq.," and a holiday stage show, the Music Hall played to 18,000 persons between 8 A.M. and 1 P.M. and the crowds kept coming for the balance of the week-end.

The Paramount with "Birth of the Blues" in its third week drew business that was slightly above that of last Christmas, while the Strand, playing "You're in the Army Now," had a good holiday and week-end business although slightly under the patronage last year.

"Hellzapoppin" opened Christmas night at the Rivoli to business slightly better than that of the last holiday period. The Capitol, with "Tarzan's Secret Treasure," had a "very satisfactory" holiday week-end which was said to be above the Christmas period last year.

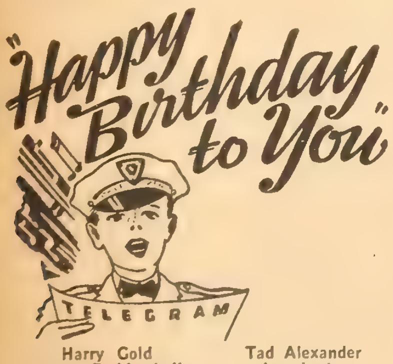
The Criterion established an all-time high for an opening day and Christmas with "Sundown," which played to 11,000 patrons, business continued good for the balance of the week.

An opening day record also was set at the Astor where "The Shanghai Gesture" had its premiere on Christmas Day, playing to 8,753 persons at its debut. "Playmates" at Loew's State did business described as "fair."

"Dumbo" continued to pack them in at the Broadway.

Elissa Landi to Lecture

Elissa Landi, stage and screen actress, will lecture at the Brooklyn Academy of Music on Jan. 4 at 3 o'clock on "The Difference Between Stage and Screen."



Harry Gold
George E. Marshall
John Thomas Neville
Tad Alexander
Lou Irwin
William German
Max Graf

ALONG THE RIALTO

WITH Phil M. Daly

▼ ▼ ▼

● ● ● AIN'T the Yule spirit wonderful!......Witness what happened on Xmas day down Dallas way......Films and Radio temporarily got together......To begin with, work fellowships to 29 members of a radio musical unit at the University of Texas were made available via a gift of $5,000 by Karl (Interstate Circuit) Hoblitzelle......His generosity must have impressed a prominent noozepaper in the Lone Star State so greatly that it apparently decided to show that the radio realm could be generous, too......So it published the results of the recent RADIO DAILY poll, and credited the whole thing to THE FILM DAILY. ......If it wasn't purposeful, well, so much the better, for it demonstrates that over the years the press of the nation, which annually participates in THE FILM DAILY's Ten Best Pictures poll, has come to think of the latter both consciously and subconsciously as, shall we say, "the prominent poll"!......

▼ ▼ ▼

● ● ● *SPEAKING of generosity, Charles Chaplin has sent a check for 600 pounds (about $2,500) to the Mayor of his native borough of Lambeth, England, for distribution to charity......The money accrued to Charlie through showings of "The Great Dictator" to the British troops, and, in accordance with his wishes, it will be shared, in whatever proportion the Mayor deems fairest, by the fund for Christmas entertainments for children in rest centers, the Invalid Children's Aid Association, and the Mayor's Fund for clothes for bombed-out people......The house in which Mister Chaplin used to live in Lambeth has been badly damaged by bombs......*

▼ ▼ ▼

● ● ● TODAY's agenda includes the Christmas Party for 400 underprivileged children which will be staged by members of the Sales Executive Club of New York at the Hotel Woodstock, and the club's prexy, Orton Hicks, together with Chairmen James Todd and James M. Carroll, Woodstock's manager, will host the affair...... Orton Hicks is prexy, too, of the Seven Seas Film Corp., and is contributing several pix for the party......Among his titles also is Tennis Champ of THE FILM DAILY Golf Tournament,—a crown which he has grabbed on several occasions. . . ● Likewise today, The Committee on Exceptional Photoplays of The National Board of Review of Motion Pictures tenders a reception in honor of its newly-elected prexy, Quincy Howe, at which "Citizen Kane" and "Target for Tonight," the committee's choice for the best in their field in 1941, will be screened and the awards formally given......

▼ ▼ ▼

● ● ● *ON Jan. 16, Stardom, new movie mag makes its bow with Carl Schroeder holding down the Hollywood editorial chair, and Wade Nichols ditto-ing in New York......One of the top features of initial issue will be fictionization of Samuel Goldwyn's "Ball of Fire" by Charles Brackett and William Wilder who wrote that film's screenplay......Dorothy Lee McEvoy, daughter of filmland's Ed McEvoy, is editorial associate of the new mag.......It'll come out under the banner of Guide Magazines, publishers of Screen Guide, Click, Movie-Radio Guide and others, and'll sell for 10c. . .* ● *Anent Mister Goldwyn, he will play host at a luncheon on New Year's Eve at the Goldwyn studio, when a party of holiday tourists visits Los Angeles......Those attending will be guests of the San Francisco Examiner as result of their winning that newspaper's subscription contest, and also on hand will be Gary Cooper, Barbara Stanwyck, Jon Hall, Virginia Gilmore, Dana Andrews, Bettye Avery, Walter Brennan, and Dan Duryea, the studio contract players......*

▼ ▼ ▼

● ● ● REMEMBER Pearl Harbor!......

Nat'l Theater Reps. Will Guide Hoyts

(Continued from Page 1)

Munro, present chairman of the board, who has been ailing recently, and Maurice Sloman, general manager, are on the way out.

Road for changes was paved last October when Powers and Graham were elected to the Hoyts board at the annual general meeting in Melbourne. Powers and Graham represent the majority shareholders, National Theaters.

Powers, who was formerly chief film buyer for National Theaters, will spend part of his time in Australia, it was said. He is scheduled to leave for the United States aboard a neutral boat some time during February.

Graham is well known in British film circles where for 23 years he was Paramount's managing director for Great Britain. Stuart was formerly active with the Fox West Coast and Intermountain circuits.

Loew-Local 306 Suit Has Jurisdictional Background

(Continued from Page 1)

week-end as a result of the union's dispute with Loew's.

From informed sources, it was learned basis of union's demand upon Loew's to desist from delivering films to houses not employing Local 306 projectionists stems from the union's aim of clearing theater field of jurisdictional opposition.

Local 306 feels, it was said, the indie union, Empire State Motion Picture Operators Union, could be absorbed if it was not for influence of the Century circuit which employs Empire projectionists. As a result, Local 306 is making an all-out effort to unionize the field.

A strike, it was pointed out, would not mean the violation of existing contracts since all contracts have an escape clause which permits the IATSE to call out the union projectionists at any time for organizational purposes.

Empire State M. P. Operators Union will induct its re-elected officers, headed by Abe Kindler, prexy, at a dinner Jan. 6 at the Hotel Claridge.

55 B & K Employes In Armed Services

Chicago — Fifty-five employes of Balaban & Katz circuit are in the armed services, John Balaban, said Friday. Forty-four enlisted in or went into active service with the Illinois National Guard, 19 joined the Navy, five the marines and four, the air force.

M.
The Tops In Fun For '42!
It's music, dancing, singing, LAUGHS for your happiest show in years!

What a gang for a bang! . . . Kay goes for Shakespeare, Ginny goes for Kay, Lupe loops for Jawn, and Jawn goes Kay-razy . . . as the screen explodes in a cascade of music, dancing, song and laughs! . . . It's the Hip-Hep Happy Hit that means money in the bank wherever folks gather for fun—and that includes your town, and yours and YOURS!

KAY KYSER

in

PLAYMATES

5 TOP TUNES ON SCREEN, RADIO AND RECORDS:

"Humpty-Dumpty Heart"
"How Long Did I Dream?"
"Thank Your Lucky Stars and Stripes" • "Romeo Smith and Juliet Jones"
"Que Chica"

with

JOHN BARRYMORE

LUPE VELEZ • GINNY SIMMS

MAY ROBSON • PATSY KELLY

PETER LIND HAYES

and

KAY KYSER'S BAND

featuring

Harry Babbitt • Ish Kabibble • Sully Mason

Produced and Directed by

DAVID BUTLER

Screen Play by James V. Kern

RKO RADIO PICTURES

LITHO U.S.A.

Let Screen Tell Why We Fight—Kent

(Continued from Page 1)

of motion pictures informing the people, Kent stated the industry must continue to furnish the Government with trained personnel for every branch of the service requiring it.

> *"We naturally must put up with curbs and temporary sacrifices during a war," Sidney R. Kent said Friday in commenting on Lowell Mellett's appointment by the President as Co-ordinator of Government Films. Kent said he believes the President's "no-censorship" statement was in keeping with every American tradition.*

Putting the pictures in two classifications, Kent said some people might call pictures that involve entertainment plus a message as propaganda. He said there always has been a proper and improper use of the word and asserted pictures should not be labelled propaganda which tell the people about the principles underlying the present struggle.

"I'm against propaganda as such, but in time of war it is our obligation to enact in picture form the story and sacrifice of our country," Kent stated.

Kent pointed out there is another great field in the foreign market where the industry can do its most effective work. "Where our pictures can be shown, it is important that they know what we are fighting for. We don't want to acquire any territories or impose our will elsewhere. Of all the jobs we can do, that is the most important," he said.

Kent said the present situation reminded him of an old advertising adage: "The public needs to be reminded and they need to be informed."

"We are prone to forget the liberties that we are now enjoying did not come automatically and we should be willing to be reminded of those sacrifices," he declared.

Kent said there was no medium more effective than the motion picture in getting these things across to the public. Stories of Wake Island, the Philippines and of men like Lieut. Colin Kelly can be told in terms of entertainment and yet be more valuable because of their significance to our existence, he pointed out.

Kent also praised Hollywood for turning out the fine pictures it has been doing in the face of shrinking foreign markets. Kent said although the risk is greater the studios have not stinted on quality and are keeping on, producing some of the best pictures that he has ever seen during his many years in the trade.

Name Edwin W. Aaron Loew's Ass't Sales Chief

(Continued from Page 1)

week-end. Aaron has been assistant to W. F. Rodgers, general sales manager, since 1936 and has been with the Metro organization since 1917 when he was a bookkeeper at the New York exchange. He later became comptroller of the company's 64th St. studio and after serving in the Army during the first World War, he re-joined Metro as Denver branch manager. Aaron later headed the home office contract department and for a while was assistant to Tom Connors before becoming Rodgers' assistant.

In his new post Aaron will have more extensive sales duties.

Will Horwitz, Houston Exhib., Dies Suddenly

Houston—Funeral services were held Friday for Will Horwitz, 55, one of Texas' best known theater operatros, who died of a heart attack on Christmas Day, following a 36 hours' illness. Horwitz operated the Uptown, Iris, Texan and Ritz here.

Horwitz's widely famed Christmas party for underprivileged children, an annual event, was held Wednesday night and drew 12,000 children, but note of sadness was added when children were advised he was gravely ill. Fred Cannata, manager of Horwitz theaters said it was the first Christmas party Horwitz had missed. Horwitz had built Houston's first theater center.

Horwitz was born June 25, 1886, in Benton, Ark. He was educated at the University of Michigan. He came to Houston 30 years ago. For a while he worked as a newspaper advertising man. In 1917 he opened a film exchange and after World War I he opened his first theater.

He is survived by his widow, Mrs. Gladys Horwitz, and a daughter, Mrs. Fred Gibbons.

Smalley Files Clearance Case for Sidney Theater

Albany—The arbitration tribunal here Friday received a complaint filed by Smalley Theaters, Inc., of Cooperstown, seeking reduction of the 14-day clearance presently held by the Colonial theater, Norwich, (Schine Circuit) over Smalley's theater in Sidney. Complaint names Paramount, 20th Century-Fox, Loew's, Vitagraph and RKO.

Attorney for Smalley, independent circuit operator, is Leonard Rosenthal of Troy.

Harry Kigins Dead

Portsmouth, N. H.—Harry Kigins, 66, former projectionist at the Colonial Theater in Rochester, died in Portsmouth Naval Hospital.

McCrea Opposite Miss Lake

Hollywood—Joel McCrea will be opposite Veronica Lake in "I Married a Witch."

« REVIEWS »

"Lady For A Night"

with Joan Blondell, John Wayne

Republic 87 Mins.

GOOD ROMANTIC DRAMA SPIKED WITH HUMAN INTEREST AND MUSIC; GEARED WELL TO AVERAGE PUBLIC TASTE.

Republic has an attraction capable of solidly entertaining the movie-going masses in this yarn of a Memphis gambling queen whose fixation to become a peg in the community's high social circles brings her woe, fortunate escape from murder, trial for the crime whereof she was the intended victim, and, finally happiness with the man who tried wisely and patiently to keep her flighty feet on the ground.

Joan Blondell plays this top role effectively, demonstrating a flare for the dramatic in contrast to her usual light and frothy assignments in films. It is decidedly her picture, and reflects two factors, namely the producer's evidently strong intent to make her initial vehicle for the company a quality offering, and, additionally, to provide in Republic's own behalf a feature which can creditably join the ever-expanding ranks of the organization's high-budget product.

To achieve both ends, Associate Producer Albert J. Cohen placed the direction in the hands of Leigh Jason; the male lead in the person of popular John Wayne; and then surrounded these principals with a skilled and carefully-chosen cast. If one can accept the premise that any shapely and alluring lass would subject herself to a loveless marriage-in-name-only, and concurrently suffer the indignities heaped upon her by her sinister "in-laws," thereby heavily paying to satisfy a mere yearning for social position, then the film spins along pleasantly and with credibility; but otherwise the action-at-large lacks conviction.

But, after all, the basic intent is to entertain, and in that the story succeeds. Most of the comedy touches are imparted by the rotund Negro actress, Hattie Noel, and these are needed to temper the meller sequences dealing with such serious matters as poison-concocting at the hands of the magnificently evil Blanche Yurka; the wild runaway which finds the solicitous Wayne rescuing the hard-pressed Blondell; and the court room scene with the latter luckily escaping the hangman's noose.

Among the happier facets are the film's occasional musical numbers. "Lady For A Night" won't set the snooty stands on fire, but it should do well wherever John Q. Public's coin and contentment are exhibitor consideration.

CAST: Joan Blondell, John Wayne, Ray Middleton, Philip Merivale, Blanche Yurka, Edith Barrett, Leonid Kinskey, Hattie Noel, Montagu Love, Carmel Myers, Dorothy Burgess, Guy Usher, Ivan Miller, Patricia Knox, Lew Payton, Marilyn Hare, The Hall Johnson Choir.

CREDITS: Associate Producer, Albert J. Cohen; Director, Leigh Jason; Original Screenplay, Isabel Dawn, Boyce DeGaw; Based on Story by Garrett Fort; Production Manager, Al Wilson; Cameraman, Norbert Brodine; Supervising Editor, Murray Seldeen; Film Editor, Ernest Nims; Art Director, John Victor Mackay; Music by David Buttolph; Musical Director, Cy Feuer.

DIRECTION, Okay. PHOTOGRAPHY, Ditto.

RKO Realigns Its Theater Divisions

(Continued from Page 1)

theaters. This division will include Keith's, Lowell; Albee, Providence; Palace, Capitol, Temple, Century and Regent, Rochester; the Eckel, Empire, Keith's, Palace, Paramount and St. James, Syracuse; Uptown, Detroit; Iowa, Cedar Rapids; Orpheum, Davenport; Orpheum, Sioux City; Capitol, Family and Strand, Marshalltown; Orpheum, Minneapolis; Orpheum, Avon and Grand, Dubuque; Orpheum and Liberty, New Orleans and Orpheum, Waterloo.

The theaters now supervised by Schwartz in New York will be split in two groups. John Hearns, present city manager for RKO in Yonkers, will have the Fordham, Chester, Franklin, Empire, Castle Hill and Pelham. Michael "Mike" Edelstein, now manager of the Tilyou, will operate the Regent, 125th Street, Alhambra, Roosevelt, Royal and Jefferson. Charles B. McDonald will continue with his present list of Manhattan and Queens Theaters in addition to the RKO 58th and 86th Street Theaters. Louis Goldberg will have the Brooklyn and Queens houses now under his supervision with the Albee and Orpheum added.

H. R. Emde remains as the division manager for the RKO Westchester theaters, Union City and Newark.

In addition to these changes, Koerner announces there will be several district managers named shortly. No successors to John Hearns or Mike Edelstein have yet been selected.

Golden Named Rochester City Manager for RKO

Rochester—Jay Golden, manager of the RKO Palace here since 1937, Friday was appointed city manager for the five local theaters in the RKO-Paramount-Comerford pool. They are the Palace, Century, Regent, Temple and Capitol. Golden succeeds William Cadoret, general manager for Monroe Amusement Co., who died on Dec. 20. Golden will also continue to manage the Palace temporarily, it was announced.

Golden started as a newspaper man in Albany serving as city editor and dramatic critic for the Albany Knickerbocker Press. He formerly managed houses in Syracuse and Troy.

Mrs. Anna Couture Dead

Manchester, N. H. — Mrs. Anna (Conroy) Couture, widow of Alphonse Couture, who was one of Manchester's best known theater owners and herself affiliated with theater business here, is dead after a short illness.

Van Nomikos Gives Bonus

Chicago—The employes of the Van Nomikos Theater circuit, all received holiday bonus checks.

Hollywood to Spend $185,000,000 on 1942 Film

THEATER'S PART IN WAR PROGRAM

"THE theater's part in the industry's 1942 war program looms large. Aside from the use of its screen for quality entertainment, factual news and Government messages, the theater is the ideal agency for drives and fund-raising campaigns incident to the successful prosecution and conclusion of the war. What American theater men can accomplish in this respect is illustrated by the raising of $1,000,000 for the United Service Organizations fund by an industry committee headed by Joseph Bernhard.

"Of major importance, too, is the average American theater's adaptability for air raid shelter use should the need arise. Strict structural requirements plus trained personnel are factors assuring an unusual degree of safety for theatergoers—and the average theater manager is responsible for the lives of more people than the captain of an ocean-going liner."—JACK ALICOATE.

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275 Features for Current Season Will Have Been Completed by New Year

(Continued from Page 1)

alike. No other medium is so adapted to the task of building and maintaining national morale on both the fighting and home fronts.

Significantly instancing the industry's realistic appraisal of the situation long before the treacherous Japanese attack upon Pearl Harbor is the fact that, as of Jan. 1, approximately 275 features for the 1941-42 season will have been completed by Hollywood studios. This represents about 60 per cent of the normal annual studio output—the motion picture year running from September to August. Production expenditure for the 1942 calendar year is estimated at $185,000,000.

So the war should bring no shortage of vital film entertainment in the United States, regardless of any further pinch of priorities or any extra-curricular demands which the Government may make upon Hollywood.

For the past year, indeed, the production arm has done double duty. Through the Research Council of the Motion Picture Academy, of which Lieut. Col. Darryl F. Zanuck is chairman, it has been making a series of Army training films, while the Regular Army's own Fort Monmouth, N. J., laboratory, headed by Lieut. Col. M. E. Gillette and Maj. Robert Presnell, has been augmented by innumerable Hollywood veterans.

Similarly, Naval and Marine Corps photographic sections reflect Hollywood through both officer and enlisted personnel. The same is also true of Government civilian defense film agencies, such as that of the Office of Emergency Management.

The American newsreels for more than a year have functioned as media for the visual presentation of the defense effort; that patriotic service will be expanded in 1942, with the probability that newsreel cameramen covering the armed forces will be accorded semi-military status.

Theater's Part Looms Large

The theater's part in the industry's 1942 war program looms large. Aside from the use of its screen for quality entertainment, factual news and Government messages, the theater is the ideal agency for drives and fund-raising campaigns incident to the successful prosecution and conclusion of the war. What American theater men can accomplish in this respect is illustrated by the raising of $1,000,000 for the United Service Organizations fund by an industry committee headed by Joseph Bernhard. An organizational pattern for future war drives is currently being provided by the industry's March of Dimes committee, under the chairmanship of Nicholas M. Schenck.

Of major importance, too, is the average American theater's adaptability for air raid shelter use should the need arise. Strict structural requirements plus trained personnel are factors assuring an unusual degree of safety for theatergoers—and the average theater manager is responsible for the lives of more people than the captain of an ocean-going liner.

The amazing adaptability of the industry and its genius for taking the most perplexing problems, whether financial or of operating policy, in its stride stand crystal clear in the light of the crises which it encountered and mastered during the event-crowded months of 1941.

Despite the outbreak of war, despite further shrinkage in revenues from overseas, despite the perplexities of a new domestic selling system made mandatory for five of the largest producer-distributors, despite a vicious and unfounded Senatorial attack upon its integrity and patriotism, despite legal difficulties, despite soaring costs, the industry steadfastly held to its charted course of providing the free screens of the world with a full quota of top-notch entertainment.

What Hollywood in particular accomplished during 1941 holds special meaning as, with war finally here, the industry confronts tomorrow's uncertainties. Inevitably, the question is: What of 1942 and beyond, should the war continue—what can be expected of Hollywood's studios?

Actually, that question embraces many, all pertinent. It poises, for instance, not only the issue of quality and quantity of product, but that of types of and trends in product. And most closely related, too, are matters of manpower and personnel. Pictures, after all, are conceived, produced and marketed by men; the stronger the manpower, the better the product—that is axiomatic.

No Slackening Due to War

Approaching 1942, then, from the angles thus outlined, programs, budgets and operating policies assure that not only the pace of production will not be slackened, but that standards of American production will not be lowered one iota. And that regardless of such wartime "musts" as 8 a.m. to 5 p.m. studio operation, inevitable restrictions on supplies, calling up of technicians and talent for military service, speeding up and expansion of the Government films program and the possibility that studio machine shops may be utilized for war defense manufacture at night.

As to the complexion of product, a study of what is in work and what is in prospect strongly indicates that both war and "escapist" films will be emphasized. However, "escapist" as now employed is a broad term—it includes even "horror" pictures as well as comedies, musicals and boy-meets-girl romances.

Americana, too, will be stressed by studios and that many locales more or less new to the screen will be employed as backgrounds for forthcoming productions. One factor in this, obviously, is the importance of the domestic market. But scarcely less important is the hunch that, as the United States assumes leadership in world affairs, these new locales will have equal interest in Latin America and in the British and other democracies.

Comedies to the Fore in '42

That comedies will loom large in 1942 is attested by the fact that almost every funmaker with a reputation is working in the Hollywood studios. The unusual success of Abbott and Costello, of course, gave marked impetus to the comedy field.

Notable among the top comedians, whose stars are on the ascendency is Paramount's Bob Hope. Each succeeding vehicle in 1941 has served to further emphasize his box-office pulling power. Paramount is also grooming Eddie Bracken, and following Hollywood's scramble for laugh names has also placed Oscar Levant under contract. M-G-M is expecting "Red" Skelton to develop a large following. "Skeets" Gallagher, long absent from pictures, has also been signed for a series of independent comedies. Harry Langdon and Buster Keaton were called back as well.

Edward Everett Horton, James Gleason, John Gilbert, Eugene Pallette, and Charlie Ruggles are among the free-lance funmakers who are keeping busy.

Hal Roach's streamlined features, averaging 50 minutes each, are an innovation in the fun field. A few of the important Westerns were also being affected by the boom in the comedy market, being made with "tongue in cheek" treatment.

Further Inroads Made On Broadway's Stage Talent for Coast Studios

Overseas Talent Prominent

Producers, directors, players and writers who in more happier times have loomed importantly on the British and European production sce
are contributing generously to c
rent and future Hollywood sched

Alfred Hitchcock is maintai
the pace set set with "Rebecc
while Robert Stevenson direct
"Joan of Paris" at RKO. Vict
Saville is busy at Metro. Alb
de Courville makes his American b
as associate producer on "Shangh
Gesture," which Arnold Pressburg
produced, with Josef Von Sternbe
as director.

Irving Asher, who was in char
of Warner Bros. production in En
land, is a producer at M-G-M's Culv
City plant. Zoltan Korda direct
"Jungle Boy," starring Sabu, for
brother, Alexander. Richard Oswa
who directed the silent version
"The Captain of Koepenick" in E
rope, is making the talkie versi
here. William Sekely, whose fi
American production was "N
Wine," is now a producer at M-G-
as is also Jack Forrester, who w
long active in France. Rene Cl
is directing at Paramount and Je
Renoir and Julien Duvivier at 20t
Fox.

The continuing influx of forei
talent brought to Hollywood su
Continental favorites as Elizabe
Bergner, Michele Morgan, Jean G
bin, Eva Gabor and Marta Egger

Broadway Talent for Films

As usual, Hollywood made inroa
on Broadway talent, Paramou
snared Vera Zorina, Irene Bordo
Walter Abe, Victor Moore, Bet
Hutton, Cass Daley and Gil Lam
Samuel Goldwyn signed Tere
Wright, while M-G-M took Kathari
Hepburn, Van Heflin, "Rags" Ra
lund and Rise Stevens, the latt
from opera, to play opposite Nels
Eddy in "The Chocolate Soldier."

Universal brought Carol Bruce
the screen, while Warners us
Monte Wooley in the title role
"The Man Who Came to Dinne
Richard Whorf, long with Lunt a
Fontaine, was also induced to jo
Warners. Among the New Yo
actresses now at the Burbank pla
are Mary Wickes, Ruth Vivian a
Nancy Coleman.

Gene Tierney sprang into atte
tion by her work in "Belle Star" a
"Sundown." Glenn Ford got h
most important billing in "Texas
Van Heflin is being cast in leadi
roles at M-G-M, and Ruth Huss
is also getting bigger assignmen
at the Culver City studio.

Alexis Smith attracted attenti
in "Dive Bombers." James Craig
coming along nicely at RKO, whi
Veronica Lake is one of Paramount
strongest newcomers.

Betty Field, Rita Hayworth, Lai
Cregar, George Montgomery, Don
Reed (with Metro) and Robert Ste
ling are making excellent progres

RKO has June Havoc, sister
Gypsy Rose Lee, Joan Merrill, Jose

(Continued on Page 9)

Year's Major Realignment Was in United Artists

AFTERMATH OF THE CONSENT DECREE

"THAT block-of-five selling and compulsory tradeshows will fade when such course becomes legally possible is deemed virtually certain. Exhibitor dissatisfaction has been amply demonstrated. Meanwhile, distributors are challenging the legality of the anti-five selling statute in Minnesota. Just how muddled the situation really is can be gleaned from the fact that moves for similar laws which would require full program selling by the signatories to the consent decree threaten in Nebraska, Iowa and South Dakota.

"As for the decree's effect on production, it is already evident that the decree, of itself, is not improving and will not improve picture quality. Indeed, there is always the danger of impaired quality if studios, to present varied blocks of features, find it imperative to rush some pictures before the cameras. From the financing standpoint, the heavy investment required in product back-logs constitutes a heavy burden."—JACK ALICOATE.

Important Shifts in Executive Personnel Made Both East and West During Year

(Continued from Page 8)

Cotton, Ray Collins and little Joan [illegible]oll, who was in Hollywood be[illegible] she went to Broadway.

UA in Major Realignment

The major realignment of 1941, of course, was in United Artists. Murray Silverstone vacated the top spot, resigning to complete his own production plans. Subsequently, the long-pending deal by which David O. Selznick became an owner-producer was completed, Selznick acquiring the stock interests of Samuel Goldwyn and the late Douglas Fairbanks. Subsequently, an executive realignment saw Edward C. Raftery elevated to the presidency and board chairmanship, Gradwell L. Sears named vice-president in charge of domestic distribution, and Carl Leserman, general sales manager. Important executive posts also went to Arthur W. Kelly, Laudy Lawrence, George L. Bagnall.

Other important personnel changes and promotions in the East included:

Warner Bros.—Election of Joseph Bernhard as vice-president of Warner Bros. Pictures and Ben Kalmenson as president of Vitagraph, Inc.; appointment of Harry Kalmine as assistant general manager of Warner Bros. Theaters.

Twentieth Century-Fox—Designation of Hermann J. Place as chairman of a new Executive Committee; appointment of Tom Connors as executive assistant to President Sidney R. Kent, and appointment of A. M. Botsford as director of advertising and publicity, succeeding Charles McCarthy, resigned.

RKO—Election of N. Peter Rathvon as vice-president and Leon Goldberg as treasurer, and consolidation of all theater activities under J. Malcolm Kingsberg.

Universal—Election of J. J. O'Connor as vice-president and appointment as executive assistant to President Nate J. Blumberg; appointment of William J. Heineman as assistant general sales manager.

Metro — Appointment of E. K. "Ted" O'Shea as Eastern, Southern and Canadian sales manager, succeeding Tom Connors, resigned.

Paramount — Charles M. Regan named assistant general sales manager; Oscar Morgan appointed short subjects sales head.

Columbia — Robert S. Taplinger was named executive assistant to President Harry Cohn.

Producers Releasing Corp.—Leon Fromkess was named vice-president, Arthur Greenblatt, head of sales.

Changes in Hollywood

On the Hollywood scene, B. G. De Sylva assumed the chief production post at Paramount. Monta Bell was made a producer. Sol Siegel succeeded Harold Hurley, resigned as head of the limited budget department. Producer Eugene Zukor, who was an officer in the Naval Reserve, was called to service.

Joseph I. Breen, production code administrator for the Hays office, took charge at RKO with Sol Lesser in a key spot. Robert Sisk left RKO to join Paramount, while Lee Marcus also left the Gower St. studio and is expected to announce his new plans shortly. Breen's new aides include Arthur Landau, veteran agent, Islin Auster and Lou Greenspan.

Bryan Foy, for several years known as the "Keeper of the B's" at Warners Bros., followed Mark Hellinger to 20th-Fox. Other newcomers to the Darryl Zanuck roster are William LeBaron, William Perlberg, John M. Stahl and Len Hammond.

Alex Gottlieb was upped to a full producership at Universal, due to his work on the Abbott and Costello comedies.

Producer-Director Wesley Ruggles left Columbia to join Metro Producer Harold Thompson, who was with Warner Bros. quit Hollywood to resume stage production in New York. William Cagney, Jerry Wald and Jack Saper were made associate producers at Warner Bros.

In the Independent Field

There have been several changes in the roster of independent producers. Sol Lesser left United Artists to take a key position with RKO, while Boris Morris moved to 20th Century-Fox. Lester Cowan became associated with Gilbert Miller, of Broadway, and made "Ladies in Retirement" for Columbia release. Gregory Ratoff teamed with Harry Goetz to make pictures for distribution by Columbia. Everett Riskin, who produced "Here Comes Mr. Jordan" for Columbia, left the Gower St. plant to join M-G-M.

David Loew and Albert Lewis resumed production with the purchase of Somerset Maugham's "Moon and Sixpence." Jesse L. Lasky, who made a stirring re-entrance to production with "Sergeant York," continues at Warners in 1942, so does Frank Capra to make "Arsenic and Old Lace." Charles R. Rogers left Columbia and will produce for United Artists. William Pine and William C. Thomas are making several pictures for release by Paramount.

Screen newcomer, Orson Welles, who attracted attention with "Citizen Kane" and who provided Hollywood with several new players in Joseph Cotton, Ruth Warwick, Dorothy Comigore and Ray Collins, made "The Magnificent Ambersons," for RKO. It is a come-back vehicle for Dolores Costello.

Edward Finney, who produced the Tex Ritters for Monogram, will make a new series. Ritter is now co-starring with Bill Elliott at Columbia.

Consent Decree Aftermath

Finally, as for the operation of the New York consent decree, the situation may be described as beclouded. That block of five selling and compulsory trade shows will fade when such course becomes legally possible is deemed virtually certain. Exhibitor dissatisfaction has been amply demonstrated. Meanwhile, distributors are challenging the legality of the anti-five selling statute in Minnesota. Just how muddled the situation really is can be gleaned from the fact that moves for similar laws which would require full program selling by the signatories to the consent decree threaten in Nebraska, Iowa and South Dakota.

As for the decree's effect on production, it is already evident that the decree, of itself, is not improving and will not improve picture quality. Indeed, there is always the danger of impaired quality if studios, to present varied blocks of features, find it imperative to rush some pictures before the cameras. From the financing standpoint, the heavy investment required in product backlogs constitutes a heavy burden.

Hub's Met. Keeping Ork

Boston — The Metropolitan Theater will pursue the policy of an occasional stage show. There will be no regular weekly bookings but on commitments now made several such stage shows will be produced during the year. Orchestra will be retained.

Judge W. A. Kinney Resting

Louisville, Ky.—Judge W. A. Kinney, pioneer film theater operator here, and well-known along Film Row, in Indianapolis, is confined to his room in the Kentucky Hotel for a much needed rest. He has operated the Orpheum Theater here for almost a quarter of a century.

Goldenson, Montague In Dimes Drive Posts

(Continued from Page 1)

in making March of Dimes collections in all home offices in New York City.

Herman J. Yates, George J. Schaefer, Joseph Bernhard, Thomas Connors, Joseph McLoughlin, James R. Grainger, Gradwell Sears, Spyros Skouras, George Skouras, Jack Cohn, William Scully, Herman Robbins, W. F. Rodgers.

Appointment of Abe Montague as chairman of the Distributors' Commitee also was announced. Montague is to organize the nation's film exchanges in co-operating with the March of Dimes." Many exchanges will assign salesmen to contact exhibitors and secure pledges in collaboration with State and County chairmen.

North Mobilizes Montana For March of Dimes Drive

Billings, Mont. — Stewart North, State chairman for the motion picture industry's March of Dimes drive, has his State mobilized for the campaign. His county chairmen are: Ed Davisson, Glasgow; H. G. Wells, Hardin; Bill Stevens, Scobey; Elmer Jackson, Plentywood; Jack Suckstorff, Sidney; Louis Moore, Glendive; L. E. Boucher. Terry; Rex Flint, Baker; Mack Nickom, Ekalaka; Mrs. H. W. Knutson, Miles City; Frank Faust, Forsyth; D. M. Manning, Hysham. Co-Chairmen A. M. Russell reports the following county chairmen in the central division: H. W. Knutson, Herman J. Erie, J. E. Baker, J. H. Moran, Paul McAdam, Irving Simpson, M. P. Schrank, Carl Veseth, Herb Bonifas, Finus Lewis, Will Steege.

Executive Committee Named For Dimes March in Del.

Wilmington, Del. — Delaware is quickly becoming completely organized for the amusement industry's March of Dimes campaign. Joseph DeFiore, state vice-chairman, announces the following executive Committee: Ben Seligman, Ben Shindler, John Hopkins, Lou Black, Edward C. Evans, George Schartz, Tom Ayres, Charles Horn, Reese Harrington, Edgar J. Doob. The following "special events" committee had been named: Henry Sholly, Lee Levy, A. J. Belair, Richard Kirsh, Al Williams. Harry Cohen, M-G-M, is to be Distributors' chairman.

Rites for Marie Smith

Pittsburgh—Marie Smith, who was booker for the local RKO exchange for many years, and one of the first film employes in this territory, died after a lingering illness. Funeral services were held Saturday.

Dietz to Take Unity Sub-Committee Post

(*Continued from Page 1*)

of RKO, for Point 5 (protecting the good name and integrity of the industry) and Spyros Skouras will head the Point 1 sub-committee (coordination of policy and action in reference to taxation).

34 Features for 1942-43 Proposed by Monogram

West Coast Bureau of THE FILM DAILY

Hollywood — Monogram will distribute 34 pictures for the 1942-43 season, Steve Broidy, general sales manager, has announced following a three-day meeting of franchise holders in Chicago. Broidy also announced that Monogram sales to date already have exceeded the total sales for the 1940-41 season.

The 34 productions tentatively scheduled for the 1942-43 season will be set up in four groups, Broidy explained. The first will consist of four top pictures on a higher budget scale. There will be a second bracket of six and two additional groups of 12 features each.

Broidy pointed out that the greatest individual period for sales in the history of the company was the week ending Dec. 19. Recent circuit deals include those with M. A. Lightman circuit, Memphis; Sudekum, Nashville; Skouras Theaters, New York, and the Brandt circuit, New York.

WEDDING BELLS

Engagement is announced of Fanchon Klar, secretary to Abe Waxman, and Alwyn Metzger. Wedding will take place in June.

Rosemary Lane and Bud Westmore secured a marriage license here Friday, with the wedding planned over the week-end.

Chicago—Evelyn Ozenham, secretary to J. F. Sullivan, clerk of the Chicago Arbitration tribunal, was married to Stanley Avery this week.

West Coast Bureau of THE FILM DAILY

Hollywood—Jerry Wald, associate producer for Warner Bros., was married Christmas Day to Constance Polan. Marriage took place at El Rancho Vegas, near Las Vegas. Couple will return to the studio in a few days as Wald is needed at the studio.

Morton Gerber, of Warners' home office publicity department, was married Christmas Day to Majorie Loth of Cincinnati, at the Hotel Warwick in New York City. Couple are in Atlantic City on their honeymoon.

WHO'S WHO IN HOLLYWOOD

● ● ● *Introducing Interesting Personalities* ● ● ●

RICHARD OSWALD. Born in Vienna, November 5, 1885. Educated in Vienna. Left home against will of his parents to become an actor. At 18, played his first role on stage in Vienna. Played character roles even as a youngster. Acted role of Mephisto in "Faust." Entered motion pictures in 1914 as a producer-director for Union, predecessor of Ufa. Forming his own company in 1916, he produced and directed 155 films in Europe, among them such hits as, "Lady Hamilton," "Lucrezia Borgia," "Lilac Time," "The White Horse Inn," "Hound of the Baskervilles," "Cagliostro," "Dreyfus," "Living Corpse" and "The Captain of Koepenick," of which Klauss Mann writes in the August issue of his magazine Decision; "Richard Oswald's Koepenick is a poignant arraignment of German militarism and incidentally and infinitely better anti-Nazi film than any of the current blitz thrillers." Among Oswald's last European films were: "My Song Goes Round the World," in London, and "Storm Over Asia," in Paris, which he finished just prior to his departure for the United States. Among his motion picture discoveries were: Conrad Veidt, Lya de Putti, William Dieterle and many others. Came to Hollywood in 1938. Oswald has recently completed his first American motion picture, the American version of his "Captain of Koepenick," starring Albert Basserman. Oswald is at present preparing his own production of "The Mayerling Mystery." Height, 5, 8. Weight, 180 pounds. Eyes, blue. Hair, gray.

HOLLYWOOD SPEAKING-

By RALPH WILK

—HOLLYWOOD

TEX RITTER spent his Christmas in his home town of Nederland, Tex., on his first visit there in six years. He is accompanied by Dorothy Fay, his actress-bride. Ritter, who has just finished work in "Prairie Gunsmoke," at Columbia, will return to Hollywood Jan. 2 to start on a three-months' p.a. tour through the Middle West.

● ●

OUR Passing Show: Joe E. Brown, John Boles, David Butler, Howard Benedict, George Stevens, Nat Levine, Edwin Knopf, Forrest Tucker, Sidney Lanfield, Charles Medcraft, Jack Hively, Howard Emmett Rogers, Bobby Cohn, Harry Sauber watching the Hollywood Bears and Los Angeles Bulldogs in action.

● ●

DIRECTOR Richard Thorpe has added Virginia Grey to the cast of "Tarzan Against The World" at Metro.

● ●

PARAMOUNT Producer Arthur Hornblow, Jr., has flown to New York for a combined business and pleasure trip on which he will consider the screen possibilities of the current Broadway stage offerings.

● ●

GEORGE MURPHY, whose story, "The Chicago Method" is now being angled for by RKO and Paramount, has turned out another script in "Woe Is The Umpire," yarn backgrounded by his semi-pro baseball days.

● ●

A BOOTH has been opened in front of the Warner Studios commissary for the sale of defense bonds and defense stamps. A veteran of World War I the first man in line, a script clerk number two and Jack Warner number three man. Booth will be open daily from 11 a.m. to 2 p.m. as an auxiliary to the cashier's office with a different actress serving at the booth each day.

● ●

REPUBLIC plans to put five pictures into production during the month of January; on the 10th, "Stagecoach Express," Don Barry western; on the 15th, "Affairs of Jimmy Valentine" and "Dusk On The Painted Desert," starring Gene Autry; on the 20th, "Riders Of The Range," Three Mesquiteers western, and on the 26th, "Spoilers of the North," starring Ray Middieton.

● ●

GLENN MILLER and his orchestra will be featured in "Melody Man," which Stanley Rauh is writing at Twentieth Century-Fox for production by Bryan Foy.

● ●

COLUMBIA will produce "Miss Grant Takes Richmond," the script now being written by Gene Towne.

● ●

HARRY LANGDON and Charles Rogers have been signed to co-star in an as yet untitled comedy at Producers Releasing Corporation.

● ●

TWENTIETH-FOX has purchased "Spitfire Squadron" story by Arch Whitehouse which appeared in the Saturday Evening Post.

● ●

LEON BELASCO, who has just completed his role in "Yankee Doodle Dandy" at Warner Bros., is in New York to play leading part in Marc Connelly's new Broadway show, "Flowers Of Virtue."

● ●

TWENTIETH CENTURY-FOX has signed James Gleason to an exclusive long-term contract and his initial picture will be "My Gal Sal."

THE WEEK IN REVIEW

Unity Progresses

By L. H. MITCHELL

UNITY: The national Allied-pr posed all-industry unity program a vanced towards realization duri the week. George J. Schaefer, RK prexy, Spyros Skouras, head of tional Theaters, Leonard Golden of Paramount Theaters and Har M. Kalmine, assistant g.m. of Warn theaters, have accepted posts as ten porary chairmen of sub-committe of the M. P. Industry Conferen Committee. MPTOA board is e pected to okay the unity propos the St. Louis MPTO having alrea signified its adherence.

* * *

SQUAWKS: Allied, through a Bu letin to Santa Claus, signed John Exhibitor, asked St. Nick, amo other things, for the end of the a bitration appeals board which holds is merely a bill of rights f the existing order of things; al for a ceiling on rentals and a poli of fair dealing on the part of th distribs. toward the indie exhibs.

* * *

FINANCIAL: Bureau of Intern Revenue reported big jump in a mission tax collections for Noven ber—$10,411,197 compared to $6 812,275 for the preceding month, an to $7,124,225 for Nov., 1940. . . . National Theaters announced a div dend of $1,650,000 of which $693,0 will go to Twentieth Century-Fo for its holdings in NT. . . . Loew Inc., completed arrangements f redemption of its bonds and pr ferred. Its refunding loan pla calls for a $5,000,000 bank loan 2¼ per cent and a $13,000,000 loa via several insurance companies 3 per cent.

* * *

THIS AND THAT: Presider Roosevelt, in letter to Lowell Me lett, director of the Office of Gov ernment Reports, and named Co-o dinator of Government Films durin the emergency, stated that he o posed any censorship restrictions o films. . . . Loew's, Inc., sued Loc 306, projectionists, under the She man Anti-Trust Act charging tha the union would stop it from licens ing its pictures to any theaters no serviced by Local 306, and askin for a restraining order. . . . W. E Callaway was named West Coast dis trict manager for UA.

Private Funeral Rites For Blanche Bates

San Francisco — Private funera services will be held here for Blanch Bates, 69, who died from a strok at her home here. Surviving ar her husband, George Creel, a son Bates, and her daughter, Mrs. Leslie Lubliner. A star for 30 years Miss Bates retired in 1926, return ing briefly to appear with Katharin Hepburn in "The Lake" in 1933.

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THE Film DAILY

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

. 80, NO. 127 NEW YORK, TUESDAY, DECEMBER 30, 1941 TEN CENTS

GOV'T PROMISES NO DUAL TRUST TRIALS

Theaters Recovering from 'War Jitters'—Balaban

Uniform Upswing Reported By Paramount's Associates; Other Co.'s Optimistic

A decided recovery from the "war jitters" has been reflected in theater box-offices throughout the country, Barney Balaban, president of Paramount, reported yesterday.

BARNEY BALABAN

Data from Paramount theater associates throughout the country, Balaban said, show a decided upswing in box-office business during

(Continued on Page 4)

Ascap's Neb. Action Worries Theater Men

Lincoln, Neb. — Nebraska exhibitors are pessimistic as a result of Ascap's move in New York, freeing all members of the society as far as Nebraska is concerned, so they may protect themselves against mu-

(Continued on Page 4)

75 Cleveland Theaters Plan Defense Matinee

Cleveland—More than 75 Cleveland theaters will participate in the Defense Matinee to be held here on Jan 2 which is scheduled to sell some 50,000 10-cent Defense stamps. For this special Defense Matinee,

(Continued on Page 3)

Wattayamean, Huh?

Lincoln, Neb. — Nobody knows whether it's intentional or not, but Ralph Ayer, city manager of the Lincoln Theaters Corp., has picked as the picture to reopen the $100,000 remodelled Stuart on New Years Eve—

"Birth of the Blues."

1941 News Highlights

I

THE WAR: The industry required no "tooling up" period to meet the demands for patriotic service to the nation, its Motion Picture Committee for National Defense promptly transforming itself into the War Activities Committee-Motion Picture Industry under the chairmanship of George J. Schaefer and the executive vice-chairmanship of Francis S. Harmon. The President, designating Lowell Mellett as Co-ordinator of Government Films, voiced a "no censorship" policy.

II

UNITY: The all-industry conference in Chicago in early December, for which Allied States Association carried the torch, saw the trade hatchet buried, a five-point program adopted and initial organization work necessary to effectuate the program completed.

III

"WITCH HUNT": An aroused industry met the Senate Interstate Commerce sub-committee inquiry into charges of film war propaganda with courage and candor. Under the ably-directed counter attack by Wendell L. Willkie, industry counsel, the sub-committee beat an ignominious retreat via the adjournment route.

IV

ARBITRATION: The system established by the New York consent decree became operative and, while the decisions of arbitrators generally were deemed acceptable, there was widespread exhibitor criticism of some findings by the Appeals Board.

V

ANTI-TRUST LITIGATION: The Government prosecuted its suit against the

(Continued on Page 7)

Rules for Local 306 In Joelson Dispute

Local 306, Moving Picture Machine Operators Union, won a major arbitration victory involving the Joelson theaters when Harry C. Kane, arbitrator, yesterday ruled the circuit must rescind the pro-

(Continued on Page 3)

Warners Promotes Greenberg to L. A.

Indianapolis — Fred Greenberg, manager of Warner exchange here has been transferred to Los Angeles, as manager of the branch there. He is succeeded by Claude McKean, formerly city salesman in

(Continued on Page 4)

SPG-Distribs. Setting Pact

Agreement in Principle is Reported Reached

Negotiating committees representing the New York Screen Publicists Guild and the distributors have reached an agreement in principle on a contract, it was reported authoritatively last night, although efforts to obtain a confirmation were unavailing.

It is understood that attorneys

(Continued on Page 9)

Up-State Exhibs. Organize To Aid March of Dimes

Gloversville—J. Myer Schine, as New York state chairman, announces the organization of 26 Northern and Central New York counties for the industry's March of Dimes cam-

(Continued on Page 4)

Won't Prosecute "Little 3" And Schine Suits Simultaneously, Asserts Simon

By J. HOWARD GARNISH

FILM DAILY Staff Correspondent

Buffalo—Guarantees that the Government will not require United Artists, Universal and Columbia to simultaneously defend themselves in the New York equity suit and the Schine anti-trust action here were given here yesterday by Seymour Simon, special assistant to the Attorney General.

Simon, who represented the Department of Justice at the hearing on a motion by Willard S. McKay, of New York, Schine counsel, for reconsideration of the court or-

(Continued on Page 3)

Cole Renews Charges Of Decree "Sabotage"

Dallas — Renewed charges that the provisions of the New York consent decree are being "sabotaged" by film salesmen employed by the companies which signed the decree are made by Col. H. A. Cole, national Allied president.

Colonel Cole declared yesterday

(Continued on Page 4)

Sudekum Offers Crescent Houses for Defense Use

Nashville, Tenn.—Tony Sudekum, president, has offered the facilities of any and all of the theaters in and out of Nashville belonging to the Crescent Amusement Co. for

(Continued on Page 4)

Semper Fidelis

Green Bay, Wis.—Earl D. Wallen, 21, doorman at the Strand Theater here who enlisted in the U. S. Marine Corps, was killed in action. He is believed to be the first man in the industry to fall in the war against the Axis powers.

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CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Monday, Dec. 29)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	7	6⅝	6⅝	— ½
Col. Picts. vtc. (2½%)	5⅜	5⅛	5⅛	— ⅛
Columbia Picts. pfd.	25	24½	24¾	+ 1
Con. Fm. Ind.	⅜	⅜	⅜	.....
Con. Fm. Ind. pfd.	7⅛	7	7	— ¼
East. Kodak	137	134	137	+ 3
do pfd.	....	....	....	.....
Gen. Th. Eq.	11	10⅝	11	.....
Loew's, Inc.	37	36	36⅜	— ¼
do pfd.	106⅜	106⅜	106⅜	.....
Paramount	14⅞	14½	14¾	+ ⅛
Para. 1st pfd.	110	108	110	+ 2½
Para. 2nd pfd.	13¼	13⅛	13¼	.....
RKO	3¼	3	3⅛	.....
RKO $6 pfd.	45½	45½	45½	.....
20th Century-Fox	7	6¾	6⅞	+ ⅛
20th Century-Fox pfd.	18½	18½	18½	— ½
Univ. Pict. pfd.	153	153	153	+ 1
Warner Bros.	5¼	5	5⅛	+ ⅛
do pfd.	69	69	69	— 1
NEW YORK BOND MARKET				
Loew's deb. 3½s46.	....	....	....	.....
Para. B'way 3s55	57½	57½	57½	.....
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	95	95	95	.....
NEW YORK CURB MARKET				
Monogram Picts.	⅝	⅝	⅝	+ ⅛
Radio-Keith cvs.	5-32	⅛	5-32	+1-32
Sonotone Corp.	....	....	....	.....
Technicolor	6½	6¼	6¼	— ¼
Trans-Lux	½	½	½	.....
Universal Corp. vtc.	7⅛	7⅛	7⅛	+ ⅝
Universal Picts.	....	....	....	.....

Hungary Bans U. S. Imports But Will Play Pix Now In

Hungary will not permit any more American films to enter the country, but those already on hand may be shown, according to news service reports from Berne, Switzerland.

It was reported that the Minister of Commerce in Budapest had issued a decree authorizing the State to take over all motion picture enterprises in Hungary, part or all of which are owned by "enemy capital."

Photographers Local 659 Asks Studio Jurisdiction

West Coast Bureau of THE FILM DAILY

Hollywood—Following a meeting of International Photographers Local 659 announcement was made that members would refuse to work with chief cameramen who are not members of 659 local unless the producers gave the union jurisdiction over all studio cameramen.

At least 30 chief cameramen members of the American Cinema Photographers would be affected by this move.

The union also is expected to pass a resolution prohibiting its members from holding a card in a dual camera union. The union demand is expected to be considered at the opening of the producers-IATSE negotiations in New York Jan. 5.

Fox, Detroit, to Stay On All-Screen Policy

Detroit—The Fox, town's largest theater, is slated to remain indefinitely on a straight picture policy, with no further experiment with stage shows, managing director David M. Idzal indicated, at the conclusion of a comparison of grosses over the past five years.

During 1941, the house grossed around $20.000 a week on a straight picture policy, to hit just over $1,000,000. While under the top figure with stage shows, of $1,300,000, this figure is just about equivalent to the five-year average of $21,000 weekly grosses for the house. Result is the conclusion that stage shows just cause extra operating expenses with no appreciable increase in revenue.

Festival Film Wins Suit Over Chaplin 16 mm.

West Coast Bureau of THE FILM DAILY

Hollywood—Federal Judge Jenny yesterday gave a judgment to Festival Films for use of its Charlie Chaplin short subject in 16 mm.

Jenny also granted a permanent injunction and ordered all prints delivered up, in addition to awarding a judgment of $35,000 and ordering all court costs paid to Festival's counsel, Herbert Silverberg. This judgment was granted against Movie Parade Theater operated by Edward Kohn.

Harley Clarke Plans Production Return

Harley L. Clarke, former president of Fox Film Corp., plans to return shortly to the motion picture field. Clarke is sponsoring a new independent unit for the production of a film based on the life of Woodrow Wilson to be titled "Unknown Soldier."

Clarke, who currently is in Washington, is reported to be negotiating for a major company release.

Col. Players Signing Defense Scroll for F.D.R.

West Coast Bureau of THE FILM DAILY

Hollywood — Columbia stars and featured players yesterday started a movement pledging support of the nation's all-out defense effort during the coming year. A signed scroll bearing the pledge and designated "New Year's resolution for Victory in 1942" will be sent to President Roosevelt.

The scroll will be sent to other studios for circulation so that ultimately it will bear several hundred names of personalities prominent in the industry.

20th-Fox Would Bar More Browne-Bioff Payoff Suits

20th-Fox yesterday filed a motion in the N. Y. Supreme Court to consolidate seven suits pending against it which seek to declare illegal payments made by company officials to George E. Browne and Willie Bioff. Application, in addition, requests the Court to bar the filing of any additional action until a final decision is reached in the present suits.

Colli Visiting Cleveland

Cleveland — Peter Colli, Warner Brothers supervisor in Latin-America, accompanied by Mrs. Colli and their daughter, came here from Havana, Cuba, to spend the holiday week with their sister and brother-in-law, the George Elmos. Elmo is local Paramount branch manager.

Harthill Hospitalized

Indianapolis—Carl Harthill, Monogram manager here, is confined to the Methodist Hospital here under observation.

F. F. F.

They mean so much.

COMING and GOING

LIEUT. COL. DARRYL F. ZANUCK will fl Washington Thursday to confer with sup officers in the War Department.

LEON SCHLESINGER, Warner Bros. car producer, is here from the Coast and stop at the Hotel Astor.

LUCILLE BALL, and her husband, ARNAZ, are in New York to begin a appearance engagement at Loew's State day.

EDMOND O'BRIEN, RKO actor, is spen the Christmas holiday in New York.

DOROTHY McGUIRE, leaves after her perfo ance Saturday night in "Claudia" for a sc test on the Coast and will return in time Monday night's show.

NATE SPINGOLD, Columbia executive, in Florida for a short vacation.

TOMMY GOLDBERG of Baltimore is in York.

Honolulu Circuit Gives 5% Bonus Despite War

Honolulu (By Air Mail)—Conso dated Amusement Co., controlling t exhibition field here, did not perm the outbreak of the war and the sultant curtailment of theater eration, to interfere with its pa ment of a Christmas bonus to hundreds of employes. Bonus giv was 5 per cent.

Although the blackout continu to restrict theater hours to da time, Consolidated further is keepi all employes on the payroll, for t present at least.

Theater attendance continues show gains, and some houses a reporting capacity business duri the afternoon.

Houston in Washington To Confer With Mellett

Washington Bureau of THE FILM DAIL

Washington—Herbert S. Housto chairman of the Institute for t Advancement of Visual Educatio and Vocational Training, Inc., is he to place the services of the Inst tute's affiliates at the disposal Lowell Mellett, Co-ordinator Government Films.

Houston, before his conferen with Mallett, pointed out that educational pictures, made unde the direction of the U. S. Offi for Education, are now going in schools and plants to train worker

PEOPLE WHO PREFER FRIENDLY SERVICE USE—
Postal Telegraph
CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

ules for Local 306 n Joelson Dispute

(*Continued from Page 1*)

osed wage cut of 17½ per cent or pproximately $35,000 wage slash r some 100 projectionists em- loyed by Joelson.

ane's verdict declared that Jul- oelson, who took over the 18 nsolidated houses, must continue pay the full Consolidated wage ale which had prevailed and addi- onal five per cent increase as pro- ded for in the standard IATSE con- acts.

Wage dispute had been in arbi- ation for more than six months hen Supreme Court Justice Fer- inand Pecora appointed Kane an rbitrator shortly after Joelson took ver the houses.

ocal 306 Out to Make N. Y. perators 100 P.C. IATSE

Moving Picture Machine Opera- ors Union, Local 306, will carry n its program of making New York ity 100 per cent unionized for ATSE projectionists, Joseph D. asson, president, pledged in his iennial report to the membership.

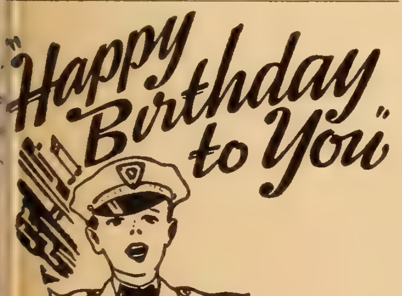
Basson declared the union had no tention of abandoning the plan for contract with distributors which ould permit the membership to efuse to project film which had een or was to be exhibited by non- nion projectionists. The plan as blocked by the intervention of hurman W. Arnold, head of the anti- rust division of the United States ttorney-General's office.

In listing gains since his term office, Basson pointed out in 1935 here were no theaters under con- ract and today there are 346 under ritten contract. Wages have in- reased from $3,114,921 to $5,895,- 28.

Local 306 will hold its election of fficers tomorrow night. Basson is pposed by Herman Gelber.

VAC to Open Offices

The War Activities Committee of he Motion Picture Industry will stablish permanent headquarters ate this week in Room 408, Para- mount Bldg. Francis S. Harmon, ex- cutive vice-chairman, will be in harge of the offices.



John Litel Robert McIntyre
Lawrence Weingarten

▼ ▼ ▼

This, That and T'other

● ● ● **NATIONAL BOARD OF REVIEW** last night held an informal reception for its new president, Quincy Howe, at the Museum of Modern Art......Howe presented awards made by the Committee on Exceptional Photoplays to "Citizen Kane" as the best film of 1941......and to "Target for Tonight" as the best documentary of the year......George J. Schaefer, RKO prexy, received the award on behalf of Orson Welles and the company......Everett Sloane was to have been the only member of the "Citizen Kane" cast to be present......but he had to hop the Stratoliner late yesterday for the Coast......having been called for a top role in "Journey into Fear"......

▼ ▼ ▼

● ● ● *THE RED CROSS on the Coast needs five station wagons to be used for emergency ambulances and is asking for assistance......So Leon Schlesinger, Looney Tunes producer for Warner Bros., contributed $1,400 to start off the funds. . . .* ● *A United Press dispatch from Cincinnati tells of how 19-year-old William Kenney had the same tooth pulled twice......Seems that Kenney pulled out a loose tooth while sitting in a picture theater......and the picture must have been pretty exciting because, while holding the tooth in his hand, he put it in his right ear and a doctor had to be called to take it out......Wonder what the picture was. . . .* ● *M-G-M's Monday Round-Up from the press agents' corner tells this Gracie Allen silly about the two nuts in a bughouse......One was writing a letter and the other asked him why, because he hadn't seen anybody for 20 years......His pal said he was writing to himself......"What does it say?" asked the first one......"How should I know?" was the answer......"I won't receive the letter until tomorrow"......*

▼ ▼ ▼

● ● ● **THAT WAS A NOVEL AD** the Little Carnegie had in Saturday's New York Times for "Quiet Wedding"......Without any ballyhoo or glowing adjectives, the ad in straight type told how the picture was made under air raid conditions in England......how it would make patrons cry and laugh and a little about the star and director......That was all......very simple......and yet the house broke its record on the opening day. . . . ● Times Square should have no trouble hearing a warning in the event of an air raid......Three large alarm horns have been set up at 46th and Broadway. . . . ● Wyoming may not have many theaters to help out in the March of Dimes campaign......but they'll be in there pitching......Nicholas M. Schenck, chairman of the industry drive, received a letter from E. J. Schulte, state chairman for Wyoming, who explained that in two of the 23 counties there were no theaters operating........"The remaining 21 counties," Schulte wrote, "have 44 theaters with a total seating capacity of 22,108......From this you can see that we do not have a very large operating field but we will do the best we can"......

▼ ▼ ▼

● ● ● *PARAMOUNT THIS AFTERNOON is tossing a party for the children of movie press folks......There will be refreshments, games and a screening of "Mr. Bug Goes to Town"......Offsprings of trade press, movie magazine and newspaper writers will be feted......P.S.......There will be no cocktails. . . .* ● *New York may be the locale of the first meeting of the Motion Picture Industry Conference Committee......And Allied's board of directors may hold its annual session here instead of Washington......*

« « « » » »

Gov't Promises No Dual Trust Trials

(*Continued from Page 1*)

der setting down the Schine action for March 30 trial, declared that the "Little Three" would not be inconvenienced, and that one trial will not be pressed until the other has been concluded.

The New York equity suit, it was said, is on the Feb. 16 day calendar before Federal Judge Henry W. Goddard in New York City.

Federal Judge John Knight, who heard the Schine motion, reserved decision.

75 Cleveland Theaters Plan Defense Matinees

(*Continued from Page 1*)

theater cashiers will sell to each child a 10-cent defense stamp pasted into a defense book. Upon showing this stamp to the doorman, the child will be admitted to the theater, retaining the stamp. All film for the matinee is being furnished gratis by the distributors, and the motion picture operators are donating their services.

Plan, which originated with M. B. Horwitz, general manager of the Washington circuit, was used by every theater in Akron yesterday. Object of the plan is to start children collecting defense stamps.

Defense Stamps as Prizes To Amateur Night Winners

Springfield, Mass. — The Court Square theater has started a series of Amateur Nights with prizes of $10, $5 and $2.50 paid in Defense Stamps.

Madison, Wis.—Beginning Jan. 1, each employe of the Ashley Theater Co., operating the Orpheum, Parkway, Strand and Madison theaters here, will receive Defense Stamps ranging from $1 to 10 cents in lieu of a portion of his pay.

WEDDING BELLS

Cleveland—Gertrude Shaw, M-G-M contract clerk, double--featured Dec. 25 by making it the occasion of her marriage to Charles Hogarth who came on from Pine Camp, N. J., for the event.

Chicago—Birdie Goldberg of PRC Exchange and Bernard Myers were married.

Farmington, N. H. — Ernest H. Wade, Strand's projectionist, and Fernande Gagne of Farmington were married at the Baptist Church parsonage, Berwick, Me.

Maureen O'Hara, was married to Screen Dialogue Director Will Price at McComb, Miss., yesterday. Miss O'Hara was formerly married to George Brown, assistant film director in England.

Ascap's Neb. Action Worries Theater Men

(Continued from Page 1)

sic - user infringements. They've been using orchestras and pictures without checking music, and this places them in a spot.

There is no doubt that Ascap's members will use this state as a proving ground, even though it costs considerably more than it's worth locally. If, by making such a mess of obligations and copyrights out here, with accompanying suits, and individual contracts, the members prove that the old single contract with Ascap was far simpler, far less costly, and much less of a headache, it'll be a bulwark against other state legislatures going into this matter at all. In fact, what happens in Nebraska in the next year is apt to be such a complex experience, those states not having anti-Ascap laws will thank their luck for not having them.

The average exhibitor who has given it any thought sees himself approached every month by two people—one a film salesman with a block-of-five, and the other, an agent for a given Ascap songwriter who has tunes in the picture, for which he must also be soothed with a percentage of the gross, or so much a seat

"All I need," moaned one exhibitor," is to have some company produce an outstanding hit musical, then have them ask 50 per cent for it, and some songwriter gig me for an additional 25 per cent for the music"

It's all the result of a misunderstanding, the exhibs. say. They believe, when the Supreme Court said Ascap could be regulated by states individually and its monopolistic tendencies should be broken, that they owed nobody anything for music. The decision, they thought, was a clean bill of health, with no more 10c a seat assessment as had been common.

C'est la Guerre!

New Haven — Theater managers will be their own air raid wardens, assisted by assistant managers, it is reported by the Committee of Civilian Defense here. Originally, the State Police Department suggested that each theater be required to employ a fireman or policeman as air raid warden. The managers will attend a 20-hour course for air raid instruction under Civilian Defense supervision.

West Coast Bureau of THE FILM DAILY

Hollywood—Once employed as an usher in a Warner Bros. Pittsburgh zone theater, Lieut. Boyd "Buzz" Wagner, first American ace in World War II, is inspiration for "Pittsburgh Pilot," to be filmed by Warners. Victories of Wagner will be re-enacted in title role by Ronald Reagan.

Triples, Premiums Fading in Chicago

Chicago—Both triples and premiums appear to be on the way out. Checkup shows only five houses using triples—three on the South side, two on the North side. Week-end "flesh" shows are holding their own. Warner theaters in the territory are expected to increase the use of bands and acts next year.

Sudekum Offers Crescent Houses for Defense Use

(Continued from Page 1)

use by Civilian Defense authorities.

First theater to be so used will be the Madison Theater, at Madison, where a Defense Rally will be held tomorrow. Admission fee will be one 25-cent Defense Stamp for adults and one 10 cent stamp for each child. The theater management furnishes a film to show without charge after a session of Defense Bond selling from the stage. All suburban theaters are expected to be used for similar rallies.

Col. Cole Renews Consent Decree 'Sabotage' Charge

(Continued from Page 1)

that "The small gains made possible under the provisions of the consent decree are being at best most reluctantly granted by the field forces of various distributors, and at the worst (and more frequently) are being evaded and sabotaged."

6 New S. A. Franchise Holders Set by Mono.

Deals with six new franchise holders for distribution of Monogram product in South America were concluded by Norton V. Ritchey, head of the foreign department, who has returned from a tour of Latin-American countries. Ritchey's tour covered a 15-week period during which he visited every country with the exception of Bolivia.

In Buenos Aires, Ritchey closed with Distributdora Panamericana for Argentina, Uruguay and Paraguay. Other new Monogram distributors for South America are Alros Film Distributors, Santiago, for Chile and Bolivia; Amauta Films, Lima, for Peru; Francis V. Coleman, Guayaquil, for Ecuador; Marchena, Moron & Co., Curacao, and Monogram Pictures de Cuba. The last named company is a new organization just set up for the handling of Monogram product.

In addition, the Mexican franchise was re-newed with Films Victoria.

Ritchey reported yesterday that business in South America has increased materially over last year and that prospects for a good year were bright.

Samuels Agency Moving

Samuels Agency, Inc., moves Jan. 1 to 250 W. 57th St.

Up-State Exhibs. Organize To Aid March of Dimes

(Continued from Page 1)

paign. His county chairmen are: Lou Golding and C. J. Latta, Albany; Ned Korablite, Binghamton; Herb Jennings, Mayor Frank Zuber, Norwich; William Benton, Saratoga; John Manuel, Corland; William Smalley, Cooperstown; Ernest Dodds, Lake Placid; Tony Anderson, Saranac Lake; Mike Bourmansour, Malone; Harold Sliter, Lou Hart, Gloversville; Nick Kauffman, Little Falls; William J. Tubbert, Watertown; J. Wolf, Lowville; M. J. Kallett, Oneida; Andy Roy, Stanley, Utica; Harry Unterfort, Frank Murphy, Sid Grossman, Syracuse; Harold DeGraw, Oneonta; Leo Roson, Troy; Alex Papayanakas, Canton; Abe Cohen, Massena; Carl Dickerson, Ogdensburg; J. Walton, Cobleskill; Milt Schosberg, Glens Falls.

Warner Bros. Promotes Greenberg to Los Angeles

(Continued from Page 1)

this city. McKean's successor has not been named.

Greenberg joined the company in 1930 as a salesman with the Kansas City office and was upped to the managerial post in 1936. He is a native of Boston.

McKean joined Warner Bros. in 1939 as a salesman. He formerly has been connected with Fox West Coast Theaters and RKO. He is a native of Monroe, Ind.

So. Calif. ITOA Opposes Duals in War Emergency

West Coast Bureau of THE FILM DAILY

Hollywood — ITOA of Southern California and Arizona yesterday went on record as opposing double bills especially in the war emergency. Members favor single bills and believe shows should be shortened to some extent.

A committee was appointed to draft a statement on replies from general sales managers of distributing companies who had been asked to adjust and modify contracts with exhibitors in Southern California because of the emergency.

No details of proposed statements were made public yesterday.

Republic More Than Doubling Fan Advertising

Hollywood — Republic will more than double its fan magazine advertising for 1942. In 1941 Republic spent $100,000 for fan advertising while the appropriation for 1942 is $250,000.

"U" Borrows George Raft

Hollywood — Universal has borrowed George Raft from Warners for the lead in a remake of "Broadway" which was made about 12 years ago. Bruce Manning will be producer and William A. Seiter director. Frank Shaw will be associate producer.

Theaters Recovering From War "Jitters"

(Continued from Page 1)

the last few days. The increase
business has been uniform rega
less of whether the theater ope
tors are on the Coast or in the
terior.

In 40 of the first 53 key
returns on Paramount's "Louis
Purchase," business has topped
receipts of both "Northwest Mou
ed Police" and "Caught in the Draf
Picture opens tomorrow and Thu
day in 139 New Year engagemen

Meanwhile, other companies h
optimistic reports. M-G-M's "Bal
on Broadway" played to 242
cent of normal business in its fi
four days at the Wisconsin Th
ater, Milwaukee, which had its b
gest opening in the history of
house, topping "Boom Town"
$1,667. Picture starts tomorrow
Radio City Music Hall and in 40 k
cities.

The Roxy, Broadway, broke
existing records since its opening
1927 with the first four days
"Remember the Day." Total gr
for the four days was $58,858.

Warner Bros. reported th
"You're in the Army Now" open
nationally on Christmas Day, bu
ness running from 10 to 100
cent of business done in the sa
situations a year ago.

United Artists estimated la
night that "Shanghai Gesture" wou
gross between $25,000 and $27,0
in its first Astor week, the distr
utor adding that the figure would
an all-time money record for t
house. Attendance through Sund
was 31,612; intake up to 3 p.m. y
terday was reported at more th
$17,000.

Paul L. Buvelot Dead

Detroit—Paul L. Buvelot, oper
tor at the Colonial Theater, hea
quarters house of the Midwest C
cuit, is dead. His sister survives.

TO THE COLORS.

Clarksburg, W. Va. — Richa
Marks, son of Jack Marks and ass
ciated with his father in operati
the Orpheum Theater here, has be
commissioned a first lieutenant in t
infantry and leaves for Camp Mea
Md., on Jan. 16.

Chicago — George E. Finley
Warners' Rhodes Theater has join
the Army.

Montgomery, Ala.—Frank Powe
Jr., doorman at the Paramou
Theater, has enlisted in the U.
Marine Corps.

Anniston, Ala.—Robert D. Rai
water, operator for Wilby-Kince
has gone on duty with the Nav
Reserve at San Diego, Cal.

This TWO-FACED MAN
was very
UNHAPPY until he saw
THE TWO-FACED
WOMAN
and now
he's
ALL
SMILES!
and so
is his
BOX-OFFICE!

GARBO

MELVYN DOUGLAS

TWO-FACED WOMAN

with
CONSTANCE ROLAND
BENNETT · YOUNG
ROBERT RUTH
STERLING · GORDON
Original Screen Play by
S. N. Behrman, Salka Viertel and George Oppenheimer
Directed by GEORGE CUKOR
Produced by GOTTFRIED REINHARDT
A Metro-Goldwyn-Mayer Picture

The public has accorded this delightful entertainment an enthusiastic reception. In her first picture since "Ninotchka" Miss Garbo again reveals her skill at delicious good fun. A bright spot in a serious world, this spirited M-G-M attraction is doing an outstanding business at the box-office.

LITHO U.S.

Major News Events of Film Industry Year

The War, Chicago Unity Conference and Senate "Witch Hunt" in Bold Relief

— JANUARY —

2—$8,000,000 budgeted for television experiments, FCC reports.

3—AAA enlarges film arbitration tribunals to meet any possible emergency.

6—David E. "Skip" Weshner quits Philadelphia Warner post to become UA exploitation director.

"Big Five" dropped as defendants in Crescent anti-trust suit in Nashville.

7—Senate theater divorcement and anti-block booking bills re-introduced.

Darryl F. Zanuck is commissioned a Lieutenant-Colonel in the U. S. Signal Corps Reserve.

8—George Batcheller named PRC production head.

9—Samuel Goldwyn named head of Greek War Relief drive in film industry.

Statutory relief from five-blocks, Northwest Allied Plan.

Walter Wanger re-elected Motion Picture Academy president.

10—CBS shows color television live pickup.

13—Loew's reports $3,908,469 net profit for 1940.

National Allied to establish new unit in New York.

Joe Penner, screen comedian, dies in his sleep in Philadelphia.

14—"Rebecca" wins 1940 FILM DAILY Ten Best poll, with "Grapes of Wrath" placing second.

New five-year Loew contract for Nicholas M. Schenck.

15—Move for close Latin-American ties via films announced by Nelson A. Rockefeller.

16—Scophony demonstrates its large screen television system.

17—D of J calls for exhibitor cooperation on New York consent decree.

21—"Blocks of Ten" selling, Cuban plan.

22—1940 admission tax collections up from $23,607,060 to $43,483,372.

23—Neil Agnew streamlines Paramount sales setup; Charles M. Reagan named assistant general sales manager, and Oscar Morgan appointed short subject sales head.

Divorcement action deferred by Northwest Allied convention.

24—Frank C. Walker, Comerford circuit head, re-nominated as Postmaster General.

27—RCA theatrical television demonstrated in the New Yorker Theater.

28—National Television Systems Committee recommends 441-line television standard.

Charles W. Williams, president of MPTC of Nebraska and Western Iowa, dies in Omaha.

29—Universal reports $2,390,772 profit for the 1940 fiscal year, gain of 107 per cent.

National Allied finds weaknesses in consent decrees provisions; Col. H. A. Cole re-elected president.

30—Organized exhibitors' fight against unfair taxes urged by Ed Kuykendall, MPTOA president.

Leon Fromkess named PRC vice-president.

31—Warner Bros. resumes preferred dividend payments; first since 1932.

— FEBRUARY —

3—Motion picture arbitration machinery starts with offices of 31 tribunals open for business.

Theater divorcement bill re-introduced in Nebraska legislature.

4—William Le Baron quits Paramount production post.

Albert Putnam and George Alger named to the Arbitration Appeals Board, completing membership.

5—B. G. "Buddy" De Sylva named as Paramount executive producer, succeeding William Le Baron.

6—UA reported buying Samuel Goldwyn's interest in company, ending litigation.

Government files anti-trust suit against ASCA in Milwaukee.

7—Joseph Bernhart warns industry against juggling admission scales.

UA-Samuel Goldwyn settlement confirmed..

W. J. Merrill elected vice-president of RKO Radio Pictures.

10—Goldwyn's UA stock to go to David O. Selznick.

Walbrook Theater, Baltimore, files first clearance case for arbitration.

Paramount 53-week net of $7,617,000 is gain of 100 per cent.

11—"Little Three" trial may go over until Autumn.

Paramount acquires rights to "Lady in the Dark for record price of $275,000.

Universal's net of $2,232,805 for 1940 is gain or 123 per cent.

13—Loew's stockholders vote new five-year contract for Nicholas M. Schenck.

14—President Roosevelt to address Academy awards banquet by radio.

A. M. Botsford resigns Paramount studio post.

17—Anti-five block bills loom in Minnesota and North and South Dakota.

18—ASCAP directors approve consent decree to end Government's anti trust suit.

Government re-files equity suit against "Little Three."

19—J. R. McDonough assumes Lee Marcus post at RKO studio.

AMPP again names Y. Frank Freeman as president.

21—ASCAP membership approves anti-trust suit consent decree.

Minnesota bill nullifies decree's blocks-of-five.

25—Hillside Amusement Co. (N. J.) trust suit restates Government's equity complaint.

Boren resolution calling for investigation of film industry introduced in House of Representatives.

26—Schine anti-trust suit settlement flops.

"Boom Town" voted "best liked" film in Gallup poll.

61.8 per cent of 1940's features from original stories.

27—Court dismisses La Crosse (Wisc.) $1,476,000 anti-trust suit.

RCA net profits for 1940 up $1,030,345 to $9,173,156.

Government files ASCAP anti-trust suit consent decree.

28—"Rebecca" wins Academy's award.

President Roosevelt thanks films for national defense support in Academy address.

— MARCH —

3—U.K. money division to be on basis of gross billings.

4—British Odeon denies any ties to Odeon Theaters of Canada.

5—Seven senior operating executives of Universal get new 7-year contracts.

ASCAP consent decree given court approval.

6—Neal A. McKay, long business manager for Mary Pickford, dies.

Four majors attack Minnesota five-block bill

Anti-five-block bill introduced in Georgia Senate.

10—Industry's salvation rests in extended runs, says Joseph M. Schenck.

Brazilian Government OK's film remittances to U. S.

13—Minnesota House committee hears anti-five block bill

Will H. Hays confers with President Roosevelt at White House on foreign situation and national defense.

Eastman Kodak reports $20,076,739 profit in 1940.

14—Judiciary committee of Georgia house reports anti-five bill unfavorably.

17—Distributors consent ends nation's first arbitration case in Boston.

Arthur Lukas of Lukas and Jenkins Circuit asks film regulation by national authority.

18—20th-Fox 16 mm. rights to Films, Inc.

Indian Government considers remittance restrictions.

Lt.-Col. Frederick Herron, MPPDA treasurer, called to active Army service.

Distributor license measure killed in Iowa.

19—Carl E. Milliken named acting foreign manager of MPPDA.

Technicolor net for 1940 $882,125.

20—Clear way for anti-five block law in Minnenesota.

Expand industry committee for national defense.

21—NTSC urges commercial television at once.

R-K-O reports 1940 profit of $780,004.

24—B & K ready for commercialized television, William C. Eddy tells the F.C.C.

National Theaters to decentralize film buying.

Georgia house defeats anti-five block bill.

25—Broader arbitration clause drafted to permit handling of disputes outside of consent decree.

D of J will ignore Minnesota anti-five bill.

Wisconsin distributor tax proposed in Assembly.

26—Crescent anti-trust suit trial set for July 7 at Nashville.

Anti consent decree bill introduced in Michigan house.

20th-Fox reports $517,336 loss for 1940.

28—Treasury Department "drafts" Howard Dietz for Defense Savings Stamps drive.

First arbitration appeal filed by Ken Theater in Chicago.

31—Neely divorcement bill referred to Senate Judiciary sub-committee.

William Fox pleads guilt to Federal conspiracy indictment in Philadelphia.

— APRIL —

1—MPTOA and PCC of ITO to hold joint Coast convention.

$34,000,000 in film coin "frozen" in U.K., Will H. Hays reports to the MPPDA.

Teaching Films, Inc., industry contract extended three years.

2—Talent loans rise in West Coast studios.

3—Camp Fire girls study student film habits in 50 cities.

342 names added to arbitration panels for films.

4—B & K and Great States, Paramount affiliates, in drive-in tests.

Anti-ASCAP measure dies in Ohio House.

7—Anti-five block bill passes Minnesota House.

RKO Corp. elects Gordon Youngman general counsel and J. Miller Walker, secretary.

Nathan D. Golden appointed industrial consultant of the department of commerce.

8—GTE net up $153,758 to $849,820 in 1940.

9—Perfect Theaters, Inc. (Greenwich, Conn.) files $5,000,000 anti-Trust suit against distributors.

10—Court denies dismissal of Momand (Okla.) $4,500,000 anti-trust suit.

11—Famous Players Canadian $1,012,770 net highest profit since 1930.

W. J. Merrill, RKO Radio vice-president, dies from heart attack.

14—Minnesota anti-five bill passed, faces "Big Five" challenge.

Arthur Greenblatt named head of P.R.C. sales.

Disney-RKO distribution arrangement extended.

15—19,645 theaters in U. S. is gain of 614.

Co-op Theaters of Michigan backs state anti-five block bill.

16—B & K net for 1940 reported at $1,526,912.

17—ITOA asks ban on Nazi and Italian films.

Nazis seize Paris branches of U. S. distributors.

Joseph M. Schenck and Joseph M. Moskowitz to appeal from tax evasion verdicts.

18—OPM gives equipment makers aluminum preference.

MPPDA and MPTOA oppose Berne copyright treaty.

21—Joseph McKeown, Schoenstadt Circuit (Chicago) executive, dies.

22—Anti-five bill passage Minnesota Senate.

Harold B. Franklin dies in Mexico City.

Hungary reported banning all American films.

23—Minnesota anti-five passage confuses trade.

U. S. may start admission tax at one dime to net $55,000,000.

24—Nebraska Theaters divorcement measure given knockout blow by committee move.

25—150-minute program bill introduced in Michigan.

John J. O'Connor resigns as RKO theater executive; reported joining Universal.

Jacob Fabian, Circuit founder, dies suddenly.

Joseph I. Breen resigns as director of PCA.

Drive-In theaters investment in U. S. hits $2,000,000.

Samuel Goldwyn in releasing pact with RKO.

Paramount 1940 net up $2,500,000 to $6,402,130.

28—Joseph I. Breen reported to head RKO studios.

Anti-five selling new Minnesota law as Governor signs Northwest Allied bill.

C. C. Pettijohn named to State Defense Information Committee by Governor Lehman.

Joseph M. Schenck and Joseph Moskowitz file appeal notice.

30—Arbitration cases fall below expectations.

Twenty per cent motion picture entertain-

(*Continued on Page* 8)

1941 News Highlights

(*Continued from Page* 1)

Crescent Amusement Co. at Nashville, Tenn., and moved for early trials, in 1942, of its New York equity suit against the "Little Three" and its action against the Schine circuit, filed in Buffalo. Judge Henry W. Goddard indicated he would not permit the New York consent decree to fall by default. A consent decree ended the Government's suit against Ascap.

VI

"ANTI-FIVE" LEGISLATION: The Minnesota Legislature enacted a law nullifying the five-block provision of the New York consent decree, and requiring instead full-program selling with cancellation rights. The law was challenged by the distributors, who meanwhile received Federal Court permission to meet the statute's requirements. Similar legislation was defeated in Michigan and Georgia, continues a possibility in other Northwestern states.

VII

UNITED ARTISTS' REALIGNMENT: David O. Selznick became a partner, acquiring former stock holdings of Sam Goldwyn and the late Douglas Fairbanks, Sr. Subsequently, a new administration, headed by Edward C. Raftery, president, and Gradwell L. Sears, vice-president, assumed full managerial control, the company owners concentrating on production only.

VIII

IATSE: Following the conviction of George E. Browne, international president, and Willie Bioff, his West Coast rep., on Federal extortion charges, Richard F. Walsh was elected to the presidency, and William P. Raoul was appointed assistant president.

IX

U. K. REMITTANCES AND QUOTAS: A new one-year remittance agreement was successfully negotiated, permitting the American companies to thaw approximately $20,000,000 in frozen British funds, with equal sum made available to the distributors through an increase in rental remittances. Parliamentary action reduced the quotas 2½ per cent.

X

TELEVISION: The FCC set new technical standards, commercial television made its debut via Station WNBT (NBC) on July 1, both large screen theatrical television and color television were successfully demonstrated, and NBC moved to establish the world's first regularly established television network, linking New York, Philadelphia and Washington.

—BAHN.

Headlines Trace Year's History of Industry

Anti-Trust Litigation, Arbitration and Executive Changes Hold the Spotlight

(*Continued from Page 7*)

ment levy included in Dominion of Canada budget.
U. S. Supreme Court hears Nebraska and Florida ASCAP cases.

— MAY —

1—Defense spending box office effect spotty, FILM DAILY national survey shows.
E. S. Porter, industry pioneer, dies.
2—National Allied calls for tax exemption eliminations.
Hugh Robertson named to RKO Corp's board.
5—"Big Five" order fight of Minnesota anti-five law.
FCC authorizes start of commercial television July 1.
6—Paramount interests take lead in drive-in field.
7—Frank W. Lovejoy named Eastman Kodak chairman and Thomas J. Hargrave, president.
Oscar R. Hanson resigns as Canadian circuit president.
12—Charles Koerner named head of RKO Theaters, succeeding J. J. O'Connor.
Exhibitor leaders protest 5 per cent Federal tax on film rentals.
12,000 at premier of RCA's large screen theatrical television.
13—James C. Bradford, film music pioneer, dies.
14—Joseph I. Breen to be vice-president of RKO Radio Theaters.
Max Fellerman succeeds Fred Myers, resigned, as RKO theaters booker and buyer.
15—Hermann G. Place, Chase National vice-president, to fill 20th-Fox executive post.
N. L. Nathanson resigns as Famous Players Canadian president; J. J. Fitzgibbons succeeds.
16—Sydney R. Kent to get new five-year 20th-Fox contract.
Hermann G. Place named chairman of new 20th-Fox executive committee.
National Variety Clubs re-elect Chief Barker John H. Harris and all other officers.
20—Product shortage predicted for Minnesota under anti-five law.
21—Michigan House passes anti-five bill.
Screen Directors Guild elects George Stephens president.
22—New rule to end U. S. film distribution in Spain.
Eastman Kodak in $4,000,000 pay tilt.
Abram F. Myers sees some beneficial aspects of consent decree but holds definite weaknesses exist.
26—Federal Grand Jury indicts George E. Browne, IATSE prexy, and Willie Bioff on extortion charges.
Nine problems before Allied directors in Cleveland meeting.
Illinois Allied calls for year drive-in protection.
27—U. S. Supreme Court upholds State Anti-Ascap laws in Florida and Nebraska.
National Allied Board discusses B.O. slump, finds no cure.
Consolidation of RKO and K-A-O theaters forecast in six months.
Calvin Heilig, Northwest theater dean, dies in Portland, Ore.
28—Executives flock to FILM DAILY golf tournament at Glen Oaks.
U. S. interests reported seeking Maxwell Associated British Cinema circuit.
29—Murray Silverstone quitting top spot at United Artists.
Francis S. Harmon, addressing AMPA, reveals industry's speed in national defense.
Edward Alperson named general manager of RKO film buying and booking department.
Michigan anti-five block bill killed by Senate Committee.

— JUNE —

2—Studios in "all out" effort to groom new stars.
U. A. stockholders name Arthur Kelly temporary head.
3—Tennessee exhibitors curtail electricity use in power shortage.
Syracuse University awards J. Robert Rubin the George Arents "Pioneer Medal."
Defense spending effects still spotty, FILM DAILY survey shows.
J. J. O'Connor named Universal vice-president and executive assistant to Nate J. Blumberg; Universal sales setup re-aligned by William A. Scully; William J. Heineman appointed assistant sales manager.
5—Loew's survey traces defense spending; widely varying results found in 15 cities study.
6—Circuits battle Illinois 135-minute bill.
French Government by new decree assumes control of film industry.
9—Vital problems before MPTOA as joint convention with PCC opens in Hollywood.
Joseph Pasternak terminates Universal contract by mutual consent.
Consent decree to be in effect for one year, PCC hears.
10—Universal quarterly profits tops $1,000,000 for first time.
11—Ed Kuykendall in MPTOA convention address calls for industry's unity.
12—India's Board of Exchange cuts U. S. imports.
New Metro sales policy nixes barter, W. F. Rogers tells MPTOA convention.
Abram F. Myers, Allied general counsel, links biz dip with too many gloomy pics.
13—MPTOA and PCC act to end double bills.
Abram F. Myers offers 5-point plan to meet trade crisis at New Jersey Allied convention.
U. S. Circuit Court of Appeals in Chicago okays Gary anti-trust suit dismissal.
16—Allied fights percentage films boost.
17—Power rationing hits Georgia film houses.
NBC set for commercial television; asks New York, Philadelphia and Washington stations.
18—Consent decree aids duels elimination, asserts Barney Balaban.
85% Guild shop in SWG-Producer pact.
19—Indecent films no slump weapon, President George J. Schaefer tells RKO sales convention.
Radio outdrawing films, Gallup study shows.
Joseph I. Breen signs 5-year RKO Radio contract as studio general manager.
20—Warners reported weighing exhibition in Australia.
Jack Berry named Minoco president.
24—UA gets Fairbanks estate stock; resale expected.
India drops plan to "freeze" U. S. film coin.
25—Allied appeals for big Summer films.
Hal Horne reported quitting Walt Disney post.
26—Allied hits Ken (Chicago) arbitration decision as "nail in the coffin" of the consent decree.
Government to spend $900,000 for cultural films.
Sidney Wilmer, president of Wilmer and Vincent, dies.
27—J. J. Nolan leaves RKO Radio after 21 years of service.
30—Majors find headache in trade show problems.
Sol Lesser joining RKO as executive producer.
Loew's sets precedent by cutting theater prices for men in uniform.
Coast and Midwest circuit expansion squawks lead under decree, D of J reveals.

— JULY —

2—MPTOA demands strong ad campaigns.
Illinois 135-minute measure dies in Senate.
3—Majors push long-term short subjects contracts.
7—Crescent anti-trust suit goes to trial in Nashville, Tenn.
Canada "drafts" David H. Coplan, Columbia sales exec., as dollar-a-year man.
Funeral rites held for Roy L. Walker, ITOA of Texas president.
8—Warners deal for John Maxwell holdings in Associated British Theaters in closing stage.
Hungary cuts American film imports.
9—105 Detroit theaters join in business drive.
10—CIO reported planning Hollywood moves.
Heavy concentration of film men in U. S. Signal Corps.
Film censorship light, American Civil Liberties Union reports.
11—Hollywood talent loans show second quarter dip.
Paramount board renames Barney Balaban and other officers.
14—United Artists to have first-run theater in Capetown.
Ground work laid for new United Kingdom remittance agreement.
15—Exhibitor trade show attendance varies widely.
RKO "loans" Richard C. Patterson to the Treasury.
Col. Joseph H. Davidson named head of Army Motion Picture Service.
16—UA plans to launch theater circuit with 12 houses.
17—CEA General Council rejects plan for adoption of single features in UK.
18—Consent decree to revitalize films, Spyros Skouras tells 20th-Fox sales convention.
Joseph Bernhard named to USO drive in theaters.
21—Keep propaganda out of films, warns Will H. Hays in statement.
3 distribs attack Minnesota anti-five law in suits.
23—Studios emphasize comedy and drama in films for new season.
Metro suit attacks Minnesota anti-five law.
25—Warners sign Frank Capra to produce "Arsenic and Old Lace."
28—David O. Selznick deal with United Artists calls for 10 pictures.
29—U. S. distribs to ask more British coin i
new agreement.
Louis Hehl, long secretary of the MPTOA o
St. Louis, dies.
30—Tax on first cent of admissions advocated by Allied.
31—Allied finds some arbitration provisions inadequate; charges distributors "gang up."

— AUGUST —

1—Exhibitors have decision edge on arbitration in first six months of system.
National Allied asks nation-wide joint advertising campaign.
4—Decided box-office pickup near, Grad Sears tells Warners sales convention.
5—Senate probe of film war propaganda demanded in Clark measure.
Charles E. McCarthy and Maurice Bergman resign from 20th Century-Fox.
Universal Pictures dismissed as Crescent trust suit defendant.
7—W. F. Rogers declines UA presidency offer.
Biographical films set new Hollywood mark.
St. Louis prefers duals in F & M poll.
8—Easing of British quota restrictions forecast.
11—Joint Industry Committee suggested by Abram F. Myers, Allied general counsel.
Columbia Pictures Corp. dismissed as Crescent trust suit defendant.
12—Warners-Associated British Cinemas deal is signed in London.
13—Atlas control of RKO by Jan. 1, predicted.
14—Eastman Kodak sales for 6 months up $16,509,534.
18—Film industry escaped adverse state legislation in 1941, checkup shows.
19—Base admission tax on price charged, MPTOA asks Senate Committee.
20—Cuban industry trade code augmented; arbitration commission provided.
21—Max Milder and E. Lightfoot to operate Associated British Cinema circuit as joint managing directors.
22—Escape clause in consent decree may be utilized.
25—Material shortage felt as result of defense program.
J. J. Fitzgibbons and R. W. Bolstead sign 5-year Famous Players Canadian contract.
26—ERPI to halt Coast studio operation.
Arthur W. Kelly gets new two-year UA contract.
27—Canadian film carriers placed under Government control.
28—New clearance agreement to speed films to Army's theaters.
9c tax exemption on admissions gets Senate Committee death blow.
A. F. of L. reported to drop George E. Browne as vice-president.
29—Anti-Nazi League denounces Senate film propaganda probe.

— SEPTEMBER —

1—Charges of propaganda in films false, says Will H. Hays in letter to Senate sub-committee.
2—Opposition stiffens to proposed 15% boost in Federal admission tax.
3—Nick-Weston prison sentences upheld by U. S. Circuit Court of Appeals.
4—UA reported weighing two Easterners for presidency.
Radio commentators to be subpoenaed in film propaganda probe.
5—Industry wins smashing victory as Senate kills 15% increase in admission levy.
National Joint Committee plan meets with wide industry backing.
6—Monopoly issue injected into Senate film probe.
New York Screen Guild Council ask CIO affiliation.
8—National Union of Exhibitors rejects Cuban fair practice code.
9—Wendell L. Willkie blasts film propaganda probe; challenges legality.
10—Sen. Claude Pepper denounces film propaganda probe as vicious.
Sen. Gerald P. Nye castigated by Wendell L. Willkie at propaganda inquiry.
11—Rip holes in propaganda "case" as Senate inquiry proceeds.
Protection for U. S. films asked in Cuban trade treaty.

(*Continued on Page 9*)

In Memoriam—1941

As 1941 draws to a close, the amusement industry pauses to pay a final tribute to those affiliates in all branches whose deaths were recorded in the 12-month period. In this necrology, the more widely known personalities to pass are given with place of death and date obituary was published in THE FILM DAILY.

WALTER CAMP, JR., former president of Inspiration Pictures, Los Angeles. FD: 1-2.
JOE PENNER, film, stage and radio actor, Philadelphia. FD: 1-13.
HOMER MULKEY, pioneer exhib. of Texas, Clarendon, Tex. FD: 1-13.
WARD LASCELLES, veteran producer and director, Hollywood. FD: 1-21.
GEORGE C. ELLIOTT, one-time associate of Louis B. Mayer in exhibition, Boston. FD: 1-22.
CHARLES E. WILLIAMS, Veteran exhib. leader of MPTO of Iowa-Nebraska, Omaha. FD: 1-28.
SIMEON LEWIS, veteran Pennsylvania exhibitor, Kingston, Pa. FD: 1-29.
MRS. ROWLAND S. ROBBINS, former wife of the late Joseph Dannenberg, editor of THE FILM DAILY, Miami Beach. FD: 2-13.
JOHN J. SULLIVAN, film veteran, National Theaters' film buyer, Hollywood. FD: 2-18.
HARRY J. POWERS, veteran Chicago theater manager, Morristown, N. J. FD: 2-24.
W. W. ANDERSON, SR., Columbia branch manager, Atlanta. FD: 3-4.
NEIL ANGUS McKAY, former manager of Mary Pickford, Hollywood. FD: 3-6.
JULIAN ELTINGE, stage and film actor, New York. FD: 3-10.
WILL EVANS, one-time Gaumont British executive, London. FD: 3-11.
STUART WALKER, producer and director of stage and screen, Hollywood. FD: 3-14.
HERMAN A. DeVRY, film theater equipment pioneer, Chicago. FD: 3-25.
JOHN D. WILLIAMS, theatrical producer, New York. FD: 3-26.
HADLEY HULL, Universal branch manager, Indianapolis. FD: 4-4.
JOHN F. A. LANDERS, MPPDA cashier and assistant auditor, New York. FD: 4-8.
W. J. MERRILL, vice-president RKO Radio Corp. and RKO Radio Pictures, New York. FD: 4-11.
WILLIAM J. WORTHINGTON, president of Multicolor, Hollywood. FD: 4-14.
WILLIAM DANFORTH, actor and singer, seen in many Gilbert & Sullivan operettas, Syracuse, N. Y. FD: 4-17.
JOSEPH McKEOWN, general manager of the Schoenstadt theaters, Chicago. FD: 4-21.
HAROLD B. FRANKLIN, prominent film executive, Mexico City. FD: 4-22.
A. J. MOREAU, M & P district manager, Portland, Me. FD: 4-23.
MARC LACHMAN, veteran stage and screen publicist, Hollywood. FD: 4-23.
THEODORE A. LIEBLER, veteran theatrical producer, Greenwich, Conn. FD: 4-24.
JACOB FABIAN, circuit founder, New York City. FD: 4-25.
CAPT. BENJAMIN HICKS, industry veteran, New York City. FD: 4-28.
J. C. H. WINK, circuit head, Atlanta. FD: 4-30.
EDWIN S. PORTER, industry pioneer, New York City. FD: 5-1.
DR. H. E. BENNETT, research director for American Seating, Williamsburg, Pa. FD: 5-5.
OLIVER T. MARSH, veteran cameraman for D. W. Griffith, Hollywood. FD: 5-6.
PEGGY SHANNON, actress, Hollywood. FD: 5-13.
CALVIN HEILIG, dean of Northwest theatermen, Portland, Ore. FD: 5-27.

(*Continued on Page 9*)

Year's Major News Events in Industry

(*Continued from Page* 8)

12—Wendell L. Willkie brands film propaganda probe as "sabotage."

New York consent decree criticized by court in Midwest versus Michigan Co-op. suit decision.

15—Congressional conferees agree to eliminate tax exemption on 9c admissions.

—Film propaganda charges false, Darryl F. Zanuck tells American Legion National convention.

17—President Roosevelt by inference ridicules film propaganda probe.

National Allied protests film propaganda inquiry.

18—A. M. Botsford named 20th-Fox ad chief.

19—Allied national convention turns down unity plan; directors reject action, order plebiscite.

Columbia reports $552,743 profit for year.

22—Allied leaders say unity plan is not dead.

U. S. film critics poll by the FILM DAILY nix Senate charges of film war mongering.

Army's technician call leaves British studio short.

24—Sen. Sheridan Downey rips film propaganda probe charges.

25—Senate film probers fire just blanks at Nicholas M. Schenck.

U. S. dailies editorially rake Senate film "witch hunt."

26—Propaganda "reckless and untrue," Harry M. Warner tells Senate inquiry.

28—Film propaganda probe seen headed for curtain as Darryl F. Zanuck and Barney Balaban testify.

30—U. S. indicts Nick Dean and Louis Kaufman, IATSE leaders, for extortion.

40 New York groups organize to fight film propaganda probe.

— OCTOBER —

1—Nine Allied units okay national joint committee plan.

2—U. S. production activity worries British; faced with shortage, including studio facilities and man power.

3—New England Allied unit approves unity resolution but rejects third paragraph.

6—Minnesota anti-five law ruled valid.

David O. Selznick deal for United Artists stock.

Warners theaters test higher Saturday and Sunday prices.

7—Republic announces heavy expansion program.

9—Federal prosecutor clears majors in Browne-Bioff case; had no choice but to yield, court told.

Michigan Allied votes approval of unity plan.

Senate film propaganda inquiry postponed indefinitely.

10—Bioff called self IATSE boss, Nicholas M. Schenck testifies at extortion trial.

13—Paramount drafts plan for Minnesota selling.

Talent loans in third quarter show advance.

14—Rule theaters essential. MPTOA urges the Supply Priorities and Allocation Board.

Metro's exclusive run policy is nixed in arbitration appeal decision.

15—ERPI to be merged with Western Electric on Nov. 1.

16—United Artists buys Walter Wanger productions and will produce.

Louis B. Mayer and David Bernstein testify at Browne-Bioff trial.

AF of L ousts George E. Browne from Executive Council.

17—Mayor La Guardia flays Senate probe and lauds inquiry in AMPA luncheon address.

20—Gaumont-British control passes to C. M. Wolff and Arthur Rank from the Ostrers.

Anti-five legislative moves loom in Iowa and Nebraska.

21—Minnesota issues anti-five law complaints against Paramount, 20th-Fox and RKO.

Industry asks priorities on production's needs.

SMPE convention speakers rake film propaganda probe.

22—United Artists talks presidency deal with Gradwell L. Sears.

Joseph Bernhard urges priorities for theaters.

23—Green light given Allied's unity plan; national joint unity conference to be arranged.

U. S. Rests in Browne-Bioff case.

24—$40 000.000 British coin for distribs reported under new monetary agreement.

Paramount asks Minnesota anti-five decree relief.

27—Ben Kalmenson named Warners sales chief, succeeding Gradwell L. Sears.

28—Carl Leserman resigns as Warners assistant sales chief.

29—Majors split $7,850,000 in frozen British funds.

Joseph Bernhard elected vice-president of Warner Bros. pictures.

30—Film tunes back on air as nets sign with ASCAP.

Film industry came through propaganda probe with flying colors, Wendell L. Willkie tells Motion Picture Pioneers.

31—Harry A. Kalmine named assistant general manager of Warners theater circuit.

Arthur Rank named general manager of Gaumont British.

— NOVEMBER —

3—Paramount granted right to sell in Minnesota under anti-five law.

Arbitration cost in first year is $190,000 less than budget.

4—Canada puts ceiling on box-office prices.

5—Unity now, or Government control, Col. H. A. Cole tells Texas Allied.

6—Northwest Allied warns on cancellation restrictions.

7—George E. Browne, and Willie Bioff convicted on extortion charges.

7.841 film theaters turn over $943,684 to U S.O.

Ben Kalmenson elected Vitagraph's president

10—O.P.M. will establish theater division, FILM DAILY reveals.

Academy of Motion Picture Arts and Sciences elects Bette Davis president.

11—Richard E. Walsh named IATSE president as George F. Browne resigns.

Darryl F. Zanuck reappointed head of the Academy Research Council.

12—Ohio ITO chargees "sabotage" of New York consent decree's article 4 licensing features.

13—Federal Judge John Knox sentences Willie Bioff to 10 years and George E. Browne to Eight years, plus $[illegible]0 000 fines apiece.

Eastman Kodak declares $4,200,000 wage dividend.

14—Industry unity conference to be held in Chicago in December, FILM DAILY discloses.

National Film Board for U. S. suggested by John Grierson Dominion's Film Commissioner.

18—United Artists names Edward C. Raftery president, Gradwell L. Sears, sales chief and Laudy Lawrence vice-president and executive co-ordinator.

21—Haskell Masters leaves U.A. for Odeon vice-presidency.

24—British Films Council asks cut in quotas.

25—Chicago All-Industry Unity meet called for Dec. 9.

Tom Connors reported to head 20th-Fox sales.

26—"Little Three" trial in April, U. S. plan.

Carl Leserman names UA general sales manager.

Tom Connors signs 5-year contract with 20th-Fox as aide to president Sydney R. Kent.

Nicholas M. Schenck heads national motion picture committee for 1942 March of Dimes.

Iowa-Nebraska exhibitors ready to ask anti-five block law.

27—Ohio ITO convention tables resolution against "Big Five."

28—Warner Bros. $5.429.302 net profit nearly doubles 1940 earnings.

— DECEMBER —

1—Hollywood contract players list hits new high.

2—Government, in final Crescent suit arguments, charges series of monopolies to eliminate indie competition.

Paramount to redeem three and one-quarter per cent debentures from current cash.

3—New York censor cuts fall sharply in 1941.

Robert Taplinger resigns as Warners national publicity manager.

4—Robert Taplinger appointed executive assistant to President Harry Cohn of Columbia

British Board of Trade okays Films Council's proposed slash in quotas.

5—MPTOA executive committee to attend Chicago unity meet.

Paramount to redeem second preferred stock

Wm. P. Raoul named assistant president of the IATSE.

8—Industry eyes Chicago unity parley as group conferences set stage.

Oscar Deutsch, head of British Odeon Circuit, dies.

9—Industry pledges war service and support to the president.

9—Schine trust suit trial set for March 3 in Buffalo.

10—Unity plan steering committee named at Chicago conference.

Nations theaters take war problems in stride.

11—Industry buries hatchet with adoption of 5 Point Plan for unity at Chicago conference.

Studios look for no war-time crippling of production.

12—April trial for Little Three equity suit said Government goal.

Blackouts cut Coast grosses up to 75 per cent.

15—New York theaters recommended as air raid shelters.

Stanley Company of America reports $2,079,164 profit for 1941.

All Honolulu theaters open; no raid damage, FILM DAILY staff correspondent wirelesses.

16—"Hands off" U.A. management by owners; new operating setup completed.

17—O.P.M. choosing industry advisory committee: A. Julian Brylawski named special consultant on priority problems.

J. Malcom Kingsberg named to head all RKO Theater activities; N. Peter Rathbon elected RKO vice-president, and Leon Goldberg, treasurer.

Francis S. Harmon resigns from MPPDA to accept war activities committee coordinator post.

18—Judge Henry W. Goddard bars consent decree's fall by default; places "Little Three" suit on February calendar.

19—President Richard Walsh of IATSE pledges support to A F of L's no strike policy for duration.

22—MPTOA board okay of unity plan seen; half of directors' votes in without single dissent.

Spyros and Charles Skouras ink new National Theaters contracts.

23—Circuit grosses unaffected by arbitration clearance awards, checkup reveals.

Conn. indie exhibs. ask return of block-booking, oppose New York consent decree.

November Federal admission tax collections hit $10,411,197.

RKO unifies accounting and auditing under Garrett Van Wagner.

24—President Roosevelt names Lowell Mellett Co-ordinator of Government Films; directs no film censorship.

Loew's completes $18,000,000 refunding plan.

National Allied asks Appeals Board end.

26—OPM surveys studios on requirements of vital materials for 1942.

Loew's sues Local 306, operators, under anti-trust act.

George J. Schaefer, Spyros Skouras, Harry Kalmine and Leonard Goldenson accept unity committee assignments.

29—"Let Screen tell why we fight," urges Sidney R. Kent.

National Theaters reps. to guide Hoyts (Australian) circuit.

Edwin W. Aaron named Loew's assistant general sales manager.

Film industry's war effort role is outlined by Jack Alicoate, FILM DAILY publisher, in annual year-end review and forecast.

In Memoriam—1941

(*Continued from Page* 8)

WILSON COLLISON, playwright, Hollywood. FD: 5-27.

WILLIAM M. JAMES, dean of Ohio exhibitors, Columbus, O. FD: 5-27.

SIR HUGH WALPOLE, British novelist, London. FD: 6-3.

GEORGE L. BICKEL, actor, Hollywood. FD: 6-9.

TED REILLY, veteran of the Comerford circuit, Avoca, Pa. FD: 6-12.

JOSEPH R. KAUFMAN, Universal's Cleveland manager, Cleveland. FD: 6-16.

JOSEPH F. COUGHLIN, film critic on M. P. Herald, New York. FD: 6-16.

IRENE FRANKLIN, actress, New York City, FD: 6-17.

ARTHUR FREDERICK GOODRICH, playwright, New York City. FD: 6-30.

RICHARD CARLE, veteran stage and screen actor, Hollywood. FD: 7-1.

CHARLES F. EYTON, pioneer film executive, Hollywood. FD: 7-7.

ROY L. WALKER, president ITOA of Texas, Lampasas, Tex. FD: 7-7.

AURIOL LEE, actress and director, Hutchinson, Kan. FD: 7-7.

SAM H. HARRIS, veteran Broadway theatrical producer, New York City. FD: 7-7.

CHARLES K. ULRICH, called "father of press books," New York City. FD: 7-8.

KEENE ABBOTT, long motion picture critic of the Omaha World-Herald, Omaha. FD: 7-9.

SAM A. SCRIBNER, head of burlesque circuit, New York City. FD: 7-9.

HUNTLEY WRIGHT, actor, London. FD: 7-15.

JEROME JACKSON, former head of the Teddington Studios, London. FD: 7-17.

LEW FIELDS, veteran actor, Hollywood. FD: 7-22.

LOUIS C. HEHL, Secretary of the MPTO of St. Louis, St. Louis. FD: 7-29.

JAMES V. RITCHEY, founder of Monogram Pictures, New York. FD: 7-29 .

CHARLES MURRAY, stage and screen actor, Hollywood. FD: 7-30.

PURNELL PRATT, actor, Hollywood. FD: 7-30.

EDDIE LEONARD, actor, New York City. FD: 7-30.

MOE STREIMER, United Artists home office representative, New York City. FD: 8-1.

FREDERICK JAMES SMITH, fan magazine editor and film publicist, New York City. FD: 8-6.

J. J. PARKER, head of the Parker Circuit, Portland, Ore. FD: 8-12.

BERT KENNY, veteran Loew manager in the Bronx. FD: 8-13.

J. STUART BLACKTON, veteran motion picture producer and long head of Vitagraph, Hollywood. FD: 8-14.

DAVID WERNERS, veteran casting director, Hollywood. FD: 8-21.

GEORGE FISCHER, head of the Fischer music publishing firm, New York City. FD: 8-28.

FRED HERMAN, Comerford Circuit executive, Wilkes-Barre. FD: 9-2.

JAMES A. CREELMAN, writer and producer, New York City. FD: 9-10.

EUGENE WALTER, dramatist, Hollywood. FD: 9-29.

THOMAS J. CARRIGAN, star of the silent films, Detroit. FD: 10-7.

GUS KAHN, lyricist, Hollywood. FD: 10-9.

HELEN MORGAN, actress, Chicago. FD: 10-10

COL. J. R. BOOTH, JR., film financier, Ottawa, Canada. FD: 10-13.

CHARLES A. HOXIE, General Electric's inventor of sound on film, Schnectady, N. Y. FD: 10-14.

VICTOR SCHERTZINGER, film director, Hollywood. FD: 10-28.

HAMILTON SMITH, director, producer, writer. Hollywood. FD: 10-30.

ARTHUR HURLEY, film director, Hollywood. FD: 11-4.

MARCEL LEBLANC, author of the Arsene Lupin stories and films, Perpignan, France. FD: 11-10.

KENNETH DAVENPORT, long scenarist for the late Douglas Fairbanks, Hollywood. FD: 11-12.

OSCAR DEUTSCH, head of the Odeon Circuit in England, London. FD: 12-8.

WELLS HAWKS, publicist, founder of TPROA Pinehurst Sanitarium, Pomona. FD: 12-8.

JOHN CHARLES WILSON, television engineer, New York City. FD: 12-9.

OSCAR E. WEE, New York theatrical producer, Cambridge Mass. FD: 12-12.

OHN O. ROHDE, Warner Bros. branch manager, Oklahoma City. FD: 12-16.

C. E. VAN DUZEE, Minneapolis veteran exhibitor, Oakland, Calif. FD: 12-16.

WILLIAM H. CADORET, general manager Monroe Amusement Co., Rochester, N. Y. FD: 12-23.

DAVID HOWARD, film director, Hollywood. FD: 12-23.

JOHN G. EVINS pioneer exhibitor of Georgia, Atlanta. FD: 12-24.

WILL HORWITZ, well-known Texas theater operator, Houston. FD: 12-29.

BLANCHE BATES, actress, San Francisco. FD: 12-29.

SPG, Distributors Setting Contract

(*Continued from Page* 1)

representing both sides are now engaged in drafting a final contract which, of course, will be subject to ratification by the companies and the Guild. Latter is expected to act via a membership meeting, probably next week.

Negotiations between the SPG and the majors have been in progress for a period of months. A temporary impasse was reached some time ago, but negotiations subsequently were reopened, and speedy progress made. The SPG is an indie unit, although CIO affiliation was considered.

Buenos Aires Requires Change in M of T Title

Buenos Aires (By Air Mail)—Municipal authorities required RKO to switch the title of the March of Time subject "Hitler's Peace," to "Promises of Peace" before the reel could open at the Opera and Ideal.

A NEW ALL-TIME RECORD!

Remember the Day

HAS JAMMED AND PACKED NEW YORK'S 6000-SEAT ROXY FROM ROTUNDA TO RAFTERS . . . FROM MORNING TO MIDNIGHT . . . EVERY DAY SINCE ITS OPENING . . . PLAYING TO A RECORD-SHATTERING TOTAL OF 89,749 PEOPLE IN THE FIRST FOUR DAYS OF ITS RUN!

20th CENTURY FOX

Attention, Exhibitors! If you haven't already done so, sign your pledge to help the industry's "MARCH OF DIMES" drive. Lobby collections, week starting January 22nd.

A Happier New Year in 1942 Through Victory!

THE Film DAILY

Intimate in Character
International in Scope
Independent in Thought

The Daily Newspaper
Of Motion Pictures
Twenty-Three Years Old

L. 80, NO. 128 NEW YORK, WEDNESDAY, DECEMBER 31, 1941 TEN CENTS

LOEW'S 1941 NET SOARS TO $11,134,593

Dismissal Decisions in Rowlands Cases Dismissed

Arbitrator Had Ruled Existing Clearances in Columbus, Reasonable

Motion Picture Appeal Board has reversed the decisions of the arbitrator in two cases filed by Fred Rowlands, Columbus, O., exhibitor. In both cases, the arbitrator dismissed the complaints on the grounds that the existing clearances were not unreasonable.

In one case, Rowlands complained that the clearance of 21 days which the Markham Theater had over his Parsons Theater was unreasonable and asked that the clearance be re-

(Continued on Page 3)

★ Happy New Year! ★

So. Cal. ITO Blasts Increased Rentals

West Coast Bureau of THE FILM DAILY

Hollywood—In a statement issued yesterday, the ITO of Southern California and Arizona, asserts that the increased rentals being exacted of indie exhibs. is making it impossible for them to continue to operate their theaters.

The statement in part follows:

"Steady increase in film rentals

(Continued on Page 10)

★ Happy New Year! ★

Coplan Takes UA Can. Spot; Col. Names Glazer

Dave Coplan, general manager of Columbia Pictures of Canada, Ltd., has resigned to become Canadian supervisor for United Artists. Coplan's successor will be Sam Glazer,

(Continued from Page 6)

Scranton Houses In Salvage Campaign

Scranton, Pa. — Civilian defense salvage campaign opened here yesterday when free admission to six Comerford houses in this city was given to boys and girls who presented bundles of papers, magazines or other salvage material at the box offices. Orient in nearby Dunmore and the Granada in nearby Olyphant also inaugurated the plan.

FIRST THEATER BLACKOUT TEST

Capitol, Worcester, Stages Initial Demonstration Before Capacity Audience of 2,000

By JAMES GORDON

FILM DAILY Staff Correspondent

Worcester, Mass.—What is believed to be the first air raid blackout test to be held in any theater in the East was staged at the Capitol theater before a capacity audience of 2,000.

Ten minutes before the demonstration, Manager Elmer D. Daniels appeared on the stage, told the patrons a blackout test was to be made, and introduced Lieut. Harry T. Sohlberg, deputy chief air raid warden and co-ordinator of defense training of the Worcester Committee on Public Safety.

Lieut. Sohlberg explained what would happen during the test and what would be done by members of the theater staff. He advised the audience:

"The best thing for you to do is remain in your seat, keep calm, and

(Continued on Page 10)

Para. Sues Browne, Bioff for $100,000

Paramount Pictures yesterday filed suit in Federal Court to recover $100,000 paid to William Bioff and George E. Browne, under alleged extortion between May, 1936 and January, 1938. The complaint stated that this sum was turned over to the defendants under duress and because

(Continued on Page 10)

★ Happy New Year! ★

300 Northeast Theaters Join March of Dimes Drive

Boston—The most complete organization of theaters in Maine, New Hampshire, Vermont and Massachusetts ever attempted is being set up

(Continued on Page 6)

Exhibitor Forums in Memphis, St. Louis

M-G-M's next Exhibitors' Forums will be held in Memphis and St. Louis on Jan. 13 and Jan. 15, respectively, H. M. Richey, director of exhibitor relations, announced yesterday. Because "war jitters" may have an effect on the box offices, Metro feels that the need for merchandising

(Continued on Page 6)

★ Happy New Year! ★

Blackburn to Co-ordinate Coast Pix Red Cross Drive

Washington Bureau of THE FILM DAILY

Washington — Eddie Blackburn, vice-prexy and general manager of J. E. Brulatour, Inc. of California

(Continued on Page 6)

N.Y. Film Critics Pick "Kane"

Ford, Cooper and Fontaine Also Get Awards

"Citizen Kane" was named as the best motion picture of 1941 by the New York Film Critics in their seventh annual vote, the results of which were announced today. Gary Cooper was selected on the first ballot as the actor turning in the year's outstanding performance in his role of Sergt. Alvin York, and John Fontaine was named as the year's

(Continued on Page 6)

Producers, 8 IA Studio Unions Resume Talks Mon.

Producers will resume negotiations with eight of the IATSE studio locals in New York Monday. Business delegates from the sound men, tlectricians, grips, laborers, costumers, studio machinists and

(Continued on Page 3)

Company's Profit Advances $2,226,124; Earnings Equal To $6.15 Per Share on Com.

For the year ended Aug. 31, 1941, Loew's, Inc., increased its net profit over the preceding year by $2,226,124. Annual statement of the company, released today, shows that the company earned $11,134,593, compared with $8,908,469 for the 1940 fiscal year. Current net profit is equal to $6.15 per share on common stock outstanding after deducting preferred dividend. Last year's profits were equal to $4.82.

Statement shows that Loew's operating revenues amounted to $128,409,879, of which $124,213,557 came

(Continued on Page 3)

★ Happy New Year! ★

First MPICC Parley In N. Y. on Jan. 21

First meeting of the Motion Picture Industry Conference Committee will be held at the Warwick Hotel, New York, on Jan. 21, Jack Kirsch, temporary chairman, informed THE FILM DAILY yesterday. All sub-committees are expected to

(Continued on Page 6)

★ Happy New Year! ★

Loew's Stockholders Meet Set for Feb. 3

Annual meeting of Loew's, Inc., stockholders has been set for Feb. 3 at the home office. Re-election of directors is expected to be the high-

(Continued on Page 3)

"One a Week" Policy For Metro—Lichtman

"One a week" will be the M-G-M production policy for the 1942-43 season, according to Al Lichtman, Loew's vice-president and studio executive, who stated here yesterday that the war will have no appreciable effect on the studio's production plans.

Lichtman, who arrived from the Coast yesterday, said he was here for a few days to look at the new plays.

THE NEWSPAPER OF FILMDOM — THE FILM DAILY — ALL THE NEWS ALL THE TIME

Vol. 80, No. 128 Wed., Dec. 31, 1941 10 Cents

JOHN W. ALICOATE : : : : Publisher

DONALD M. MERSEREAU : General Manager
CHESTER B. BAHN : : : : : : Editor

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FINANCIAL

(Tuesday, Dec. 30)

NEW YORK STOCK MARKET

	High	Low	Close	Net Chg.
Am. Seat.	7¼	6¾	7⅛	+ ½
Col. Picts. vtc. (2½%)	5⅜	5⅛	5⅛	.....
Columbia Picts. pfd.	24½	24	24½	+ ¼
Con. Fm. Ind.	½	⅜	7-16	+1-16
Con. Fm. Ind. pfd.	7¼	7⅛	7¼	+ ¼
East. Kodak	137½	136	137½	+ ½
do pfd.	176	176	176	.....
Gen. Th. Eq.	11⅞	11	11⅛	+ ⅞
K-A-O	95	95	95	+ 1¾
Loew's, Inc.	38¼	36⅜	38⅛	+ 1¾
do pfd.	106⅜	106⅜	106⅜	.....
Paramount	14⅞	14⅝	14¾	.....
Para. 1st pfd.	111	111	111	+ 1
Para. 2nd pfd.	13⅜	13¼	13¼	.....
RKO	3¼	3⅛	3¼	+ ⅛
RKO $6 pfd.	47	46	47	+ 1½
20th Century-Fox	7¼	6¾	6⅞	.....
20th Century-Fox pfd.	19¼	18½	18½	.....
Univ. Pict. pfd.	152	152	152	— 1
Warner Bros.	5⅜	5	5⅜	+ ¼
do pfd.	70	70	70	+ 1

NEW YORK BOND MARKET

	High	Low	Close	Net Chg.
Loew's deb. 3½s46	....	....	....	.....
Para. B'way 3s55	58	58	58	+ ½
Para. Picts. cv. 3¼s47	....	....	....	.....
Warner Bros.' dbs. 6s48	95½	95¼	95½	+ ½

NEW YORK CURB MARKET

	High	Low	Close	Net Chg.
Monogram Picts.	¾	¾	¾	+3-16
Radio-Keith cvs.	⅛	⅛	⅛	—1-32
Sonotone Corp.	2	2	2	.....
Technicolor	7	6⅜	7	+ ¾
Trans-Lux	....	....	....	.....
Universal Corp. vtc.	7½	7⅛	7⅛	.....
Universal Picts.	26	26	26	+ 3

★ Happy New Year! ★

$106,000 "Pulham" Gross In Last 6 Days at M. H.

More than 300,000 persons paid to see M-G-M's "H. M. Pulham, Esq." during its 13-day engagement at the Radio City Music Hall, recording one of the highest grosses in the theater's history for such a run, the Music Hall management announced yesterday. The film grossed more than $106,000 in its last six days.

Capra to Direct Films To Boost Service Morale

Washington Bureau of THE FILM DAILY

Washington—Back to Washington yesterday for the first time since the world premiere of his "Mr. Smith Goes to Washington" in October, 1938, came Frank Capra, top-notch Hollywood producer, to offer his services to the Army.

After conferring with Army officials, Capra disclosed he has volunteered to direct and produce films designed to bolster the morale of service men. Capra said he would prefer to concentrate on entertaining and educational films for soldiers, aimed directly to the service men, and not to the general public.

He was met at the train by Col. Richard T. Schlosberg and Captain Sy Bartlett. During the day he conferred with Brig. Gen. Frederick Osborn, chief of the morale branch. Capra's rank has not yet been determined.

★ Happy New Year! ★

Flat Confiscatory Levy Proposed in Washington

Washington Bureau of THE FILM DAILY

Washington—While Congress will not start officially to work on the new tax bill designed to finance the Victory program until mid-January, a move for a flat confiscatory levy on large incomes was reported gaining some headway on Capitol Hill yesterday. Suggestions that the Government take all above $20,000 or $30,000 income, with even such permissable income subject to "normal" Federal taxation, have been advanced.

★ Happy New Year! ★

$100,000 Roxy Week Seen For "Remember the Day"

Twentieth-Fox's "Remember the Day" is expected to roll up a first week gross of approximately $100,000 at the New York Roxy, it was reported at the home office yesterday.

C. W. White Dies in Miami

Miami—Charles Frederick White, 61, owner of Consolidated Amusement Co., died here after a brief illness. He was a native of Rumson, N. J., and came to Miami 14 months ago from New York. He leaves the widow, Mrs. Florence E. White. Interment in Woodlawn Park Cemetery, Miami.

Joelson Sued for $50,000 Brokerage Commissions

Julius Joelson was named defendant yesterday in a suit for $50,000 brokerage commissions filed in N. Y. Supreme Court by Harry Thoens & Co., real estate broker. Plaintiff contends that it was employed in December, 1938 to procure for Joelson a theater circuit on the promise of receiving the customary commission.

According to the complaint the plaintiff arranged for the sale of the circuit owned by Consolidated Amusement Enterprises to J. J. Theaters, Inc., a corporation allegedly created for that purpose by Joelson.

★ Happy New Year! ★

War Won't Curtail Schlesinger's Production

Leon Schlesinger, Warner Bros. cartoon producer, stated yesterday upon his arrival from the Coast that the war would have no appreciable affect on short subject production. Schlesinger said he would produce the same number of cartoons next year as his current schedule which consisted of 26 Looney Tunes and 16 Merrie Melodies in Technicolor. Schlesinger plans to remain here for a few weeks.

★ Happy New Year! ★

Home Offices Will Close Early to Mark '42 Bow

Home offices will mark the approach of 1942 by closing early today. Twentieth-Fox will be open until noon, Loew's and RKO will close at 1 p.m., and Paramount and Columbia at 4 o'clock. Warners, UA, Universal and Republic had not determined their closing hour last night.

★ Happy New Year! ★

Levine Replaces Kalcheim

Harry Kalcheim, head of Paramount's artist booking bureau, has tendered his resignation effective immediately, Leonard Goldenson, head of Paramount's theater department, announced yesterday. Harry Levine, Kalcheim's former assistant, succeeds.

Rites for Mrs. Hawkinson

Funeral services will be held today in Flushing for Mrs. Marie E. Hawkinson, mother of Robert K. Hawkinson, Latin-American division manager for RKO. Mrs. Hawkinson died Sunday. Her son is in Buenos Aires.

F. F. F.

Interesting—Isn't it?

COMING and GOING

MRS. JOSEPH SHULMAN of the Rivoli Webster, Hartford, is vacationing in Hollyw

AL LICHTMAN has arrived from the C for home office conferences.

PAT CASEY, studio labor representative, rived yesterday from Hollywood.

ROBERT M. SAVINI, president of Astor tures Corp., returns today from a tour of west exchanges.

DWIGHT DEERE WIMAN and **JACK KIR** planed out for the Coast yesterday for a at the musical, "They Can't Get You Down.

TONY MARTIN left Chicago for the Coast last night to join the Navy.

★ Happy New Year! ★

Loew Managers Competi For $2,000 Para. Prizes

Loew's theaters managerial sta in the New York City area will co pete, borough against borough, prizes of $2,000 in Defense Bon offered by Paramount to the sho men who achieve the best recor with eight of the latter compan new pictures in the Loew's-Pa mount "Box-office Battle of the B oughs." An additional $8,000 h been appropriated by Paramount f the contest and will be expended a special adv. campaign and in priz for filmgoers, who will participa in special competitions to be work out later.

Competition, plans for which we announced yesterday by Robert Gillham, Para.'s ad-publicity chi will divide the Loew's showmen i to four units: the Bronx, with theaters; Brooklyn, with 19; Ma hattan, with 22, and the Queen Westchester-North Bergen sect 12. Manager making the best sho ing in each borough will get a $1 Defense bond, and the assistant ma ager of the same theater, a $ bond. As for the borough maki the best showing, every assista manager in that area will receive $50 bond, while every assistant ma ager in the next best borough w receive a $25 bond prize.

Pix selected for the contest a divided into four two-feature pr grams: "Nothing But the Trut and "Buy Me That Town," "Ho Back the Dawn" and "Henry Aldric for President," "Skylark" and "Ne York Town" and "Birth of th Blues" and "The Night of Janua 16th."

NATIONWIDE—BUT NOT TOO BIG FOR FRIENDLY SERVICE!

Postal Telegraph

CHARGES FOR TELEGRAMS 'PHONED IN APPEAR ON YOUR TELEPHONE BILL.

11,134,593 Profit eported by Loew's

(Continued from Page 1)

om theater receipts, rentals and les of films and accessories. In-mes taxes, including prior year's justments, equalled $3,722,875, hile excess profits taxes on partly ned corporations only amounted to 2.

ted among the assets on the bal-nce sheet is $18,387,971 in current nd working cash. It was noted, owever, that of the cash shown, $8,-3,603 was in foreign countries, her than Continental Europe and e Far East, and principally in Eng-nd, all subject in some degree to xport restrictions. To the extent included for respective countries ,440,000 has been received in the nited States up to Dec. 26, 1941, nd within four months, under an ar-angement with the British Govern-ent, an additional $2,336,000 is ex-ected to be received.

The amount of net assets in all reign countries, other than Conti-ental Europe and the Far East (and ot including portion of cost of film roductions allocated to foreign but tained on books in the United tates) is $18,910,633, of which net urrent assets, with some exclusion r cost of film productions, amounts $6,731,037. The $919,759 due to reign banks by foreign subsidiar-s, payable in foreign currencies, guaranteed by Loew's, Inc. Net ssets in Continental Europe and the ar East amount to $1,182,102.

The consolidated earned surplus ccount showed that the balance as f Aug. 31, 1941, was $59,017,813, ompared with $56,715,616 on Sept. 1940.

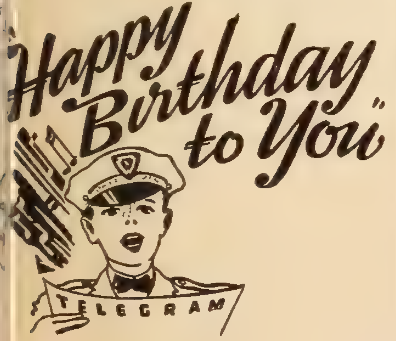
★ Happy New Year! ★

roducers, 8 IA Studio nions Resume Talks Mon.

(Continued from Page 1)

rops locals will attend as well as tudio labor executives.

Pat Casey, who arrived from the oast yesterday, will represent the roducers. Projectionists and lab echnicians' locals have signed al-eady with the producers.



DECEMBER 31

Gaston Glass
William J. Fadiman
Hortense Schorr
Gep Evans
Frank Richardson

JANUARY 1

William Fox
Charles Bickford
Boris Morros
William Haines
William Koenig
J. Don Alexander
Jay Rescher
Al Martin

ALONG THE RIALTO

with Phil M. Daly

▼ ▼ ▼

● ● ● **EVER** since Longfellow Deeds went to town in the greeting-card-verse-penning realm, there have been but few "pomes" or "times" composed by our non-professional industry scriveners......But among the few worth preserving for posterity (and a smile) is the delightful doggerel fashioned by Si Seadler and published in the Try-a-Rhyme colyum in last Sunday's PM......We quote in full:

Nazi soldiers in retreat,
Running all the way—
Here's the lesson they repeat:
"Crimea doesn't pay!"

▼ ▼ ▼

● ● ● *INCIDENTALLY (and justifiably), Mister Seadler won two bucks for that metro-cal traffic, since it was one of four winning efforts concocted for better or for verse in the noozepaper's contest,—in which no holds are "bard"......And, incidentally, too, the Seadler pome is not wasted promotionally on the desert air, when you reflect that Leo the Lion has a very nice short subject series called "Crime Doesn't Pay"......In grabbing the two bucks award, Mister Seadler proved that "Rhyme Does Pay"......*

▼ ▼ ▼

● ● ● **WHILE** Seadler was taking care of one apex of the triangular Axis, another winner, one Florence Cooper, took a slug at the Snip-ponese, and also won two bucks......Now along to our desktop comes a non-commercial panegyric in rhyme which pans the pants off Bel Paese Mussolini for even thinking that the Italo-Americans might not stand by the Stars and Stripes......This verse flows from none other than Columbia Sileo (Mrs. Jimmy Sileo), and we'd like, space permitting, to reproduce it in full......Between all the above writers, there's no opponent left for poor Phil M.'s typewriter but a few recalcitrant Slovaks, Hungarians, Roumanians, and queer Quislings......

▼ ▼ ▼

● ● ● *STUFF AND STUFF......Frank Schiffman of the Leo Brecher circuit will celebrate his 25th wedding anniversary on Saturday with a party at his home......Gordon White, for many years advertising chief for Educational, is in town for the holidays......Gordon is on the Defense Savings staff and has been with a camera crew making "Minute Man" talks in Minnesota and Wisconsin......Crew next will work in New England and New York......Paramount's party for the children of the press folks was a big success yesterday......After filling up on ice cream and cake......the kids had a great time seeing "Mr. Bug Goes to Town"......and judging by the reaction, Paramount should know that its cartoon feature is a hit......Bad news for the industry's fishermen......at least those who like to cast a line in nearby ocean spots......The Coast Guard has banned party boat fishing off the Long Island coast for the duration of the war......This is going to hit such anglers as Si Seadler, Hal Horne, Tom Waller, Herb Berg, Bob Gillham, Ed Finney, Bill Pine, Howard Reichenbach, Bob (Superman) Maxwell, Hank Linet et Al Wilkie......*

▼ ▼ ▼

● ● ● **MISS K. T. STEVENS** has been chosen by New York University's Motion Picture Club as the best film material of the year......and accordingly has honored her with a plaque acclaiming her as "Miss New Year's of 1942."......

Dismiss Dismissals In Rowlands Case

(Continued from Page 1)

duced to seven days. The five consenting companies were defendants in both complaints and J. Real Neth Theaters Co., owners of the Markham, was the intervenor.

It was pointed out in the original hearings that Paramount contracts gave the Markham a run 30 days after downtown and the Parsons a run 52 days after downtown. Markham's contracts with 20th Century-Fox and Loew's provide that the Markham shall have "seven days to set and play and 14 days clearance" over the Parsons. It was understood that the contracts of Warner Bros. and RKO were similar to that of Paramount. The two theaters are nearly a mile apart on different thoroughfares.

The arbitrator in his award said that the complainant had failed to sustain his complaint that the clearance was unreasonable. The appeal board, however, wrote that "we are of the opinion that a clearance in favor of the Markham over the Parsons to be reasonable should not be more than 45 days after first-run downtown." The appeal board, therefore, reversed the arbitrator's award and wrote that the "maximum clearance which may be granted to the Markham Theater over the Parsons Theaters in licenses hereafter entered into by" the five companies "shall be 45 days after last playdate at the first-run theaters downtown in the City of Columbus." Costs were assessed against all parties involved.

The same procedure was ordered by the appeal board in the case of Rowlands' Main Theater which sought a reduction in the 21-day clearance granted to Neth's Eastern Theater. In this case, too, the Main was forced to follow downtown first-runs by 52 days, and the arbitrator, likewise, dismissed the complaint, declaring that the existing clearance was reasonable.

Appeal board, however, reversed the decision and declared that the maximum clearance which "may be granted to the Eastern Theater over the Main Theater in licenses hereafter entered into by" the defendant companies "shall be 45 days after last playdate at the first-run theaters downtown" in Columbus.

★ Happy New Year! ★

Loew's Stockholders Meet Set for Feb. 3

(Continued from Page 1)

light of the session. Present slate of directors includes George N. Armsby, David Bernstein, Leopold Friedman, John R. Hazel, Al Lichtman, Charles C. Moskowitz, William A. Parker, J. Robert Rubin, Nicholas M. Schenck, Joseph R. Vogel, David Warfield and Henry Rogers Winthrop.

★ Happy New Year! ★

"Eternal Gift" at Squire

Squire theater, 695 Eighth Ave., reopens in early January with "The Eternal Gift."

A HAPPY NE

"SERGEANT YORK"

"THEY DIED

"THE MAN

"YOU'RE IN T

"ALL

WARNER BROS.

STRAIGHT THROUGH THE YEAR

H THEIR BOOTS ON"

HO CAME TO DINNER"

ARM**Y** NOW"

ROUGH TH**E** NIGHT"

"THE M**A**LE ANIMAL"

"KINGS **R**OW"

T'S *Warner Bros.*

Exhibitor Forums in Memphis, St. Louis

(Continued from Page 1)

efforts is more apparent than ever and that the sessions will be unusually timely.

The Memphis forum will be held at the Peabody Hotel. The St. Louis meeting will be at the Coronado. Richey has sent invitations to approximately 1,000 exhibitors in the two territories. Co-sponsors in Memphis will be R. X. Williams and M. A. Lightman. Fred Wehrenberg will assist in the St. Louis forum.

Success of the first forum at Columbus is expected to be repeated at the coming sessions. Speakers will include Joseph X. Gooris, western sales manager of the Bureau of Advertising of the American Newspaper Publishers Association, who will give an illustrated talk on "Some Broad Points of Newspaper Advertising"; Besa Short, of the Interstate Circuit of Texas, who will lead a round table discussion on merchandising the junior features; Billy Ferguson who will discuss exploitation ideas and present samples of 80 proven aids; Ed Salzberg, Bluefield, W. Va., exhibitor, who will discuss closer contact with the community.

Richey will preside at all sessions. He will be assisted in St. Louis by Branch Manager J. Frank Willingham and in Memphis by J. X. Quinn, branch manager. A luncheon in honor of Jack Quinn, recently appointed Central division manager, will be held in St. Louis. Mike Simons will handle details.

★ Happy New Year! ★

Blackburn to Co-ordinate Coast Pix Red Cross Drive

(Continued from Page 1)

yesterday was appointed co-ordinator between the film industry and the American Red Cross for the war relief drive which H. M. Warner will head in Hollywood. Blackburn was designated at a conference yesterday attended by Norman Davis, Sloan Color and G. Stewart Brown of the Red Cross, Edward Arnold, of the SPG, William German and Harry Maizlish.

★ Happy New Year! ★

First MPICC Parley In New York Jan. 21

(Continued from Page 1)

be formed and chairmen appointed by that time.

The general committee, composed of industrial leaders in the exhibition and distribution branches, is expected to put in motion the various points agreed upon at the organizing meeting in Chicago earlier this month.

★ Happy New Year! ★

Metro Buys Two Stories

West Coast Bureau of THE FILM DAILY

Hollywood—Metro has acquired "The Stranger" by Clarence Upson Young and "Comin' at You" by Borden Chase.

N.Y. Film Critics Pick "Kane"

Ford, Cooper and Fontaine Also Get Awards

(Continued from Page 1)

top actress for her work in "Suspicion."

John Ford, last year's winner, was selected as 1941's leading director for his work on "How Green Was My Valley," his last assignment before taking up his post as commander in the Navy. Orson Welles was runner-up for the best-direction award.

Awards at Private Dinner

Welles, producer and star as well as director of the winning film, which was released by RKO Radio Pictures, will be awarded the New York Film Critics' bronze plaque at a private dinner to be given by the reviewers on Jan. 10 at Leone's Wine Cellar. Annual cocktail party which usually marks the event has been cancelled because of the war. Plans for a Coast-to-Coast broadcast, including scenes from the winning film, are being made, however.

Cooper, Miss Fontaine and Commander Ford will be awarded parchment scrolls, but none has yet indicated whether he or she can accept the awards in person.

The critics voted Monday afternoon in the private dining room at the N. Y. Times. Eighteen members cast votes, two of them by proxies.

"Citizen Kane," on the sixth and final ballot of the poll to name the year's best picture, won 10 votes. "How Green Was My Valley," the 20th Century-Fox production of the Richard Llewellyn novel, was the runner-up with seven votes. The only remaining vote was cast for "Sergeant York," Warners' biography of the World War hero.

New Rule Limited Balloting

Under a new rule to limit balloting, the two-thirds majority requirement was suspended after the fifth ballot, and the candidate with the greatest number of votes on the sixth ballot was declared winner. Candidates polling only one vote on a second ballot were automatically eliminated.

Last year's acting awards went to Katharine Hepburn for "The Philadelphia Story" and to Charlie Chaplin, who did not accept, for "The Great Dictator." The best film of 1940 was Ford's "The Grapes of Wrath." "Wuthering Heights" was the prize-winner in 1939.

There was neither a best-foreign-film award nor a special-recognition award offered this year as there had been in previous years.

Gary Cooper polled 14 votes, more than the two-thirds majority, on the initial ballot while Orson Welles drew two for his portrayal of Citizen Kane, and Robert Montgomery and Cary Grant drew one each for their characterizations in "Here Comes Mr. Jordan" and "Suspicion," respectively.

Fontaine Won on Fifth Ballot

Miss Fontaine won a two-thirds majority on the fifth ballot, her sister, Olivia de Havilland, polling three votes as her closest competitor. On the third ballot Miss Fontaine and Miss de Havilland were tied with six votes each. Miss de Havilland was a candidate on the basis of her appearance in "Hold Back the Dawn."

Greta Garbo and Dorothy Comingore, the former for her acting in "Two-Faced Woman," the latter for her role as the second Mrs. Kane in the Welles picture, were also represented in the final ballot.

Other candidates in the best-film balloting, in addition to "Citizen Kane," "Sergeant York" and "How Green Was My Valley," were: "The Stars Look Down," "The Little Foxes," "Lady Eve," "Blossoms in the Dust," "Here Comes Mr. Jordan" and "Major Barbara."

In the best-direction group, which was decided on the sixth ballot, Ford polled 10 to Welles' eight, the closest contest in the voting. Other directors nominated on the first ballot were: John Huston for "The Maltese Falcon," three votes; Howard Hawks for "Sergeant York," two votes, and one vote each for Alfred Hitchcock for "Suspicion," Carol Reed for "The Stars Look Down," and Alexander Hall for "Here Comes Mr. Jordan."

Preston Sturges drew two votes on the second ballot for "Lady Eve," Ford and Welles were tied with five votes each on the first ballot, Ford gaining a lead of three on the second count.

Among the actresses considered on the first ballot in that classification, Bette Davis in "The Little Foxes" and Joan Crawford in "A Woman's Face" drew two votes each. Represented with one vote each were Sara Allgood for "How Green Was My Valley," Ida Lupino for "Ladies in Retirement," "Claudette Colbert for "Remember the Day" and Vivien Leigh for "That Hamilton Woman."

Miss Comingore and Miss Fontaine had three each in the first tally and Miss Garbo and Miss de Havilland had two each.

18 Met. Reviewers Voted

The eighteen reviewers from metropolitan New York papers who voted are: Cecelia Ager, PM; Howard Barnes, Herald-Tribune; William Boehnel, World-Telegram; Kate Cameron, Daily News; Herbert Cohn, Eagle, secretary; Bosley Crowther, Times; Wanda Hale, Daily News; Louise Levitas, PM; Dorothy Masters, Daily News; Leo Mishkin, Morning Telegraph, president; Rose Pelswick, Journal-American, David Platt, Daily Worker; Edgar Price, Citizen; Thomas M. Pryor, Times; Theodore Strauss, Times, and Irene Thirer, Post. Robert W. Dana of the Herald-Tribune and Archer Winsten of the Post voted by proxy.

300 N. E. Theaters Join Dimes Drive

(Continued from Page 1)

for the industry's 1942 March of Dime campaign. M. J. Mullin, New England chairman, reports over 300 theaters enrolled in that section to make lobby collections Jan. 22-23.

Mullin's county chairmen inclu[illegible]

MAINE: C. J. Russell, Bangor; [illegible]. Stoddard, Houlton; Charles Brooks, Ashland.

MASSACHUSETTS: Hy Fine, Boston; J. Goodwin, Lynn; R. Sternberg, Boston; F. McManus, Brighton; H. Wasserman, Mattapan; John J. Ford, Boston; A. Garbose, Athol; Mr. Peterson, Boston; Nathan Goldstein, Springfield; Louis M. Gordon, Boston; Irving Green, Watertown; Max Melincoff, Boston; Charles E. Kurtzman, Boston; Samuel J. Kurzon, Boston; Max L. Levenson, Boston; E. M. Loew, Boston; Francis C. Lydon, Dorchester; Joseph Mathieu, Winchendon; Harry McDonald, Boston; George A. Ramsdell, Malden; Herman Rifkin, Boston; Charles Morse, Boston; Philip Smith, Boston; Ralph E. Snider, Boston; Al Somerby, Boston; E. Harold Stoneman, Boston.

RHODE ISLAND: W. Spragg, Pawtucket.

CONNECTICUT: Harry F. Shaw, New Haven.

NEW HAMPSHIRE: John B. Eames, Littleton; E. Fahey, Manchester.

★ Happy New Year! ★

Coplan Takes UA Can. Spot; Col. Names Glazer

(Continued from Page 1)

who is resigning as UA's Canadian general manager after an association of 19 years.

Coplan joined Columbia in Detroit in 1926, later becoming Montreal manager and shifting to Toronto in 1932. He also is a member of the National Film Board of the Canadian Government.

Glazer joined UA as a salesman in 1923, having been formerly with Regal Films.

★ Happy New Year! ★

Astor and Criterion Open All Night New Year's Eve

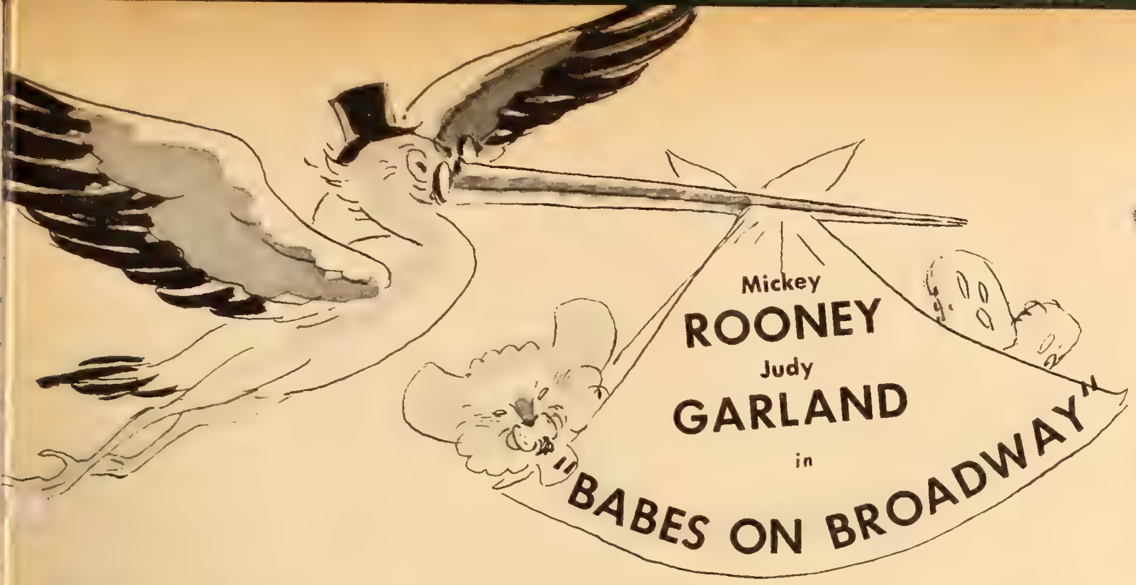
The Astor Theater, playing "The Shanghai Gesture," and the Criterion playing "Sundown," both United Artists releases, will remain open all night tonight—New Year's Eve—it was announced late yesterday.

★ Happy New Year! ★

Producers Offer SPG Ten Per Cent Pay Jump

West Coast Bureau of THE FILM DAILY

Hollywood — Producers' counter-proposal to the Screen Publicists Guild's request for a 25 per cent increase is 10 per cent on basis of salaries effective Jan. 5, 1942.



Mickey
ROONEY
Judy
GARLAND
in
"BABES ON BROADWAY"

1942's FIRST BLESSED EVENT!

Flash from Milwaukee! Here's the tip-off. In its first four days it's doing 243%, topping everything. And merrily launched with 400 New Year's engagements from Coast-to-Coast! Clear the calendar for *your* hold-over!

MR. & MRS. LEO WILL KEEP 'EM ROLLING!

ROBERT
TAYLOR
LANA
TURNER
in
"JOHNNY EAGER"

SPENCER
TRACY
KATHARINE
HEPBURN
in
"WOMAN of the YEAR"

NORMA
SHEARER
MELVYN
DOUGLAS
in
"WE WERE DANCING"

JEANETTE
MacDONALD
NELSON EDDY
in
"I MARRIED AN ANGEL"

"JOE SMITH, AMERICAN"
starring
ROBERT YOUNG

ABBOTT
AND
COSTELLO
in
"RIO RITA"

More! More! More! "The Vanishing Virginian," the Surprise Triumph with Frank Morgan, Kathryn Grayson • Ann Sothern, Red Skelton in "Panama Hattie" • Greer Garson, Walter Pidgeon in "Mrs. Miniver" • Eleanor Powell, Red Skelton in "Ship Ahoy" • Spencer Tracy, Hedy Lamarr, John Garfield in "Tortilla Flat" • Mickey Rooney, Lewis Stone and all the folks in "The Courtship of Andy Hardy." And More! More! More!

SAFETY with M-G-M!

(THERE'S NO OT

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Para

"LOUISIANA

40 OU

OPENING HOLIDAY DATES OUTGROSS
AND "CAUGHT IN THE DRAFT"

As the figures come in, even Paramount is knocked speechless by the grosses for "the show that has everything." But they're a matter of record, in BLACK and WHITE! "La. P." is outgrossing BOTH "North West Mounted Police" and "Caught in the Draft" IN 40 OUT OF 53 OPENINGS!

* (*"North West Mounted Police" opened Thanksgiving week-end—"Caught in the Draft" opened Fourth of July week-end!*)

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PURCHASE"

OF 53

BOTH "NORTH WEST MOUNTED POLICE"

OR SIMILAR HOLIDAY OPENINGS!*

NOTE: **IN MILWAUKEE,** "North West" opened in TWO houses..."Louisiana" is grossing as much in ONE HOUSE...the Palace...as "NWMP" did in BOTH!

NOTE: **IN LOS ANGELES,** both "NWMP" and "Caught in the Draft" played WITH A STAGE SHOW. "Louisiana Purchase" is outgrossing both WITHOUT A STAGE SHOW!

NOTE: **IN WHEELING,** Manager George Zeppos of the REX Theatre wires: "OPENED TO THE BIGGEST CHRISTMAS BUSINESS IN THE 25 YEAR THEATRE HISTORY; AUDIENCE REACTION AS SENSATIONAL AS THE BOX OFFICE. WE HAVE RAISED PRICES AND RAISE HAS MET WITH PUBLIC'S APPROVAL!"

Paramount Pictures

Para. Sues Browne, Bioff for $100,000

(Continued from Page 1)

of illegal demands, backed by the threat of calling strikes.

Paramount pointed out that there was no labor dispute existent at the time and stated that the payments were made "unwillingly."

Industry circles speculated last night on the possibility that similar actions would be instituted by other companies which had been victimized, according to testimony at the Browne-Bioff trial.

Companies subsequently were sued by minority stockholders on the basis of the alleged pay-offs.

★ Happy New Year! ★

Warners To Tradeshow Five

Warner Bros. will nationally tradeshow five forthcoming features Feb. 2-3. Pictures which will be shown are: "The Male Animal," and "Always In My Heart," Feb. 2, and "Bullet Scars," "Juke Girl" and "The Enemy Within" on Feb. 3.

★ Happy New Year! ★

"Fantasia" Tradeshows Jan. 19

Trede screenings of Walt Disney's "Fantasia" have been set by RKO for Jan. 19 in the distrib. 32 exchange cities, according to an announcement by Sales Manager A. W. "Andy" Smith, Jr.

FIRST THEATER BLACKOUT TEST

Capitol, Worcester, Stages Initial Demonstration Before Capacity Audience of 2,000

(Continued from Page 1)

continue to watch the pictures, which will be kept going. In the event of the complete loss of electric power, the possibility of which is very remote, this theater is equipped with an automatic emergency lighting system.

"Furthermore, when the 'all clear' signal is relayed to you, do not rush out of the theater to see what has happened on the outside. If you must go out immediately, go as slowly and calmly as you would ordinarily. But the best thing is to remain seated for another five or ten minutes—or for the rest of the show, if you can."

Sohlberg then explained that the test would be made sometime during the newsreel.

This is what happened:

The theater presumably received warning of the impending raid. This warning was transmitted to all departments over the theater's telephone system.

Every light on the outside of the theater, including lights in the lobby, was turned off. The cashier dropped the glass of her window, picked up her cash, and came into the theater. All windows had already been blacked out.

Yellow lighted "Air Raid" signs at both sides of the stage began to blink.

The house lights went up 50 per cent.

Ushers moved up and down the aisles on the main floor and in the balconies to calm nervous patrons or to care for those who might do anything that would contribute to a general panic.

The picture continued.

Three ushers went to the roof of the theater carrying special fire-fighting equipment to handle any incendiary bombs which might fall on the roof.

The engineers shut off boilers and intake fans.

To make the test complete, the regular power was turned off and the theater operated for about four minutes on the emergency lighting plant, which is designed to continue for three hours if necessary.

During the use of emergency power, the picture was off the screen—but interrupting the show would be necessary only if the regular power were turned off.

The blinker lights remained on for two minutes.

The audience reaction was just about what might have been expected from patrons who had ample notice that the whole thing was a test.

The older members remained quiet, while some of the younger ones gave vent to whistles intended to simulate falling bombs and there were a few muffled verbal "booms."

The all-clear signal was given by the management.

Managers of other local theaters were guests at the test and most of them are planning for future tests in their own theaters.

The managers agreed that there are a number of problems—potentially serious—to be ironed out.

One is the matter of preventing a wholesale rush out of the theater, considering, at the same time, that there may be those in the audience whose presence on the outside during a raid is essential, or, at least, desirable. These would include doctors, air-raid wardens, public safety officers, and others.

How to get such persons out of the theater without starting a general exodus is one of the problems the managers hope to clarify.

★ Happy New Year! ★

Witt Joins Hal Horne

Peter Witt, formerly Samuel Goldwyn's personal rep. in Europe and managing director of Twentieth Century-Fox in the Near East, has joined the Hal Horne Organization. He will act as field co-ordinator.

So. Cal. ITO Blasts Increased Rentals

(Continued from Page 1)

exacted by distributors from exhibitors has passed far beyond the saturation point and independent exhibitors now find themselves in th position of being unable to successfully and normally operate their theaters. Terms of the consent de[illegible] instead of aiding independent ex[illegible] tors, have very substantially increased film fental prices and placed independent theater owners in a helpless position because there is no remedial clause in the decree to protec them from this procedure on the par of distributors.

Can't Pay First-Run Prices

"It is quite obvious that independent exhibitors' inability to lease pictures except on a subsequent-run basis makes it impossible for them t pay the same, and sometimes greate percentage terms paid by first-run particularly when by the time thes pictures reach their theaters they fin public interest attracted by newe pictures just being released.

"Moveovers in large capacity theaters by first-runs also absorb a even greater portion of patronag that would naturally and normall attend subsequent-run theaters.

So. California Survey

"To meet this emergency, the IT made a comprehensive survey of th Southern California territory an placed its findings before all distributors requesting their aid in modifying and reducing all film rental in order that independent exhibitor could meet the conditions with whic they are faced.

"This request resulted in a majority of distributors replying that the would be glad to endeavor to solv each exhibitor's problem individuall but that they would not conside granting a general modification o reduction to meet the present emergency. This attitude, despite the fac that all independent exhibitors ar so detrimentally affected that man of them most reluctantly contemplat the necessity of closing their theaters, is creating in the minds of all exhibitors a firm conviction that distributors have no regard, no sympathy with the exhibition branch of the motion picture industry.

"Last Pound of Flesh"

"This is particularly true when profit statements of a majority of distributors indicate no necessity for them to exact the last pound of flesh.

"Exhibitors are helpless with no normal recourse, and the burning question is, what are distributors going to do about it? This question can only be answered by the distributors themselves, not by vague promises but by immediate action in the reduction of film rentals. If this is not done, independent exhibitors of the United States will find a way not only to protect their investment but to assure the theater-going public of the normal and continuous operation of their theaters."

EXHIBITORS DRAFTED!

Our President needs your help in his campaign to fight infantile paralysis!

SIGN UP TODAY
FOR THE 1942
MARCH of DIMES
LOBBY COLLECTIONS WEEK OF JAN. 22

PLEDGE! I will show the March of Dimes trailer (supplied gratis) and make collections in my lobby the week starting January 22. Send full details.

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City ------------------------------

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War Effort to Occupy N.Y. Legislature

Opens Jan. 7; Little Film Legislation Seen

By RICHARD J. CONNERS

ALBANY, Dec. 29.—Prosecution of a successful war effort is the major concern of the 1942 New York State legislature, which convenes Jan. 7 to hear Gov. Herbert Lehman's annual message. The motion picture industry has alread indicated its enthusiastic support measures designed to aid in th tional effort at home and and the feeling exists hibitors particularly wi real interest in legislat

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Clearance Award Affects Theat In Oakland

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Albany W Sets 1

Hellzapoppin' On B'way as Grosses Soar

Record Visitors Influx Jams Show Places

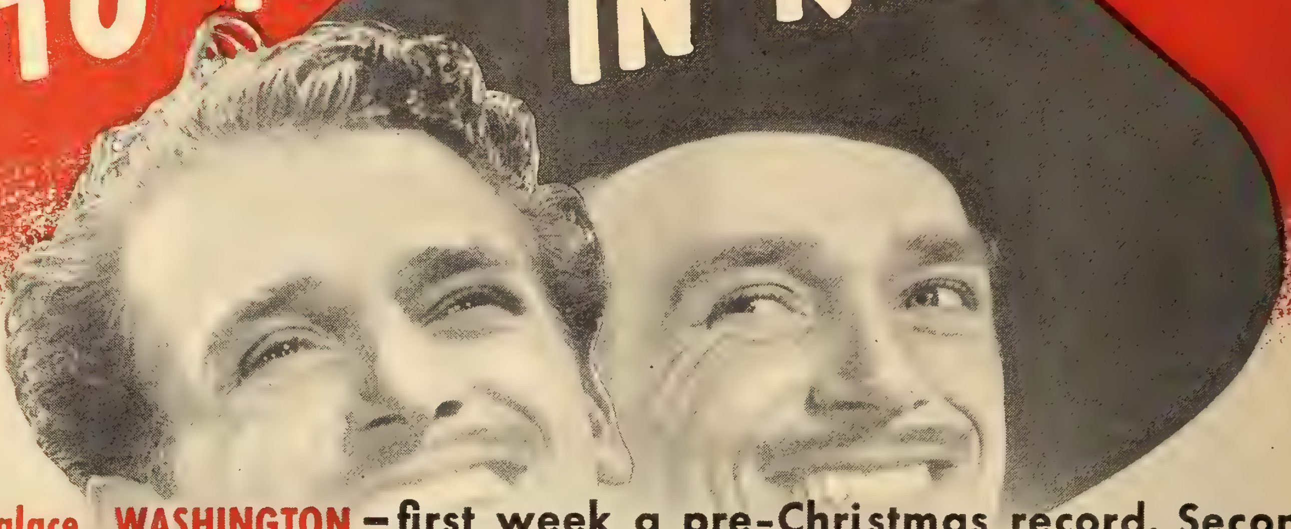
By SAM SHAIN

Extra planes, extra trains, extra besides thousands of private re bringing thousands New York for New portation firms

Here's the kind of headlines that will tell your story when you date "HELLZAPOPPIN"!

A Mayfair Production · A UNIVERSAL RELEASE · A Hellzaprofitin' Booking!

UP TO THEIR EARS IN RECORDS!



Loew's Palace, WASHINGTON – first week a pre-Christmas record. Second week, each day topping similar day of previous week. **U. A. Theatre, SAN FRANCISCO** – now in its second week and still doing more business than any two opposition theatres combined. Held over, of course. **Loew's State, HOUSTON** – 172% of average holiday business. **Great Lakes, BUFFALO** – 260% of average. Will be brought back to same theatre for a repeat run. **Warner's, YOUNGSTOWN** – in four days did *double* the average business of the theatre for a full week. **Shea's, ERIE** – opening day biggest gross of any U. A. picture in three years. **Orpheum, MONTREAL** – unheard of gross as picture does 262% of last year's Christmas attraction! ***AND HELD OVER IN 52 THEATRES FROM COAST TO COAST!***

EDWARD SMALL presents
ALEXANDRE DUMAS' masterpiece of adventure and romance

THE CORSICAN BROTHERS

STARRING
DOUGLAS FAIRBANKS, JR.

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